

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
MAY 7, 2013**

Mayor Naughton called the Regular 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. 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. Jordan, Mr. Judge, Mrs. Reilly, Mayor Naughton

ABSENT: Mr. Fay, Mrs. Venables

ALSO PRESENT: Jane L. Gillespie, Borough Clerk
W. Bryan Dempsey, Borough Administrator
Joseph Colao, Esq, Borough Attorney
Peter Avakian, Borough Engineer

Public Comments

Eileen Walker, 410 Sussex Avenue, stated that for fifty years she has had two (2) lockers and questioned why this year she is being charged as a nonresident for one locker. Mr. Jordan responded stating that two years ago a policy was put into place allowing for one locker per resident and any second locker assigned to the same address would be considered a purchase of a nonresident locker. Mrs. Reilly added that the objective was to make sure that every resident in the Borough had the opportunity to purchase a locker. Mrs. Walker stated that she feels she's being penalized for having a large family and voiced opposition to the policy. Mr. Dempsey asked if all the users of the 16 badges that come with the two lockers live in her home and are Spring Lake residents. Mrs. Walker stated that they did not and argued that residents who have a single locker don't necessarily use all eight badges for people who live in their homes. Mr. Judge added that it's his understanding that the lockers and badges are used for family and friends that come in from out of town and as such to some extent is being used by nonresidents. Mr. Judge further stated that if he had a need for badges and locker space for his family that extended beyond a single locker he would not be opposed to paying a nonresident fee. Mrs. Walker further expressed disagreement noting that since there are extra lockers that are not sold she should be able to get two. Mrs. Reilly added that the Committee is attempting to be as fair as possible to all residents by ensuring that every resident was able to get a locker.

Lyle Marlow, 110 Pennsylvania, stated that he agrees with Mrs. Walker. Mr. Marlowe commended those involved in the restoration of the boardwalk and stated that the PBS video on the website was very nice. Mr. Marlowe asked if there was any new information regarding FEMA's move to revise flood maps and if the Mayor and Council has been active in putting pressure on FEMA in connection with the flood map revisions. Mayor Naughton stated that the Borough participated in a round table meeting on how to scientifically refute the maps noting that the science involved in refuting the maps is significant and would involve a much greater effort than simple letter writing. Mr. Drasheff added that the maps being referenced are considered final preliminary maps, which when issued opened up a period of commentary for municipalities and citizens. The Mayor stated that the Borough has not received any official correspondence regarding revised maps. Mr. Marlowe suggested the Borough take whatever action they can politically to be on record regarding their position. Mr. Jordan asked for clarification as to Mr. Marlowe's objection. Mr. Marlowe stated that he believes the expansion is well beyond what is reasonable.

Helen Motzenbecker, 4 Glenwood Avenue, asked if the old benches that are at the Borough yard will be placed back on the boardwalk. Mayor Naughton responded stating that new benches will be purchased. Mr. Judge offered that the benches are being ordered and they will also be dealing with the issue of replacing the plaques.

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Eileen Walker, 410 Sussex Avenue, stated that although she is still extremely annoyed about the locker situation she wanted to thank the Borough for the great job they've done on the boardwalk restoration.

Helen Motzenbecker, 4 Glenwood Avenue, stated that she has been watching the progress of the north end pavilion and asked if the walls are pre-cast concrete. Mr. Dempsey responded stating that the walls will be manufactured off-site starting Thursday while the pool decking, concrete work and tubs are being made now.

Council Comments & Staff Reports

Mayor Naughton reported that she recently attended an event recognizing the 35th Anniversary of the Historical Society noting that it was a great event. The Mayor stated that the members involved in the Society do a remarkable job in categorizing and showcasing the history of Spring Lake. The Mayor reflected on the stories told by some of the original members, who are well into their 80s, of how they would drive around in their station wagons collecting items and raising money relentless in their efforts to protect the history of Spring Lake. The Mayor invited members of the public to visit the Historical Society's Museum. The Mayor also reported that Mr. Rich Clayton, Director of the Business Improvement District and a local business owner is being honored as Citizen of the Year. The Mayor expressed her strong support of Mr. Clayton being selected for the honor noting that he has been a remarkable contributor to the downtown district and the development of a wonderful retail shopping and dining experience for visitors and residents. The Mayor reflected on the many hours Mr. Clayton has contributed to the business district noting the importance of this in light of the fact that his own business, a car livery business, doesn't rely on local foot traffic.

Mr. Drasheff reported that the Budget Committee expects to have the Municipal Budget ready for introduction at the Special Council Meeting that has been scheduled for May 16, 2013. Mr. Drasheff also shared that the Coast Star reporter, Caren Caterina, who has been assigned to the Borough for the last five (5) years, will be moving on to another assignment. On behalf of the Borough, Mr. Drasheff wished Ms. Caterina all the best in her new role.

Mr. Jordan recognized Ms. Robbin Kirk, CFO, for not only her efforts on the budget but also her efforts spearheading the implementation of credit card processing for beach sales in connection with selling daily and seasonal beach badge sales.

Harry Zarb, 2205 Third Avenue, asked if the benches that are being purchased will be the same as those lost. Mr. Jordan stated that they will be of a similar design only better constructed.

Mr. Judge reported that 499 lockers have been sold which meets the budgeted sales goal for lockers and expressed concern about the sale of daily badges not knowing what the overall perception may be by other areas of New Jersey regarding the Jersey Shore. Mr. Judge reflected on the many six month post Sandy reports that spoke to nothing being done in the areas of Sea Bright and Mantoloking and voiced a sense of urgency to get the word out that Spring Lake beaches will be open for business on Memorial Day. Mr. Judge also joined the Mayor in congratulating Mr. Clayton on his honor and thanked Ms. Caterina for her service.

Mrs. Reilly thanked the beach committee and all those involved in getting the beach ready for Memorial Day. Mrs. Reilly outlined the many details addressed and acknowledged the beach staff and their work while expressing confidence that it will be a great season. Mrs. Reilly also appealed to the residents to be patient and understanding in that it will not be a typical beach season due to the post Sandy changes as well as the North End Pavilion construction. Mrs. Reilly also congratulated Mr. Clayton on his well deserved honor as well as the Historical Society on their 35th Anniversary.

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Lyle Marlowe, 110 Pennsylvania Avenue, asked if FEMA was helping with the cost of the benches. Mayor Naughton responded reporting that FEMA will be covering 75% of the cost. The Mayor further reported that a decision has yet to be made on how the 25% balance will be paid.

Mr. Avakian gave an update on the Third Avenue road project detailing the paving, milling and utility schedule. Mr. Avakian, addressing the Mayor's and Council's concerns regarding the Memorial Day festivities, stated that what work is not fully complete will be held so as not to disrupt the Spring Lake 5 race, the Irish Festival and the retail shopping traffic. Mr. Jordan inquired as to the possibility of doing the work at night. There was a brief discussion regarding the various pros and cons. The Mayor requested Mr. Avakian look into the possibility.

Mr. Colao reported that he has one matter for close session.

Mr. Dempsey reported that construction has been ordered to begin later this week on the Lake Como outfall pipe with hopes of it being completed by Memorial Day weekend. Mayor Naughton asked about the timing of the removal of the pumps. Mr. Dempsey responded that the pumps can be removed once the outfall pipe is fully functioning, roughly early June. Mr. Dempsey continued reporting that a preconstruction meeting was held in connection with the Duggan Building noting that construction should begin later this month. Mr. Dempsey shared that there was representation from Public Works and Police in an effort to best coordinate the various logistics of the project. Mr. Dempsey also reported that there has been an increase in the number of residents purchasing and installing generators for their homes. According to the Borough's existing ordinance, generators must be placed within eight (8) feet of the structure of the home, Mr. Dempsey stated. Due the size of the generators and the logistics of placing them, many residents are finding it difficult to comply with the current ordinance, Mr. Dempsey continued, noting that the Borough may need to adjust the ordinance. The Mayor asked if Mr. Zahorsky had a suggestion on how the ordinance might be modified. Mr. Dempsey responded that making the requirement ten (10) to twelve (12) feet might solve the problem. The Mayor suggested that Mr. Zahorsky offer a recommendation for the Council to consider. In connection with Wreck Pond, Mr. Dempsey reported that a meeting is being set with DEP to discuss the living shoreline, permit needs, piping as well as other issues and confirmed that part of the challenge is working with DEP and more specifically the endangered species section of the DEP as it relates to the protection of the Piping Plover. Mr. Lyle Marlowe, 110 Pennsylvania, asked if the Boroughs of Sea Girt and Spring Lake Heights were going to assist with the living shoreline efforts. Mr. Dempsey and Mr. Avakian agreed that they need to move forward independently to keep the project going forward and keep the members of the Wreck Pond group informed of any design details.

Business Items Under Consideration - None

Ordinances for Introduction- None

Ordinance for Adoption - None

Consent Agenda

Mr. Jordan asked Mr. Dempsey for clarification of the Mandatory Source Separation aspects of R-13-081. Mr. Dempsey confirmed that it relates to the need to separate the recyclables.

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

**R-13-079 - RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION RA#16-2013 - UNITED
METHODIST WOMEN OF ST. ANDREWS - ON PREMISE RAFFLE**

WHEREAS, United Methodist Women of St. Andrews has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#16-2013, and

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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#16-2013 be and the same is hereby approved as follows:

**NAME: United Methodist Women of St. Andrews
West Lake Avenue, Spring Lake, NJ 07762
Identification No.: 475-3-31760**
**LOCATION: Wesley Hall
Mercer Avenue, Spring Lake, NJ**
DATE: June 22, 2013 9:30 AM - 2:00 PM

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

**R-13-080 - RESOLUTION - RELEASING MAINTENANCE GUARANTEE
1401 OCEAN AVENUE – BLOCK 88, LOT 1**

WHEREAS, Green Gables has requested release of maintenance guarantees posed with respect to the subdivision of Block 88, Lot 1, and

WHEREAS, the Zoning Review Agent, Matthew Zahorsky has recommended the release of the guarantee as the required as required improvements have been inspected and found to be satisfactory.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough of the Borough of Spring Lake that the maintenance guarantee posted by Anne Estabrook be and hereby are released for Block 88, Lot 1.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

R-13-081 - RESOLUTION - AUTHORIZING TONNAGE GRANT APPLICATION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2013 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of Mayor and Borough Council of the Borough of Spring Lake to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

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WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the Borough of Spring Lake hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Donald Brahn Jr. as Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

R-13-082 - RESOLUTION - TAX REIMBURSEMENT CERTIFICATION

WHEREAS, the Recycling Enhancement Act, P.L.2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE BE IT RESOLVED that the Borough Council of the Borough of Spring Lake hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, Chapter 311, in 2011 in the amount of \$5,641.71 and in 2012 in the amount of \$4,645.83. Documentation supporting this submission is available at the Borough of Spring Lake, P.O. Box 638, 423 Warren Avenue, Spring Lake, NJ 07762 and shall be maintained for no less than five(5) years from this date.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

R-13-083 - RESOLUTION - APPOINTING OF 2013 EMPLOYEES

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as Beach Employees for the 2013 Season:

Table with 3 columns: Name, Position, Salary. Includes Dan Finn (Beach/Pool Manager, \$22,633.80), Mark Jarmon (Assistant Manager, \$18.75 per hour), Kevin Oberto (Assistant Manager, \$18.75 per hour), Janet Carbin (Chief Lifeguard, \$14,902.39), Edward Reilly (Lifeguard Lieutenant, \$10,659.00), Anthony Hipsley (Lifeguard Lieutenant, \$10,659.00), Mat Giachetti (EMT Safety Instructor, \$3,672.00), Colleen Panzini (Swim Clinic Instructor, \$28.19 per hour), Colleen Panzini (Swim Team Co-Coach, \$2,770.00), Catherine Miksic (Swim Team Co-Coach, \$2,770.00), Tom Bateman (Jr. Guard, \$3,060.00).

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Beach Rake Operators

Daniel Roe \$120.00 per night
Stephen Roe \$120.00 per night

Beach Maintenance

Matthew Aprahamian	\$7.50 per hr	Marcus Lecorchick	\$8.30 per hr
Kevin Beachem (Supervisor)	\$11.50 per hr	Mennie, Anthony	\$5,610 season
Donald Corson	\$7.50 per hr	Daniel Miles	\$7.50 per hr
Shane Finn	\$8.00 per hr	Thomas Rossi	\$8.00 per hr
Casey Fury (Supervisor)	\$11.50 per hr	Michael Short	\$8.00 per hr
Zachary Hennings	\$8.00 per hr	James Smith	\$8.75 per hr
Brian Holod (Supervisor)	\$11.50 per hr	Patrick Walsh	\$7.50 per hr
Domenic Gargiulo	\$7.50 per hr	Jordan Zawodniak	\$8.00 per hr
Gregg Keniston (Supervisor)	\$11.50 per hr		
John Lane	\$8.75 per hr		

Pool Cleaning/Night Watch

Joseph Drew \$120.00 per night/\$15.00 per hour
William Heaney \$120.00 per night/\$15.00 per hour

Beach Restrooms

Denise Ploskonka	Pre/Post Season Days (All)	\$ 50.00 per shift	Restroom Attendant Supervisor
	In Season Days (N. End)	\$110.00 per shift	
	In Season Nights (All)	\$160.00 per shift	
Meredith Ploskonka		\$12.50 per shift	Restroom Attendant
Melinda Ploskonka		\$12.50 per shift	Restroom Attendant

Badge Seller

Anne Carpinello	\$10.25
Helen Clayton	\$10.25
Mary Ann Crimmins	\$10.25
Robert Dawson	\$10.25
Lia Florentine	\$10.25
Lisa Giambattista	\$10.25
Christine Kaczorowski	\$10.25
Madeline MacIver	\$10.25
Olivia Mastrodonato	\$10.25
Alyssa McGarry	\$10.25
Joseph McGarry	\$10.25
Joyce Megill	\$10.25
Taylor Milanowycz	\$10.25
Arline Naughton	\$10.25
Annette Quetel	\$10.25
Peter Roche	\$10.25
Jessica Stankiewicz	\$10.25
Eileen Strand	\$10.25
Daniel Tully	\$10.25
Arline Valian	\$10.25
Jacqueline Wall	\$10.25
Katie Wall	\$10.25
Dorothy Weierman	\$10.25
Beth Whitaker	\$10.25

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Gate Checker

Steven Allen, Steven	\$8.25
Peter Bongiovanni	\$8.25
Lindsay Broxmeyer	\$8.25
Lyndsey Casagrande	\$8.25
Howard Dombroski, Howard	\$8.25
Ryan Durando	\$8.25
Emily Glassford	\$8.25
Jillian Hart	\$8.25
Richard Haskin	\$8.25
Emily Hunt	\$8.25
Allison Johnson	\$8.25
Emily Kaminski	\$8.25
Megan Kennedy	\$8.25
Edward Ledden	\$8.25
Tina Lee	\$8.25
Patrcik Mastrorilli	\$8.25
Frances McClaughlin	\$8.25
Caitlin McGarry	\$8.25
Richard Smith	\$8.25
Andrew Van Schaack	\$8.25
Sean Van Winkle	\$8.25

Julia Williams

\$8.25

Office Clerks

Ann-Elise Dousset	\$11.25
Lauren Gargiulo	\$11.25
Samantha Grassano	\$11.25
Joseph Liddy	\$11.25
Carolyn O'Doherty	\$11.25
Lisa Petrillo	\$11.25
Leigh Anne Pisegna	\$11.25
Katherine Quinn	\$11.25
Shane Sturtevant	\$11.25

Pool Gate Attendants

Nicholas Giambattista	\$11.25
Betty Karl	\$11.25
Hugh Meehan	\$11.25

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Lifeguards

Employee	Level	Hourly Pay Rate
AHLERS, VICTORIA J.	213	\$13.10
AKLUS, FRANK J.	215	\$14.88
BATEMAN, IAN H.	211	\$12.23
BENVENUTO, STEPHEN J.	210	\$10.10
BILOTTI, CAROLINE	211	\$12.23
BONGIOVANNI, FRANCESCA	212	\$12.23
BRIANT, HANNAH P.	212	\$12.23
BROOKS, MICHAEL	211	\$12.23
BURKARD, PAIGE A.	211	\$12.23
BYRNE, ABIGAIL E.	211	\$12.23
BYRNE, SEAN C.	213	\$13.10
CANNON, SARAH E.	213	\$13.10
CANTILLO, CHRISTOPHER G.	211	\$12.23
CAPPIELLO, MICHAEL J.	217	\$16.99
CARBIN, JENNA F.	214	\$13.10
CARBIN-STEVENSON, JESSICA A.	214	\$14.88
CAVANAGH, SEAN M.	217	\$16.99
CONTE, LOUIS B.	211	\$12.23
CONTE, MARK A.	213	\$13.10
CRISCUOLO, JULIE A.	212	\$12.23
CRISCUOLO, MELISSA M.	213	\$13.10
DAUGHERTY, CASSANDRA	215	\$14.88
DEXHEIMER, ANNA R.	212	\$12.23
DEXHEIMER, KYLE A.	215	\$14.88
DITOMMASO, KRISTEN E.	215	\$14.88
DONNELLY, GERARD	213	\$13.10
DUFFORD, CHRISTOPHER J.	216	\$13.52
DUGGAN, MARY K.	215	\$14.88
ENNIS, MICHAEL K.	212	\$12.23
FARRELL, EILEEN T.	215	\$14.88
FERENCZ, ALEX J.	215	\$14.88
FINN, SARAH	213	\$13.10
FLAHERTY, ANNALÉE D.	211	\$12.23
FOLEY, COLLEEN M.	211	\$12.23
FOLEY, KATHRYN M.	212	\$12.23
FOX, BRIAN C.	210	\$10.10
FREDA, ANTHONY J.	211	\$12.23
GAMON, STEFAN A.	210	\$10.10
GASZYNSKI, JAN-RICHARD R.	214	\$13.10
GILBERT, LAUREN K.	215	\$14.88
GREEN, MICHAEL R.	213	\$13.10
GREEN, ROBERT P.	215	\$14.88
GREENQUIST, NICHOLAS T.	213	\$13.10
GROTHUES, DANIEL	217	\$16.99
GROTHUES, MEGHAN C.	215	\$14.88
HALL, JEREMY B.	210	\$10.10
HARKINS, NANCY A.	215	\$14.88
HOFFMAN, ROBERT J.	215	\$14.88
HOLLERAN, MARTIN W.	215	\$14.88
KACSMAR, THOMAS P.	212 EMT	\$12.65
KAPPY, JR R.	217	\$16.99
KARKLIN, CONNOR	211	\$12.23
KARKLIN, JACK	210	\$10.10
KARKLIN, RYAN D.	212	\$12.23
KAZABA, KATHERINE L.	214	\$13.10
KOESTER, MARK A.	216	\$13.52
KROPKE, CAROLINE L.	215	\$14.88
KROPKE, EMMA A.	215	\$14.88
LAPHAM, KEVIN G.	215	\$14.88
LEMKE, JOSEPH J.	215	\$14.88
LENK, KEVIN P.	215	\$14.88
LEONARD, JASON P.	215	\$14.88
MALDJIAN, KATHERINE E.	215	\$14.88
MALDJIAN, KEVIN P.	210	\$10.10
MALDJIAN, MARGARET R.	215	\$14.88
MALDJIAN, MEGHAN P.	212	\$12.23
MALDJIAN, SEAN P.	213	\$13.10
MANCINI, MICHAEL P.	211	\$12.23
MASTRONARDI, JON J.	211	\$12.23
MCCARTHY, RACHEL M.	211	\$12.23
MCCLATCHEY, SHANE O.	213	\$13.10
MCCORMICK, JOSEPH P.	214	\$13.10
MCGEE, KEVIN E.	211	\$12.23
MEEHAN, HUGH	213	\$13.10
MENCEL, CHARLES H.	215	\$14.88
MIHALCIK, PETER J.	215	\$14.88
MONTELEONE, ROBERT T.	217	\$16.99
NANDA, ALEXANDER K.	213	\$13.10

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NANDA, CHRISTOPHER N.	211	\$12.23
NEGREY, JOSEPH A.	214	\$13.10
NIEMANN, CHRISTIAN	212	\$12.23
NOBLE, ASHLEY L.	215	\$14.88
NOBLE, RACHEL	211	\$12.23
O'DONNELL, LIAM	215	\$14.88
PALIUKAITIS, MICHAEL J.	212	\$12.23
PARSONS, COLIN J.	215	\$14.88
PELES, SHANE	211	\$12.23
PERROTTO, GINA M.	214	\$13.10
PETRONE, CAROLINE M.	213	\$13.10
PETRONE, PATRICK J.	214	\$13.10
PIMENTEL, NICHOLAS	211	\$12.23
POLAND, MEGHAN L.	212	\$12.23
POSNER, JANE V.	211	\$12.23
PRESTON, KIERAN J.	212	\$12.23
PRINCE, TROY B.	211	\$12.23
REDEMONTI, BETHANY	212	\$12.23
REILLY, CONOR P.	214	\$13.10
ROONEY, CASEY A.	211	\$12.23
ROZEK, ELIZABETH A.	214	\$13.10
RUBIN, KATE	210	\$10.10
RUSSO, WILLIAM A.	214	\$13.10
SABAITS, CHARLIE S.	212	\$12.23
SABAITS, CHRISTOPHER S.	211	\$12.23
SASALA, JOSEPH M.	214	\$13.10
SHERMAN, DANIEL	215	\$14.88
SMITH, MARGARET ANNE T.	211	\$12.23
SPITZER, MICHAEL H.	212	\$12.23
ST. GERMAINE, JACQUES R.	211	\$12.23
STRIZKI, DIANA L.	217	\$16.99
TARULLO, DAVID M.	212	\$12.23
TESTA, RICHARD A.	215	\$14.88
THOMPSON, SEAN M.	214	\$13.10
TOMBS, TYLER W.	211	\$12.23
VELLA, JEFFEREY J.	215	\$14.88
VELLA, SEAN P.	215	\$14.88
WALDRON, AMANDA L.	215	\$14.88
WALDRON, TUCKER T.	215	\$14.88
WALSH, SEAN	215	\$14.88
WHEELER, BRANDON J.	212	\$12.23
WHITE, AMY C.	211	\$12.23
WHITE, ROSE T.	211	\$12.23
WILSON, DAVID E.	212	\$12.23
WILSON, GABRIELLE R.	210	\$10.10
WLADICH, JAMES F.	215	\$14.88
ZUPKO, ROBERT L.	217	\$16.99

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

R-13-084 - RESOLUTION - AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE SPRING LAKE CATAMARAN CLUB FOR THE 2013 BEACH SEASON

WHEREAS, the Spring Lake Catamaran Club, (formerly known as the Sea Girt Catamaran Club) has approached the Borough of Spring Lake with a request to again allow them to keep their boats on the beach in Spring Lake for 2013; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor, Administrator and Clerk are hereby authorized to execute an Agreement with the Spring Lake Catamaran Club in a form to be agreed upon and approved by the Borough Attorney and which incorporates the following terms and conditions:

1. The total number of catamarans shall not exceed 20 without further approval of the Borough.
2. The fee payable to the Borough's Beach utility for each boat shall be \$150 for each boat for the 2013 season. Each Catamaran must display a permit decal to be provided by the Borough upon receipt of the fee.
3. All individuals wishing to utilize boats shall be required to have valid beach badges, whether seasonal, half season, monthly or daily.

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- 4. Each club member/catamaran owner shall be required to execute a Release, Indemnification and Hold Harmless Agreement in favor of the Borough and its officers and employees for any claims arising out of the use or placement of the boats on the Spring Lake beach.
- 5. Each boat owner shall carry and provide proof of liability and personal injury insurance covering the catamarans in the amount of \$100,000 per person and \$300,000 per occurrence.
- 6. The Borough shall have no liability for the safekeeping or security of the boats on the beach.
- 7. The boats shall only be kept and stored in the approved location(s) designated by the Borough.
- 8. The agreement shall be immediately terminable at the option of the Borough if the same is deemed to be in the interest of the public health, safety and welfare.
- 9. All boats will be removed from the Spring Lake beach at the end of the beach season, no later than the date determined by the Borough, which date will be communicated to the Club to provide at least two weeks' notice.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

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

**R-13-085 - RESOLUTION - AUTHORIZING STATE CONTRACT PURCHASE FOR
REPLACEMENT OF 242 BOARDWALK BENCHES**

WHEREAS, the Borough Council of the Borough of Spring Lake wishes to purchase 242 benches for the boardwalk to replace benches that existed prior to Superstorm Sandy from an authorized vendor under the State Contract; and

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

WHEREAS, Gametime c/o MRC, P.O. Box 106, Spring Lake, NJ 07762 has State Contract #A81411 for benches; and

WHEREAS, the Borough Administrator recommends the utilization of State Contract on the grounds that they can provide the quality of product at the most reasonable price; and

WHEREAS, the cost for the purchase of the benches is \$1,068.00 with 75% of the cost being reimbursed by FEMA, this amount does not include the cost of the plaque; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this purchase under State Contract at a cost of \$1,068.00 per bench or a total of \$258,456.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council that the purchase of two hundred and forty-two (242) benches under State Contract #A81411 be and is hereby authorized.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that, as of May 7, 2013 there are adequate funds available for the proposed contract noted above. /s/ Robbin D. Kirk, Chief Financial Officer

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

Mayor Naughton confirmed with Municipal Clerk Gillespie that R-13-086 is being carried to the meeting of May 16, 2013.

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

R-13-087 - RESOLUTION - APPROVAL OF BILLS

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending May 7, 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)	381,916.36
WATER/SEWER OPERATING (9)	12,252.53
DOG TRUST (13)	25.80
RECREATION (25)	3,998.06
BEACH OPERATING (81)	233,641.92
POOL OPERATING (91)	2,936.82
POOL CAPITAL (94)	551,613.58
TOTAL	\$1,186,385.07

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

Public Comments

Eileen Walker, 501 Sussex Avenue, asked about the responsible party for trees that line the curbs. Mayor Naughton responded noting that individual homeowners are responsible for the sidewalks and the trees between the curb and the sidewalks. Mrs. Walker asked why the trees are the homeowner's responsibility if they must seek permission to cut a tree down from the Borough. Mayor Naughton stated that this has been a policy in place for many years stating that although the Borough plants the trees, the homeowners take full responsibility for the care and ownership of the tree after they agree to accept the newly planted tree. The Mayor suggested Mrs. Walker contact Mr. Steve Roe, the Code Enforcement officer.

Dave Frost, 306 Pitney Avenue, shared that he had two (2) trees that were damaged during the storm. Mr. Frost stated that he was responsible for having them removed noting that due to the proximity of the trees to the water and gas lines he had difficulty finding a contractor willing to remove the trees. Mr. Frost asked if the town would get involved in any way. Mr. Dempsey stated that the DPW would be responsible for marking out the water lines. Mr. Dempsey also stated that FEMA has a list of trees/stumps that may be eligible for reimbursement for the removal expense. Mayor Naughton stated that the issue will be researched further. Municipal Clerk Gillespie shared details of the process in connection with requesting mark-outs for water lines. On another topic, Mr. Frost asked about possible grants that may be available for open space, specifically parks, in connection with post-Sandy cleanup and repair of Marucci Park. Mr. Frost spoke to the various plants and shrubs that are dead. Mr. Avakian shared that he has been in touch with a County representative who stated that priority would be given to parks that sustained damaged from Superstorm Sandy. Mr. Avakian stated that it may be a 50/50 cost matching project yet details are still developing. Mr. Avakian agreed to investigate further any grants that may be available, Sandy related or otherwise.

Helen Motzenbecker, 4 Glenwood Avenue, asked for details about the Special Meeting. Mr. Drasheff explained that it is to discuss the temporary concessions bidders and to introduce the budget.

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Mr. Dave Frost, 306 Pitney Avenue, asked for details about the locations of the temporary restroom facilities at the north end. Mr. Jordan responded noting that they will be placed at Worthington Avenue and Brighton Avenue.

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

R-13-089 - RESOLUTION – PURSUANT TO N.J.S.A. 10:4-13 – EXECUTIVE SESSION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that pursuant to N.J.S.A. 10:4-13, the Mayor and Council shall adjourn to Executive Session for the purpose of discussing: Potential Litigation: Joseph Smith and Litigation: Mary Harz vs. Borough of Spring Lake, et als.

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

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay, Mrs. Venables

ABSTAIN: NONE

TIME OF ADJOURNMENT TO EXECUTIVE SESSION: 7:53 P.M.

MEETING IS RECONVENED: 8:26 P.M.

Adjournment

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

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Time of Adjournment: 8:26 P.M.

Respectfully submitted,



JANE L. GILLESPIE
Borough Clerk

Approved at a meeting held on: December 17, 2013