

AUGUST 4, 2014

Regular Meeting of Mayor and Council was convened at 8:05 p.m. on August 4, 2014 in Council Chambers of Borough Hall with Mayor George Dempsey presiding.

Mayor Dempsey's statement re: Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 30, 2013.

Mayor Dempsey welcomed the audience and invited them to join in a moment of silent prayer and a salute to the Flag.

**ROLL CALL:** Present: Council Members Sinneck, Donovan, Mangan, Olivera, and McCarthy

Absent: Council Member Bossone

Also present was Borough Attorney Mark Kitrick, Borough Engineer Steve Amos, and Borough Administrator/CFO Joseph DeIorio

### **WARREN AVENUE/PERRINE BLVD. RECONSTRUCTION PROJECT – ASSESSMENT HEARING**

Council Member Donovan made a motion to open the Warren Avenue/Perrine Blvd. Assessment Hearing, seconded by Council Member Sinneck. Motion carried unanimously.

Mr. DeIorio advised that the public hearing for the Warren Avenue/Perrine Blvd. Project has been noticed as required and that all homeowners affected have received notification of the meeting and that T&M and the Administrator made themselves available to answer any questions from the affected residents. He stated there were issues regarding some of the work involved where the engineering department felt it was necessary to make amendments to work that was done and that any details can be explained by T&M Associates the engineer on this project.

Council Member Donovan made a motion to open the hearing to the public, seconded by Council Member Mangan. Motion carried unanimously.

Michael Niland, 253 Pine Avenue stated that his property is on the corner of Pine and Warren and requested clarification on his assessment of the apron and the assessment on the Warren side of his property. He stated that since the street has been re-paved and the sewer put in it seems that all the water doesn't drain away very quickly.

Steve Amos from T&M Associates stated that that unit price is based on the contractor's pricing that was bid for the project. He stated that based on this unit price is how the homeowner was assessed.

Mayor Dempsey asked if 110' is correct for Mr. Niland.

Mr. Amos explained how the 110' was derived using the tax map for the corner property. He stated that a portion of the curb return is deducted on the corner of Warren/Pine and that there is no assessment to the homeowner for this portion of the corner piece.

Mr. DeIorio showed the before and after pictures of 253 Pine showing the curb that was installed.

Mayor Dempsey stated that Mr. Niland is being charged 75% as he had an existing wooden curb.

Mr. Amos checked the quantities and stated that they were correct.

Mr. DeIorio stated that each homeowner can pay the assessment in full within 60 days or each homeowner has the ability to pay it off in three (3) annual installments at a rate of 1.18%.

Pam Patulla, stated that she is representing her parents at 458 Cedar questioned the length of 175' of curbing at this address.

Mr. DeIorio and Mr. Amos went over the length of curbing that was installed.

Mr. Amos stated that the 175' is the correct amount.

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Council Member Sinneck made a motion to close the public hearing, seconded by Council Member Mangan. Motion carried unanimously.

Council Member Mangan made a motion to confirm the Warren Ave./Perrine Blvd. assessment schedule, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

**CONSENT AGENDA**

**RESOLUTION**

**252-2014**

**APPROVING TAXI / AUTOCAB OWNERS LICENSES AND TAXI /  
AUTOCAB OPERATORS LICENSES PURSUANT TO MANASQUAN  
BOROUGH ORDINANCE 4-16**

**WHEREAS**, pursuant to Manasquan Borough Ordinance 4-16 entitled "An ordinance providing for the registration and regulation of taxis, autocabs and other vehicles engaged in the business of carrying passengers for hire, and the owners and drivers thereof and the business of operating taxis, fixing license fees and providing for penalties for the violation thereof"; and

**WHEREAS**, Section 5 of said ordinance allows for the issuance of these licenses by the Mayor and Council upon notification from the Borough Clerk of the satisfactory fulfillment of the licensing requirements; and

**WHEREAS**, the Borough Clerk has notified the Mayor and Council that the licensing requirements have been satisfactorily fulfilled by a number of applicants; and

**WHEREAS**, the Mayor and Council hereby approve the issuance of licenses for the following:

**B) Operators:**

- 1) Muhammad Aslam – Eastern Links
- 2) Richard Seidman – Leon's
- 3) Wayne Kovacs – EZ Livery

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 4<sup>th</sup> day of August, 2014, as follows:

1. The Borough Clerk has notified the Mayor and Council that all licensing requirements have been satisfactorily fulfilled pursuant to Section 5 of Borough Ordinance 4-16.

**RESOLUTION**

**254-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies are due to the following:

NAME: LARRY SCHMIDT  
414 FIRST AVE  
MANASQUAN, NJ 087336

AMOUNT OF REFUND DUE: \$400.00

REASON FOR REFUND: Beach Use Security-National Scholastic Surfing

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**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
255-2014**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey confirms the appointment of Yvonne R. Calabro, 161 Lake Avenue, Manasquan, New Jersey from provisional to permanent Full Time Records Support Technician 1 in the Manasquan Police Department as of August 5, 2014. No salary change. The appointee has met all the necessary requirements and evaluations for the position of Full Time Records Support Technician 1.

**RESOLUTION  
256-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies is due to the following:

NAME: STEVEN LEISCHNER  
1979 DOGWOOD DRIVE  
SCOTCH PLAINS, NJ 07076

AMOUNT OF REFUND DUE: \$437.50

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
BLK 169.06 LOT 54

**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
257-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, New Jersey that: **FSI, LP C/O GRAMERCY CAPITAL CORPORATION** was the owner of property located in the Borough of Manasquan, and

**WHEREAS**, refunds for **2011 and 2012 STATE TAX APPEAL JUDGMENTS** are due on the below described property in the amount designated as follows:

BLOCK: 52      LOT: 50.01      NAME: **FSI, LP C/O GRAMERCY  
CAPITAL CORPORATION**

PROPERTY LOCATION: **240 Parker Ave**

AMOUNT OF REFUND:      **\$6,515.76**

REASON FOR REFUND: **Refund of Overpayment-State Tax Court Judgments.**  
2011 - \$3,222.83  
2012 - 3,292.93

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REFUND CHECK TO BE MADE PAYABLE TO: **MARCUS, BRODY, FORD & KESSLER**

**WHEREAS**, the Tax Collector has certified that the current **property owner** is entitled to the refund.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION  
258-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies are due to the following:

NAME: MELDON MORGAN  
1506 W. ATLANTIC AVENUE  
APT. 99  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$50.00

REASON FOR REFUND: The Applicant had a change of employment is not seeking to drive a Taxi in Manasquan. Application was not processed.

**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
259-2014**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the Borough of Manasquan authorize Steven Winters, 96 Leonard Avenue, Leonardo, NJ 07737 to fill in for the Electrical Sub Code Inspector and Fire Sub Code Official on an as needed basis at a rate of \$35.00 per hour, to be paid by voucher.

**RESOLUTION  
260-2014**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, Monmouth County, State of New Jersey, that the Municipal Clerk and the Mayor be authorized to sign the Interlocal Agreement between the Township of Wall and the Borough of Manasquan for the services of the Township's Crisis Intervention Team (CIT) to the Borough of Manasquan for victims of domestic violence. This agreement is for one year commencing May 1, 2014 and terminating on April 30, 2015.

**RESOLUTION  
261-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

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**WHEREAS**, a refund of monies is due to the following:

NAME: LYNN SNYDER  
COMMON GROUND, INC.  
26 CRESCENT DR.  
BRIELLE, NJ 08730

AMOUNT OF REFUND DUE: \$933.50

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
62 TAYLOR AVE. BLOCK 62 / LOT 17

NAME: JUNE DIANA  
401 FIRST AVE.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$609.37

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
401 FIRST AVE. BLOCK 186.01 / LOT 10

NAME: RICHARD & YVONNE CALABRO  
161 LAKE AVE.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$98.00

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
161 LAKE AVE. BLOCK 159 / LOT 6

NAME: M/M DANIEL MC CARTHY  
87 PARKER AVE.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
87 PARKER AVE. BLOCK 60 / LOT 77

NAME: M/M JAMES FITZPATRICK  
64 SECOND AVE.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$49.63

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
64 SECOND AVE. BLOCK 166 / LOT 9

NAME: M/M RICHARD MILLER  
36 CLARK ST.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$126.25

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REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
36 CLARK ST. BLOCK 15 / LOT 31

**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
262-2014**

**BE IT RESOLVED**, that the Honorable George Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Memorandum of Agreement between the Borough of Manasquan and the Special Officers of the Manasquan Police Department.

**RESOLUTION  
263-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies are due to the following:

NAME: AXIS BUILDERS LLC  
OPERATING ACCOUNT  
136 SOUTH MAIN STREET  
FORKED RIVER, NJ 08731-4965

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: Commercial Trailer Storage-57 Rogers Ave

**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
264 -2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies are due to the following:

NAME: LAURA WALL  
69 VIRGINIA AVENUE  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$140.00

REASON FOR REFUND: JUNIOR GUARD REGISTRATION REFUND  
The Applicant sustained a serious injury which prohibited participation.

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**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
265-2014**

**WHEREAS**, the Borough of Manasquan is considering the renovation of its bulkheads on Perrine Boulevard and 4<sup>th</sup> Avenue;

**WHEREAS**, it is in the best interest of the Borough of Manasquan to assign its engineer to begin preliminary cost estimates and plans to present to the Borough for financial and planning purposes;

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough Council of the Borough of Manasquan, authorize its Borough Engineer, Maser Engineering to provide preliminary cost estimates and plans to present to the Borough Governing Body

**RESOLUTION  
266-2014**

**BE IT RESOLVED** by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

**WHEREAS**, a refund of monies is due to the following:

NAME: RAYMOND TOMASSO  
520 BRIELLE RD.  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$587.50

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
520 BRIELLE RD. BLOCK 175 / LOT 3

NAME: ELAINE NOONE  
PO BOX 220  
POINT LOOKOUT, NJ 11569-0220

AMOUNT OF REFUND DUE: \$146.03

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
544 BRIELLE RD. BLOCK 176 / LOT 1

NAME: GREENLIGHT SURF SHOP, LLC.  
BRIAN GAGLIANA  
187 PARKER AVE. UNIT C  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$450.50

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
187 PARKER AVE UNIT C BLOCK 47 / LOT 23.05

NAME: THOMAS WHITE  
PO BOX 429

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MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$105.75

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
37 N. JACKSON AVE. BLOCK 4 / LOT 7-11

**NOW, THEREFORE, BE IT RESOLVED** that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed refunds with said warrant to be charged against the General Ledger.

**RESOLUTION  
267-2014**

**A RESOLUTION TO AUTHORIZE PARTICIPATION  
IN THE STATE HEALTH BENEFITS PROGRAM  
OF THE STATE OF NEW JERSEY**

**WHEREAS**, The Borough of Manasquan hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (NJSA 52:14-17-.26 and NJSA 52:14-17.46.2) and to authorize coverage for all the employees and their dependents thereunder in accordance with the statutes and regulations adopted by the State Health Benefits commission; and,

**WHEREAS**, The Borough of Manasquan elects to participate in the Employee Prescriptions Drug Plan defined by N.J.S.A 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statutes and regulations adopted by the State Health Benefits Commission; and,

**WHEREAS**, the Borough will be maintaining Delta Dental as our Dental Plan; and,

**WHEREAS**, we elect 25 hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C 17:9-4.6; and,

**WHEREAS**, as a participating employer the Borough of Manasquan will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder; and,

**WHEREAS**, the Borough of Manasquan appoints Joseph DeIorio Administrator/CFO to act as Certifying Officer in the administration of this program; and,

**NOW THEREFORE BE IT RESOLVED**, that this resolution shall take effect immediately and coverage shall be effective as of October 31, 2014 or as soon thereafter as it may be effectuated pursuant to the statutes and regulations (can be no less than 75 or 90 days pursuant to the provisions of NJSA 17:9-1.4).

**RESOLUTION  
268-2014**

**WHEREAS**, On June 16, 2014 the Borough of Manasquan approved Resolution 211-2014 requesting an alternate project worksheet project;

**WHEREAS**, based on subsequent conversations with FEMA and New Jersey State Office of Emergency Management, it is in the best interest of the Borough of Manasquan to rescind Resolution 211-2014 at this time;

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough Council of the Borough of Manasquan, rescind Resolution 211-2014 at this time with the provision that after additional communications with FEMA and State OEM, that the Borough may present a revised Resolution at a later date.

**RESOLUTION  
269-2014**



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**BE IT RESOLVED** BY THE BOROUGH COUNCIL OF THE BOROUGH OF MANASQUAN, IN THE County of Monmouth, New Jersey (not less than three (3) members thereof affirmatively concurring) as follows:

1. All bills or claims as reviewed and approved by the Administration & Finance Committee and as set forth in this Resolution are hereby approved for payment.
2. The Mayor, Municipal Clerk and Chief Financial Officer are hereby authorized and directed to sign checks in payment of bills and claims which are hereby approved.

The computer print-out of the list of checks will be on file in the Clerk's Office.

Current Fund	1,677,672.66 (Includes 1,594,629.65 County Taxes)
Water/Sewer Fund	12,751.40
Beach Fund	11,347.22
Recreation Bldg Trust	210.56
Recreation Commission Trust	6,723.90
General Capital Fund	2,360.00
Water/Sewer Capital Fund	12,915.12
Beach Capital Fund	3,886.11

Council Member Donovan made a motion to approve the Consent Agenda, seconded by Council Member Mangan. Motion carried by the following vote "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy, "no" none.

#### **APPROVAL OF MINUTES**

July 7, 2014 Work Session and Regular Meeting

Council Member Sinneck made a motion to approve the minutes, seconded by Council Member McCarthy. Motion carried unanimously with Council Member Mangan abstaining.

#### **COMMITTEE REPORTS**

Public Safety & Recycling – Council Member McCarthy reported that compared to last year the number of violations for the Borough has increased. He thanked Fire Company No.2 for another successful Firemen's Fair this year and that there were no major complaints or issues associated with the fair. He stated that bike's should be locked and if they are not there is a tendency for those bikes to disappear. He reported that he has received notification from the Little League who has received several complaints that individuals are using the fenced in baseball fields as runs for dogs and are not picking up after their dogs. He advised that the police will be checking the area and they will be issuing tickets. He reported that there will be more signs placed in the Plaza to help vehicular traffic navigator the area better and not go the wrong way. He advised that a new contract was approved tonight for the Special Police Officers and that a \$2.00 an hour decrease was negotiated for starting salary next year.

Public Property & Parks Committee – Council Member Olivera reported that the committee met with the Life Saving Preservation Committee regarding the use of the building and they are working out the details for a new contract. He reported that he authorized the Administrator to look into bids to repair the soffits on the Borough Hall building. He reported that there was a one day postponement for the Kayak Races and the skies cleared enough on Sunday morning to have a successful canoe/kayak/paddle boarding race at Stockton Lake.

Mayor Dempsey asked about the Preservation Committee for the Life Saving Station pledging money to the Borough for the building.

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Council Member Olivera stated that the Borough has not received anything since the storm (Super Storm Sandy)

Administration and Finance Committee – Council Member Mangan reported that the Tourism Commission will be hosting the annual sand castle contest at Big Sea Day this coming weekend, August 9 with a rain date of August 10 with registration starting at 10 a.m. to 11 a.m. at the Riddleway Gazebo. He went over the different categories that will be judged and the castle building is between 11 a.m. to 1 p.m. with judging to follow and the event is free to participants. He reported that this billing cycle saw more estimate water readings in the Sandy affected areas then previously. He stated that the homeowners should be checking their water meters. He reported that the Clerk and the Administrator have been working with the website administrator to upgrade the borough website and that an update to the site might be coming by the end of the year. He reported on the beach finance end in Council Member Bossone's absence and that as of week 5 was at \$1,335,203 which means the beach is tracking a little behind 2012 but better than 2013.

Public Works Committee – Council Member Donovan reported that the Public Works assisted Manasquan Fire Department with the set up and break down of the annual Firemen's Fair and the fire department will be back in Mallard Park to make additional repairs to the area. He thanked Sea Girt for hosting the yearly hearing test for the Department of Public Works employees and the police department employees. He also reported that the public works assisted the Monmouth County Mosquito Extermination Commission with dredging the brook through Hancock Park(Judah Creek) and that they had to remove a foot bridge to complete the work and the bridge has been replaced and as soon as the spoils from the dredging dry out they will spread throughout the park. He stated that due to Storm Water Regulations leaves, brush and other debris is not allowed in the street or the gutters for more than 7 days and violation notices were handed out to homes with brush and leaves in the street in front of their property. He advised that leaves can be brought to the recycling center 7 days a week, Monday through Friday 7 a.m. to 2:30 p.m and Saturday and Sunday 9 a.m. to 12 noon. He reported that a bond ordinance was passed which authorized the Borough Engineer to put together packages for road improvements and they will be advertised on August 20 or 21 with a bid opening on September 10, 2014. He stated that the streets that will be included in the project are Pike, Trout, Beams, Clark, Branin, Old Squan, Willow, Spruce and Cherry. He reported that the Berry Festival that was cancelled last Sunday will be reconvened this Sunday at 9 a.m. in the South Street Plaza.

Law and Code Committee – Council Member Sinneck reported that 896 permits have been issued to date for various types which is tracking close to last year. He stated that year to date there have been 33 demolitions and 55 permits issued for new home construction. He went over the amount of certificate of occupancies that have been issued and that the accounts receivable are higher than last year.

Council Member McCarthy stated that at a prior meeting he reported that former police chief Dan Scimeca was diagnosed with ALS and on Saturday, September 13, 2014 there will be a fund raiser for him and ALS at Leggett's from 5 to 9 pm and tickets are \$30 and he advised the stores that are selling the tickets.

## **AUDIENCE PARTICIPATION**

Council Member Sinneck made a motion to open the meeting to the public, seconded by Council Member McCarthy. Motion carried unanimously.

Diane Carroll, 556 Perch Avenue trustee representing the MBIA thanked the council and the members of the beach committee that met with her committee and discussed the expansion of the surfing beach and they are very happy with the change that took place. She stated that they are happy that they listened to their concerns and objections.

John Kelly, 426 First Avenue also thanked Council Members Olivera, Donovan and Bossone for meeting with them and taking prompt action. He stated that there are still quite a few swimmers using the original surfing beach and suggested putting up more flags for surfing only. He thanked Council Member McCarthy for his help with an issue at the Inlet on Thursday night and he thanked Mayor Dempsey for his help with bikes on the boardwalk that same night.

Mark Heinz, 381 First Avenue also thanked the Beach Committee for the quick work that occurred regarding the surfing area.

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Al Giambrone, 55 Cowart Avenue stated that he has concerns with the street being in disrepair and that he called several times and the public works threw cold patch on it and they came the other day and put some hot patch on it. He stated that they only did a small portion and his concern is that the road is literally deployable and he is shocked that it is not getting more attention. He asked what he can do, what steps can he take and who does he get out there to look at it. He stated that his neighbor is putting patch down themselves. He also stated that he is frustrated and is looking for guidance from council.

Council Member Donovan stated that he will take Mr. Giambrone's information down after the meeting and he will have someone come out and look at it.

Bob Duerr, 614 Cedar Crest Drive, Brielle stated that he is confused with what was in the paper and he was under the impression that at this meeting tonight that there was supposed to be discussion regards to possible resolution for the surfing beach for changes. He stated that he lives here and he buys a beach badge every year and he has just as much right to that beach as anybody else. He voiced his concerns on the changes and he hopes there is flexibility to open the beach when there are big waves.

Council Member Donovan stated that the resolution stands as a surf beach or a swimming beach depending on the wave action and the chief lifeguard's discretion and it will only be changed once during the day.

Donald Cresitello, 361 Beachfront stated that he is ok with the flexibility of the surfing area but he thinks for next year the area in front of 359 Beachfront should be made the surfing area.

Mayor Dempsey stated that there will be meetings over the winter to discuss the surfing area for next year.

Council Member Sinneck made a motion to close the public portion, seconded by Council Member McCarthy. Motion carried unanimously.

Council Member Sinneck made a motion to close the regular meeting at 8:51 p.m. seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,



Barbara J. Ilaria  
Municipal Clerk

**DATE APPROVED** 9-2-2014