Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:00 P.M. with a moment of silent prayer. She then proceeded with the Pledge of Allegiance to the Flag. Mayor Naughton announced that the meeting is being held in accordance with the Open Public Meetings Act.

PRESENT: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley, Mayor Naughton

ABSENT: Mr. Erbe, Mr. Frost

ALSO PRESENT: W. Bryan Dempsey, Borough Administrator

Peter Avakian, Borough Engineer Dina M. Zahorsky, Borough Clerk

\*\*\*\*\*\*\*\*

### <u>Proclamations, Presentations & Special Guests</u>: Proclamation – Arbor Day

Mayor Naughton read the following proclamation into record:

WHEREAS, In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and

WHEREAS, trees in our borough increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal, and WHEREAS, Mayor and Spring Lake Shade Tree Committee hereby recognize and thank the Spring Lake Garden Club on their annual commemoration of this important holiday

NOW, THEREFORE, I, JENNIFER NAUGHTON, Mayor of the Borough of Spring Lake, do hereby proclaim April 27, 2018 as the official celebration of Arbor Day in the Borough of Spring Lake, and I urge all citizens to celebrate Arbor Day and to support and promote the well being of this and future generations.

\*\*\*\*\*\*\*

Workshop Discussions: None

\*\*\*\*\*\*\*

#### **Approval of Minutes:**

Mr. Judge offered a motion to approve the minutes of March 27, 2018, seconded by Mr. Drasheff. ROLL CALL:

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost ABSTAIN: Ms. Whalley

\*\*\*\*\*\*\*

**Public Comments: NONE** 

\*\*\*\*\*\*\*

### **Council Comments & Staff Reports:**

Mr. Judge reported that recreation director Kathy Heine, has been asking the council to consider renovating the field house at Marucci Park. He explained that there will be a committee put together for this consisting of Mr. Sagui, Mr. Frost, and himself.

Ms. Whalley reported that in a few minutes they will discuss another Seward Johnson exhibit to be sponsored by the BID. She explained that the BID will be meeting with Mr. Avakian next week about the plans for Morris Avenue between Third and Fourth Avenues. She then stated that the BID has also contacted Verizon about the condition of their building on Morris Avenue.

Mr. Drasheff appreciated that Verizon will also be addressing the fence along the parking lot next to the Verizon building.

Ms. Whalley then reported that they had a pre-work meeting for the tree planting in Devine Park; planting is scheduled to begin April 23<sup>rd</sup> and fifty three plants will be planted in two days.

Ms. Whalley also reported that there is a plan to add more trash and recycling cans around town and in the parks.

Ms. Whalley asked Mr. Dempsey about boats around Spring Lake. Mr. Dempsey explained that he will look into it, however the permitted season opened April  $\mathbf{1}^{\mathrm{st}}$ .

### **Borough Engineer's Report:**

Mr. Avakian reported that they currently have ten active plans throughout town. Mr. Avakian continued with a status report on each of the projects, which are either under design, being bid, or under construction. He explained that currently there are four projects under construction, four projects that are out to bid or being authorized to bid within the next week, and two design projects. He added that the Atlantic Avenue water main improvement project has completed work on the main and now they are working on service connections to the homes, which is about fifty complete. Atlantic Avenue is also one of the roads that are scheduled to be paved, which is a project that is currently out to bid.

Next Mr. Avakian reported that he has divided up the work at Devine Park into phases. The first phase which was funded by the grant for platform improvements and the shoreline around the lake and includes removal of vegetative overgrowth around the area of the flag pole; they will be awarding the contract to clean out this area at the next meeting. They are now finalizing the plans for the platform improvements which they hope to have out to bid within the next week. Mr. Avakian's office is recommending a concrete sidewalk on the north pathway around the lake which is currently graveled; this portion of the project will be included in the road paving program since it includes concrete sidewalks. He is hoping to award these projects at the first meeting in May.

Mr. Avakian continued that the Pitney Avenue sewer lining project is complete and they are currently evaluating the sewer flows. He continued that critical valves and hydrants project is scheduled to begin once Woszczak is finished with the Atlantic Avenue Water Main Improvements project.

Mr. Avakian continued his report that the water main improvements for Tuttle & Lorraine Avenue will be advertised on April 12<sup>th</sup>.

Next he reported on the Wreck Pond Berm; phase one was the permitting phase followed by the state review. Currently the project is being reviewed by the Flood Resiliency Group, which is the

group that provided the funding for the outfall pipe permit. They will review the specifications of the project and finalize them tomorrow at Mr. Avakian's office; once it is finalized it will be ready to go out to bid.

Mr. Avakian continued that on the agenda tonight is a recommendation for award of contract for the Devine Park Tennis Courts, to Halecon, Inc. who the Borough has worked with before with the Marucci Park tennis courts. He is looking forward to that work beginning soon.

Mr. Avakian next reported on the two road programs; 2018 roadway improvement program that was discussed last meeting, bids will be received on April 19<sup>th</sup> and awarded at the next meeting.

The second road program is the Fifth Avenue Road Improvement Project for improvements between the public works yard and Warren Avenue. The project will be designed over the summer time and advertised towards the end of the summer for construction over the fall.

Mr. Avakian expressed his appreciation for the involvement of the council and Mr. Dempsey, and will give a status meeting at the first meeting of every month over the course of these projects.

Ms. Whalley asked what the phase two amenities for the tennis court included. Mr. Avakian indicated it includes benches, security cameras, and shed which will be bid on separately or solicit proposals if allowed.

Mayor Naughton questioned what the shed would be used for. Mr. Dempsey explained for storage of brooms for the tennis courts and other storage needs.

Ms. Whalley asked about the Third Avenue median. Mr. Avakian did not address the median at tonight's meeting, however Mr. Dempsey added that they may be able to include the median into the roads projects since a contract would already be in town doing the job.

Mr. Dempsey met with Mr. Avakian, Chief Kerr, Mr. Giblin, and Mr. Miskovich about the intersection of Fifth Avenue. A suggestion was to make the intersection at Fifth and Warren a temporary four way stop to test out and see if it works before making any major paving or markings on the road. Mr. Dempsey added that it could be beneficial to eliminate the right hand turn lane going east on Warren Avenue.

Mr. Judge stated that eliminating the turn might cause traffic to back up on Warren Avenue.

Mr. Sagui suggested using pressure monitors to monitor the intersection. He believes that by cutting out the right lane, cars will cut through the train station to make a right hand turn.

Mr. Avakian explained that a speed platform or raised intersection would be beneficial to slow traffic down.

Mayor Naughton expressed her support in changing the intersection.

Mr. Dempsey explained that the point of a four way stop would at least make all vehicles stop at the intersection and in the case that a vehicle rolls through the intersection; it isn't a high speed collision. Mr. Sagui suggested temporarily installing a camera so they can pinpoint the problems of the intersection, which the council was in agreement of.

Mr. Judge asked about using colored pavers in the intersection. Mr. Avakian likes the idea of colored pavers with a raised platform.

\*\*\*\*\*\*\*\*\*\*

### Borough Attorney's Report: None

\*\*\*\*\*\*\*\*

### **Borough Administrator's Report:**

Mr. Dempsey pointed out that on tonight's agenda is R-18-060 Accepting Spring Lake First Aid Ambulance; the Spring Lake First Aid Squad will be retiring one of their ambulances and replacing it

with a new one. Goodwill Fire Company has been in need of a new utility vehicle, as indicated on the fire report last year, so they will be accepting the retired ambulance as a donation to replace their Mack Truck utility vehicle. The Mack Truck utility vehicle will be transferred to the Department of Public Works for use. Mr. Dempsey commended Chief Gramlich and all of the firemen for making this happen.

Lastly, Mr. Dempsey reported the new firetruck should be here before the Spring Lake Five.

Mr. Judge asked about the work on Ocean Avenue at Lake Como; will the road be open for the Spring Lake Five. Mr. Dempsey said they plan to have Ocean Avenue open by the beginning on May. Mr. Judge questioned what rescue vehicle the Police Department is obtaining. Mr. Dempsey explained it is a SWAT vehicle that is a part of the SWAT partnership in the area.

Mayor Naughton asked where the vehicle will be kept and who insures the vehicle. Mr. Dempsey explained that it will be kept behind the police station and it is covered under the Joint Insurance Fund (JIF) for insurance since all of the towns that will be using it are part of the JIF.

\*\*\*\*\*\*\*

#### **Business Items Under Consideration:**

**Event Application - Someone Special Needs You- June 2, 2018** - Mr. Judge offered a motion to approve the request, seconded by Mr. Drasheff. All in favor. None opposed.

### <u>Business Improvement District & Chamber of Commerce - Seward Johnson Art Exhibit - April 2019 - </u>

Rich Clayton, 1207 Third Avenue explained that receiving approval from the council is the first step in preparing to have the Seward Johnson Art Exhibit again in town. They have already selected the sculptures for this exhibit and need public works to help install on the sidewalks downtown. Mr. Clayton added that there has been very little pushback about having the exhibit back and need the councils permission to move forward. Mr. Clayton explained that the exhibit will be privately funded as it is not right for the BID to put money into it, which was a council concern. He continued that this exhibit is a promotional program that draws over fifty thousand people downtown.

George D'Amico, 209 Vroom Avenue added that the Chamber of Commerce Executive Board unanimously approved the exhibit. He continued that he knows of two merchants that are opposed to the exhibit, however, it brings a lot of people in town. Over the course of the last exhibit the Chamber gave out about ten thousand maps of the sculptures while the BID distributed about thirty thousand. The Chamber supports the arts through their walks throughout town and the County Art Council. Mr. D'Amico continued that the exhibit is family friendly and draws a lot of business to food vendors.

Mayor Naughton shared her feelings of support and is impressed that a small town is able to put together such an impressive exhibit.

Ms. Whalley added that the BID promotions committee sent feelers out for other art exhibits but the proposals received weren't the feel of Spring Lake.

Ms. Whalley offered a motion to approve the request from the two organizations to provide the following support for the 2019 Seward Johnson Exhibit: permission to place the sculptures on the Third Avenue sidewalks, provision of insurance for the sculptures through the borough's policy, and permission to use DPW for placement and removal of the sculptures upon arrival from the artist, seconded by Mr. Judge. All in favor. None opposed.

\*\*\*\*\*\*\*

#### **Ordinances for Introduction:**

Borough Attorney Colao read Ordinance No. 2018-002 entitled "AN ORDINANCE AMENDING CHAPTER 114, FOOD AND BEVERAGES ON BEACHES, SECTION 23 OF THE BOROUGH CODE" by title.

Mr. Judge offered a motion to introduce Ordinance No. 2018-002, seconded by Mr. Drasheff. Public hearing will be set for April 24, 2018.

**ROLL CALL:** 

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*

**Ordinances for Adoption: NONE** 

\*\*\*\*\*\*\*

#### **Consent Agenda:**

Resolution R-18-059 was removed from the consent agenda and voted upon individually.

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

### R-18-059-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION RA#11-2018 - SPRING LAKE HISTORICAL SOCIETY -OFF PREMISE 50/50

WHEREAS, Spring Lake Historical Society has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#11-2018, 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#11-2018 be and the same is hereby approved as follows:

NAME:

**Spring Lake Historical Society** 

PO Box 703, Spring Lake, NJ 07762 Identification No.: 475-5-29428

LOCATION:

Spring Lake Community House Madison Ave, Spring Lake, NJ

DATE:

June 7, 2018 from 9:30 am to 4:00 pm

**ROLL CALLS:** 

AYES: Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost ABSTAIN: Mr. Drasheff

\*\*\*\*\*\*\*\*\*\*

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

R-18-057-RESOLUTION — APPOINTMENT OF CLASS I SPECIAL OFFICERS SPRING LAKE POLICE FOR THE YEAR 2018

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake, that the following are hereby appointed EFFECTIVE April 1, 2018 at the hourly rates as listed below as recommended by the Chief of Police, Edward Kerr:

NAME	POSITION	#OURLY WAGE \$9.53/\$15.00		
ROBERT J. DAWSON	CLASS I/PT DISPATCH			
JEFFREY LEWANDOWKSI	CLASS I	\$9.53		
ANDREW J. BATER	CLASS I	\$9.53		
PATRIK ABRENICA	CLASS I	\$9.53		
KEVIN LUXICH	CLASS I	\$9.53		
RYAN COTTA	CLASS I	\$9.53		

**ROLL CALL:** 

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*\*

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

### R-18-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION RA#10-2018 - ST. CATHARINE CHURCH - OFF PREMISE CALENDAR RAFFLE

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#10-2018, 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#10-2018 be and the same is hereby approved as follows:

NAME: St. Catharine Church

215 Essex Avenue, Spring Lake, NJ 07762

Identification No.: 475-1-372

LOCATION: St. Catharine Church

215 Essex Avenue, Spring Lake, NJ

DATE:

Last Monday of Each Month from May 2018

to October 2018 10:30 A.M.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*

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

### R-18-060-RESOLUTION – ACCEPTING SPRING LAKE FIRST AID AMBULANCE – 2012 FORD CHASSIS WITH A HORTON BOX

WHEREAS, the Spring Lake First Aid will soon retire and replace a 2012 Ford Chassis with a Horton Box; and

WHEREAS, the Goodwill Fire Company #2 could use the 2012 Ford Chassis with a Horton Box to replace existing Fire Utility Truck #4886; and

WHEREAS, the Spring Lake First Aid Squad membership has unanimously voted to give Spring Lake Borough and Goodwill Fire Company #2 the 2012 Ford Chassis with a Horton Box at no cost to the Borough.

NOW, THEREFORE IT BE RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake to accept Spring Lake First Aid Ambulance – 2012 Ford Chassis with Horton Box.

**ROLL CALL:** 

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*\*

#### **Resolutions:**

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

### R-18-061-RESOLUTION —BOROUGH OF SPRING LAKE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH TO ACCEPT MRAP RESCUE VEHICLE THROUGH PARTICIPATION IN THE LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM (LESO 1033).

WHEREAS, the State of New Jersey has legislation that permits municipalities to participate in obtaining excess Department of Defense property; and

WHEREAS, federal law known as the Law Enforcement Support Office 1033 Program permits municipalities to obtain equipment that they might not otherwise be able to afford, and to prepare for, respond to, and recover from incidents of terrorism and natural disasters; and

WHEREAS, the equipment provided through the Law Enforcement Support Office 1033 Program comes to municipalities with no cost although the municipalities are responsible for maintenance and upkeep of the equipment and any specialized treatment that might be necessary for its operation; and

WHEREAS, the law requires that the municipality adopt a formal Resolution to acquire property by enrolling in the program established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a by a Resolution of the governing body.

WHEREAS, Resolution Number 2018-057 passed at a regularly scheduled meeting of the Borough Council on April 10, 2018 authorizing the Borough of Spring Lake to participate in the LESO 1033 Law Enforcement Support Office 1033 Program

WHEREAS, in order to ascertain the MRAP Rescue Vehicle a separate resolution of acceptance must be provided.

NOW, THEREFORE IT BE RESOLVED by the Borough Council of the Borough of Spring Lake, County of Monmouth, State of New jersey, as follows:

- 1. That the Borough wishes to participate in the Law Enforcement Support Office 1033 Program pursuant to 10 U.S.C. s.2576a as authorized by law.
- 2. That the Borough of Spring Lake accept the MRAP rescue vehicle, via the LESO 1033 program.
- 3. That the Borough Clerk shall forward a certified copy of this Resolution to all parties of interest.

#### **ROLL CALL:**

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

**ABSTAIN: NONE** 

\*\*\*\*\*\*\*\*

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

#### R-18-062-RESOLUTION - APPROVAL OF BILLS - APRIL 10, 2018

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending April 10, 2018, and

WHEREAS, the Borough Finance Committee has reviewed said claims.

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

#### **SUMMARY**

CURRENT FUND (1)	53,813.02
WATER/SEWER OPERATING (9)	337,071.66
DOG TRUST (13)	18.60
RECREATION (25)	139.88
MARRIAGE TRUST (19)	75.00
MOUNT LAUREL TRUST (16)	1,680.00
BEACH OPERATING (81)	3,823.98
POOL OPERATING (91)	264.49
TOTAL	\$396,886.63

**ROLL CALL:** 

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*\*\*

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

### R-18-063-RESOLUTION — AWARD OF CONTRACT #01-2018 TENNIS COURT IMPROVEMENTS AT DIVINE PARK

WHEREAS, on April 5, 2018 bids were received for the Tennis Court Improvements at Divine Park, and

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

WHEREAS, Halecon, Inc. submitted the lowest responsible bid for the Tennis Court Improvements at Divine Park at a total bid of \$109,292.25, and

WHEREAS, by letter dated April 6, 2018 from Peter Avakian's office, Borough Engineer, the award of this contract is recommended to Halecon, Inc., and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Contract #01-2018 is hereby awarded to Halecon, Inc. for the Tennis Court Improvements at Divine Park at a cost not to exceed \$109,292.25.

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available for the award of the above contract from: 2017 Monmouth County Open Space Grant Acct # G-02-41-701-330 with a current balance of \$200,000.00.

**ROLL CALL:** 

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

\*\*\*\*\*\*\*\*\*

#### **Public Comments:**

Mr. Dempsey added that public works and police departments search for vehicles that can be used by the borough through auction sites. They have found two 2012 Ford F150 pick-up trucks for a total

of \$2,500.00. He continued that Mr. Phillips and Mr. Giblin have done a great job finding used vehicles and other equipment for the Borough and saving money.

Harry Zarb, 2205 Third Avenue asked about the speed sign that was hit at Marucci Park being replaced. Mr. Dempsey indicated that they were waiting reimbursement from insurance to replace it and it may have already been ordered.

Elsie Dubac, 415 St. Clair Avenue asked if they ever studied the intersection at Ludlow and Third Avenues to see how successful the intersection improvements are. Mayor Naughton said she feels the intersection is much safer for pedestrians but there has been no official study.

Ms. Dubac thinks it would be a good idea to do a study. Mayor Naughton will ask Chief Kerr for accident data at that intersection to see if there are any improvements.

\*\*\*\*\*\*\*\*\*

Executive Session: NONE

\*\*\*\*\*\*\*\*\*\*

### Adjournment:

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

ROLL CALL:

AYES: Mr. Drasheff, Mr. Judge, Mr. Sagui, Ms. Whalley

NAYS: NONE

ABSENT: Mr. Erbe, Mr. Frost

ABSTAIN: NONE

Time of Adjournment: 7:51 PM

Respectfully submitted,

Dia M Carrey

DINA M. ZAHORSKY

Borough Clerk

Approved at a meeting: April 24, 2018

,			