

AUGUST 17, 2015

Regular Meeting of Mayor and Council was convened at 8:00 p.m. on August 17, 2015 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Council President Donovan read the statement re: Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 18, 2014 and January 5, 2015.

Council President Donovan 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 Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy.

Absent: None

Also present was Borough Attorney Mark Kitrick, Borough Administrator/CFO Joseph DeLorio and Borough Engineer James Priolo.

### **MONMOUTH COUNTY OPEN SPACE GRANT PROGRAM HEARING**

Council President Donovan introduced James Priolo.

Mr. Priolo stated this is a presentation for the second phase of the Monmouth County Municipal Open Space Grant Application. He stated that they applied last year and a grant was received for Phase I which basically included upgrades to the baseball fields. He advised that the current grant application is for Phase II which would be to include either one or two pickleball courts at the Mallard Park Complex. He advised that pickleball is a fast growing sport in the United States. He went over the project and placement of one or two courts at the corner of Cedar Avenue and S. Potter Avenue. He also went over a buffer area with trees, fencing and the cost of one or two courts.

Council Member Olivera explained how this grant application for pickleball courts came about from Parks Day where he was approached by residents and pickleball players to have a court specific for the sport as they currently play on the basketball court at Mallard Park.

Mr. DeLorio stated that notice was sent to the four (4) property owners whose property abuts the park area where the pickleball court will go.

Council President Donovan asked if the courts could be used for anything other than pickleball.

Mr. Priolo stated that right now they are sized for pickleball but if it was made bigger it could be used for basketball and multi-use.

Council Member Mangan stated that he likes the idea of leaving the field open for multipurpose use and an additional buffer zone.

Council Member McCarthy inquired as to what the court is made of.

Mr. Priolo stated that the court is similar to a tennis court.

There was discussion on what the surface is made of, what the dimensions are of the court, and what season is the sport.

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

Catharine Hamara, 407 Euclid Avenue voiced her concerns about the noise pickleball makes and the proposed location of the court.

John Burns, 407 Euclid Avenue voiced his concerns about the drainage problems currently in the area and he believes that the court would make it worse and the noise the game causes when the ball hits the paddle.

Mr. Priolo stated that the run off from the courts would be directed towards the two (2) streets and he stated that when there is high floods and rain the entire area does get flooded but in normal condition anything would be graded to run off to the two (2) streets.

AUGUST 17, 2015

Mr. Burns inquired about why only 4 residents were notified and not the residents in a certain radius as is required with a variance.

Council Member Mangan stated that this was discussed at the last public meeting of Mayor and Council that the adjacent property owners be notified. He also stated that it is not a requirement to notify homeowners but it is something that the Mayor and Council try and do on every construction project or proposed project.

Ms. Hamara stated that the pickleball court could be over near the marina away from residents where the basketball court is now. She stated that the proposed area is a small area that is surrounded by homes and she thinks the council should reconsider a different location.

Council President Donovan stated that he does not know of one complaint from the people residing near the basketball court where pickleball is currently being played.

Council President Donovan advised the speakers that they need to address the council and not the audience.

Mr. Burns advised that there neighbor at 405, Kathryn Warrington objects to this plan also.

Sharon Aprilante, 404 Cedar Avenue voiced her concerns and stated that she objects to the pickleball court being in that area and feels that there is plenty other areas that this court could be put. She reiterated what Ms. Burns said.

John Knight, 126 Macaton Drive, Cranford, NJ is presently under contract for 25 S. Potter Avenue, he voiced his concerns on the courts and the noise the game causes. He asked that council go online to view what pickleball sounds like. He also stated that online he found that there is a number of lawsuit across the country from residents against their municipality because of the lowering of property values caused by these courts in a residential area. He voiced his opinion on the surrounding park and flooding in the area. He inquired about the time the courts would be used.

Mr. DeIorio stated that the organization is a group of senior citizens in the community that are very active with the pickleball sport and last year as part of the annual parks outreach program this group came to the committee requesting the court. He went over how the committee came to the decision on the location of the court. He also stated that the residents that came out to the annual parks day testified that the volleyball court is unutilized and that the other open area south of that is used for flag football and already being used. He also stated that he did not find anyone that was successful in a suit for the noise of pickleball and property values. He advised that this is part of the process for the application and getting input and suggestion from residents and ultimately the Governing Body deciding on the need for a pickleball court.

Mr. Knight reiterated his concerns with the placement of the court and the flooding in the area.

Sharon Aprilante 404 Cedar Avenue stated that the volleyball courts are utilized.

Loraine Knight, from Cranford has a contract on property which is directly adjacent to the proposed pickleball court voiced her concerns with the noise. She read a few exerts from the internet about the noise pickleball makes. She voiced her opinion on where the courts should go.

Carol Blume, 96 Wyckoff Avenue stated that she is currently running the Senior Group for pickleball in Manasquan. She stated that there have been no complaints from residents where they play now on the basketball court 2 days a week. She stated that she agrees with the area that has been chosen for the court. She invited everyone out tomorrow to see and hear pickleball being played.

Mr. Knight, Cranford, NJ reiterated his concerns about the noise of the game and that only 4 letters were sent out. He inquired about what time the games would start.

Mr. DeIorio stated that the Governing Body can set the policies and determine the time of play. He also stated that they did not send letters out beyond the 4 property owners but did notice in the newspaper and did have an open meeting of the area and they were also aware of the proposal of the pickleball court. He stated that the borough did due diligence with including the residents in the area with a meeting and public notice for the pickleball court.

AUGUST 17, 2015

Mr. Knight stated that he went to 4 or 5 houses and nobody got a letter.

Mr. DeLorio stated that only 4 letters were sent out but what he is saying is that over the past year we have been discussing this whole area not only with just pickleball but with ball playing and improvements. There have been meetings with residents in the area with not every resident participating.

Council Member Mangan stated that the original Phase I grant application for that parcel called for a walking path and a spray park and all of this was presented publicly to get these grants in the first place and pickleball came out of that public outreach. He stated that there has been at least 6 public meetings on this and the 4 letters were sent to the adjacent homeowners as an additional notification.

There was discussion on what notification was sent out to the residents in the area and public outreach.

Council Member McCarthy inquired about a certain type of bush that would help absorb the sound and be a buffer to limit the sound.

Mr. Priolo stated that there is a row of plantings already in the plan and the plantings would not prevent the sound but it might soften the noise.

Marilyn Jacobson, 59 McLean Avenue stated that she believes there is a noise ordinance in town which is 8 to 6 so the group would not start before 8 am. She stated this would only be 2 times a week for a couple of hours and she doesn't believe it would be overly burdensome and this is a park and is to be used by people and if you live near it then that should be taken into consideration. She also stated that her main concern is the drainage and she hopes that is addressed and the plantings could be a good buffer.

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

Council Member Mangan made a motion to remove resolution 211-2015 from the consent agenda, seconded by Council Member McCarthy. Motion carried unanimously.

Council Member Mangan stated that this is an application for a grant and he does take to heart and heard the drainage concerns and he thinks that is something that needs to be followed up on and address the design of the court to accommodate this. He stated that this is a grant application in conjunction with a larger project that is meant to serve the greater public and he is in support of one (1) court.

Council President Donovan stated that it is a grant application and it is not the final word and this will just authorize the grant application to get money for the project.

Council Member Mangan stated that Phase I is not scheduled to begin until next year after the bulkhead project is completed. If this grant is awarded the earliest this project would start would be 2017.

Council Member Sinneck supports the comments from Council Member Mangan and he supports the idea of one (1) court and he believes there is an opportunity to relocate the court someplace else with a little creativity and he would like to see the next revision before he will give a final yes vote on it.

Council Member Lee stated that he supports the application and he would love to see a pickleball court in this area and thinks it is a good program.

Council Member McCarthy agreed with the concept of one (1) court and have the engineer look at the drainage in the area and he would like to see some type of buffer to the adjacent properties.

Council Member Olivera stated that he is in support of one (1) court and he received most of the public comments and that the committee did take into consideration a lot of areas and spaces and other parks in town. He stated that this seemed like the most natural spot for this game and group.

#### **RESOLUTION 211-2015**

**WHEREAS**, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in

AUGUST 17, 2015

connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

**WHEREAS**, the Governing Body of **the Borough of Manasquan** desires to obtain County Open Space Trust Funds in the amount of **\$25,000** to fund **the Mallard Park Improvements- Phase 2 project, located at S Potter and Cedar Ave, and identified as Block 133, Lot 21; Block 137, Lot 13; Block 138, Lot 1; Block 140, Lot 13; Block 141, Lot 13; and Block 142, Lot 10; and**

**WHEREAS**, a potential alternative location for the proposed pickleball court is **Curtis Park**, located at **Main St and Warren Ave**, and identified as **Block 87, Lot 1; and**

**WHEREAS**, the total construction cost of the project including all matching funds is **\$50,000**; and

**WHEREAS**, the **Borough of Manasquan** is the owner of and controls the project site and the proposed alternate project site.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Manasquan **THAT**:

1. **Joseph DeIorio, Borough Administrator** and **James Priolo, Borough Engineer** or his/her successors are authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The **Borough of Manasquan** is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. **Joseph DeIorio, Borough Administrator** or his/her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

Council Member Lee made a motion to approve this resolution, seconded by Council Member Olivera. Motion carried by the following vote: "yes" Council Member Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

#### **CONSENT AGENDA**

#### **RESOLUTION 203-2015**

**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: ROSEMARY STRUYK

AUGUST 17, 2015

18 CHAPEL PLACE  
WAYNE, NJ 07470

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND  
APPLICATION #21-2014  
569 TROUT AVENUE  
BLOCK: 184.05 – LOT: 7

AMOUNT OF REFUND DUE: \$499.46

**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  
204-2015**

**A RESOLUTION AUTHORIZING THE  
BOROUGH OF MANASQUAN TO  
ENTER INTO A COOPERATIVE PRICING AGREEMENT**

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

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the Middlesex Regional Educational Services Commission, hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

**NOW, THEREFORE BE IT RESOLVED** as follows:

**TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Manasquan.

**AUTHORITY**

Pursuant to the provisions of N.J.S.A. 40A:11-11 (5), the Chief Executive Officer is hereby authorized to enter into a Cooperative Pricing Agreement with the lead Agency

**CONTRACTING UNIT**

The lead agency shall be responsible for complying with the provisions of the Local Public Contract (N.J.S.A 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

**EFFECTIVE DATE**

This resolution shall take effect immediately upon passage.

**RESOLUTION  
205-2015**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the Summer Season of 2015; and

AUGUST 17, 2015

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 17<sup>th</sup> day of August, 2015 appoint the following Seasonal Beach Employees to work during the Summer Season, 2015:

<u>Position</u>	<u>Address</u>	<u>Hourly Rate</u>
<u>Lifeguard On-Call:</u>		
Michael Curran	1605 Apple St., Manasquan	\$13.00
Brigit Carlson	638 Valley Road, Brielle	\$13.00
<u>Beach Patrol On-Call:</u>		
Jake Hartranft	2 Brian Ave, Bricktown	\$9.00
Jeff Mattson	2391 Ramshorn Dr., Manasquan	\$11.50

**RESOLUTION  
206-2015**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing for engineering design, preparation of bid documents and construction inspection and observation of the New Jersey Environmental Infrastructure Financing Program for the Drinking Water, Advanced Water Metering Infrastructure Project. Fees are as follows:

- PHASE 1.0 CONSTRUCTION DOCUMENTS & BIDDING \$5,000.00
- PHASE 2.0 CONSTRUCTION ADMINISTRATION \$25,000.00
- PHASE 3.0 CONSTRUCTION INSPECTION/OBSERVATION \$35,000.00

for a total amount not to exceed \$65,000.00 for the service outlined in a proposal dated July 28, 2015.

**AND BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the borough authorizes Maser Consulting to proceed with the above proposal for the New Jersey Environmental Infrastructure Financing Program for the Drinking Water, Advanced Water Metering Infrastructure Project.

**RESOLUTION  
207-2015**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing for engineering design, preparation of bid documents, construction inspection and observation of the New Jersey Environmental Infrastructure Financing Program for the Infrastructure Protection & Stormwater Conveyance Project. Fees are as follows:

- PHASE 1.0 CONSTRUCTION DOCUMENTS & BIDDING \$30,000.00
- PHASE 2.0 CONSTRUCTION ADMINISTRATION \$74,000.00
- PHASE 3.0 CONSTRUCTION INSPECTION/OBSERVATION \$181,000.00

for a total amount not to exceed \$285,000.00 for the service outlined in a proposal dated July 28, 2015.

**AND BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the borough authorizes Maser Consulting to proceed with the above proposal for the New Jersey Environmental Infrastructure Financing Program for the Infrastructure Protection & Stormwater Conveyance Project.

AUGUST 17, 2015

**RESOLUTION  
208-2015**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing for various modifications to the Borough's existing Water Treatment Plant building that are needed to facilitate the installation of the Cal-Flow Liquid Lime Slurry system.

- Task 1.1 – Design Phase \$9,750.00

for a total amount not to exceed \$9,750.00 for the service outlined in a proposal dated July 30, 2015.

**AND BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the borough authorizes Maser Consulting to proceed with the above proposal for the WTP Building modifications for the purpose of installation of the Cal-Flow Liquid Lime Slurry system.

**RESOLUTION  
209-2015**

**RESOLUTION OF THE BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY, APPOINTING COURTNEY  
HOGAN AS TAX COLLECTOR AND SUPERVISOR OF THE FINANCE  
AND TAX OFFICE**

**WHEREAS, N.J.S.A. 40A:9-141** requires that municipalities appoint a Tax Collector; and

**WHEREAS,** the Borough of Manasquan desires to fill the position of Tax Collector due to the passing of former Tax Collector Valerie Bills on June 19, 2015; and,

**WHEREAS,** The Borough Tax Collector's term of office is designated pursuant to NJSA 40A9-142, which states,; Every Municipal tax collector shall hold his/her office for a term of 4 years from the first day of January next following his appointment. Vacancies other than expiration of term shall be filled by appointment for the unexpired term, and

**WHEREAS,** the Borough of Manasquan desires to appoint Courtney Hogan as Certified Tax Collector, as evidenced by Certification No.T-8295, a copy of which is located in her personnel file; and therefore qualified to fill the position of Borough Tax Collector; and,

**WHEREAS,** the position and responsibilities of Tax Collector as defined by Civil Service as Unclassified and serves under the direction of the Chief Financial Officer, and

**WHEREAS,** the position of Tax Collector is a contractual non-union appointment and therefore by approval of this resolution, Courtney Hogan will no longer be a member of the AFL-CIO Local 32 union, and

**WHEREAS,** Courtney Hogan will also fulfill the previous responsibilities of the Tax Collector which include Water/Sewer Rent Collector, Assistant to the Tax Assessor and Tax Search Officer, and

**WHEREAS,** prior to the appointment to this position, Courtney Hogan was promoted to the position of Assistant Supervisor of Accounts and will take leave of absence from that position, and

**WHEREAS,** Courtney Hogan will serve as Supervisor of the Finance and Tax Department including the responsibilities set forth in the Assistant Supervisor of Accounts civil service job description, and,

**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey as follows:

AUGUST 17, 2015

1. That the Mayor and Borough Council do hereby appoint Courtney Hogan as Tax Collector for the Borough of Manasquan as of August 17, 2015 for the unexpired term ending December 31, 2015.
2. That the salary for this position be \$55,000 as outlined in this resolution.
3. That the Mayor and Municipal Clerk are authorized and directed to sign the employment contract with the Tax Collector for the unexpired term.
4. A certified copy of the Resolution shall be sent to:

Courtney Hogan, Tax Collector  
2308 Bennett Avenue  
Point Pleasant, NJ 08742

**RESOLUTION  
210-2015**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Special Law Enforcement Officers Class II for the year 2015; and

**WHEREAS**, the Police Chief has submitted the following individual for appointment as Special Law Enforcement Officers Class II for the Borough of Manasquan effective August 18, 2015 at the current contractual rate of \$15.53 per hour:

Michael K. Texter, Wall, NJ

**RESOLUTION  
212-2015**

**BE IT RESOLVED**, that the Hon. George R. Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Agreement between The Borough of Manasquan and The Church of St. Denis for the use of a portion of the facility as outlined in the Lease Agreement for the term of September 1, 2015 through August 31, 2016.

**RESOLUTION  
214-2015**

**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	2,314,907.46 (Includes BOE Tax - 2,158,714.00)
Water/Sewer Fund	25,654.41
Beach Fund	35,714.58
Recreation Bldg Trust	



AUGUST 17, 2015

Recreation Commission Trust	3,893.82
General Capital Fund	1,070.00
Water/Sewer Capital Fund	
Beach Capital Fund	

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

## ORDINANCES

The Borough attorney read the title of ordinance 2187-15 for second reading and final hearing.

**BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION, RECONSTRUCTION AND/OR RESURFACING OF THE SECOND AVENUE PARKING LOT IN THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$232,500 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$220,875 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

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

There being no public comment, Council Member Sinneck made a motion to close the public hearing, seconded by Council Member Olivera. Motion carried unanimously.

Borough Engineer Jim Priolo presented the Second Avenue Parking Lot Project and advised that there are alternates to the original plan for council to review. He went over the two (2) options and his recommendation is that the stalls are made larger to follow the rules and regulations of parking spaces and the lot can be made bigger with option 2.

There was discussion on the trees and the shade tree budget, option 2 and the timeline for this project.

Mr. Priolo stated that substantial completion would be by mid-November.

Council Member Lee stated that the committee's recommendation is Option 2 with the most parking spaces.

Mr. DeIorio stated that in order to due Option 2 another ordinance would need to be introduced adding the funding. He stated that the ideas for option 2 came about during first reading and second reading and that the project can go forward but an additional ordinance needs to be passed to take into consideration the additional change.

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

Marilyn Jacobson, 59 McLean Avenue inquired about the surface of the parking lot and if any consideration was given to an alternative type of material for drainage.

Council President Donovan stated there has not.

Ms. Jacobson asked if there could be consideration before the new ordinance is drawn up because there is such a problem with drainage and flooding. She voiced her concerns with the flooding in general in the town.

Rich Leonard, 193 Third Avenue voiced his opinion of solar alternatives for this project and asked the council not to rule out solar.

AUGUST 17, 2015

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

Council Member McCarthy made a motion to pass and publish ordinance 2187-15 according to law, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough attorney read the title of ordinance 2188-15 for second reading and final hearing.

**ORDINANCE PROVIDING FOR AN ADVANCED METERING INFRASTRUCTURE PROJECT IN AND BY THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$1,743,313 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,743,313 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.**

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

There being no public comment, Council Member Sinneck made a motion to close the public hearing, seconded by Council Member Mangan. Motion carried unanimously.

Council Member McCarthy made a motion to pass and publish ordinance 2188-15 according to law, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough attorney read the title of ordinance 2189-15 for second reading and final hearing.

**ORDINANCE PROVIDING FOR AN INFRASTRUCTURE PROTECTION AND STORMWATER CONVEYANCE PROJECT IN AND BY THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$4,450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,450,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

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

Marilyn Jacobson, 59 McLean Avenue inquired as to what the four million is going to do for the bulk heading.

Council Member Mangan stated that it is going to improve the infrastructure.

Council Member Olivera stated that it is going to be new bulk heading for Fourth Avenue and Perrine Boulevard.

Council Member Mangan stated that it is a full bulk head replacement but scaled back from the original plan with the marina.

Ms. Jacobson inquired about getting the boat slip revenue into a utility to maintain the marina.

Council Member Mangan stated that council has all voiced the desire to move in that direction.

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

Council Member Olivera made a motion to pass and publish ordinance 2189-15 according to law, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough attorney read the title of ordinance 2190-15 for second reading and final hearing.

AUGUST 17, 2015

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF ONE MASON DUMP WITH PLOW AND ONE PICK UP TRUCK WITH PLOW AND LINE PAINTING MACHINE FOR THE BOROUGH OF MANASQUAN PUBLIC WORKS DEPARTMENT IN THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY APPROPRIATING \$76,500.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$72,675.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION**

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

There being no public comment, Council Member Sinneck made a motion to close the public hearing, seconded by Council Member Mangan. Motion carried unanimously.

Council Member McCarthy made a motion to pass and publish ordinance 2190-15 according to law, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Sinneck, Donovan, Mangan, Olivera and McCarthy. "No" none.

**APPROVAL OF MINUTES**

Work Session and Regular Meeting – August 3, 2015

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

**COMMITTEE REPORTS**

Beach Committee – Council Member Lee reported that there was a boating accident in Spring Lake and he advised that a number of the Manasquan Lifeguards responded and many of the lifeguards are part of the emergency response team. He advised that 4 of Manasquan's lifeguards responded after hours and he wanted to acknowledge them. He reported that the lifeguard tournament was held tonight, August 29<sup>th</sup> there will be a wiffleball tournament, and he thanked council for their participation and organization of the Rampone celebration on Thursday. He reported on the revenues at the beach and advised that they are still strong and he thanked the grant committee for coming up with the idea to replace ADA compatible mats at the beach entrances.

Building, Planning & Zoning Committee – Council Member Sinneck reported that 909 permits have been issued year to date which puts the department on track with about 1400 per year. He went over the revenues collected, additional demolitions, new homes erected, certificate of occupancies issued to date, and zoning applications approved to date. He went over the scanning of archived documents and the progress and he went over a meeting with the committee to go over the driveway ordinance and the enforcement. He stated that as a result of some Superior Court judgments the Borough went and modified the driveway ordinances to be less vague, therefore, more enforceable. He stated that the council has decided not to rescind that ordinance but chose an alternative enforcement scheme. He also stated that the ordinance needs to be on the books for the planning and zoning departments as they need this definition so that they can make sure that new properties are in conformance. He advised that without this there is no specifics that can guide them in terms of what is acceptable and what is not and that one of the important things is the public health and safety. He stated that the primary focus as to the driveway ordinance is being enforced is to keep vehicles from parking right in front of the door blocking access for emergency vehicles and other than that the focus would be to get cars off the street as best can. He stated that if the car is off the street, parked in a reasonable way, and not blocking the driveway, the Borough is not going to enforce this driveway ordinance unless there is a specific complaint in which then the Borough is obligated to enforce and he believes this is a good compromise between the needs for public health and safety and the driveway ordinance.

Administration & Finance Committee – Council Member Mangan thanked Council Members Lee and McCarthy as well as Joe Bossone for putting together the event for Christie Rampone because it certainly promoted tourism in Manasquan and on behalf of the Tourism Commission he thanked everyone that was involved in getting the event together and completed. He welcomed and thanked Ms. Hogan on her appointment to Tax Collector and he looks forward to working with her in the future.

AUGUST 17, 2015

Recreation & Environment Committee – Council Member Olivera stated that the Christie Rampone celebration was an amazing success pulled together by Council Member McCarthy and Lee and former Council Member Bossone in a short period of time. He stated that he received a nice compliment from a friend of Christie's stating that the Borough puts on a nice event. He reported that the Little League shack building is still down and the final stage is to have a shed put up to accommodate the equipment that was stored in the old shack. He thanked the council for supporting the bulkhead remediation and rehabilitation project which is the Infrastructure Protection and Stormwater Conveyance project. He advised that when he joined council 3 years ago this was the number one item on the Parks and Public Property Committee and that a lot of research and analysis was done to get to this point. He congratulated Courtney Hogan on her appointment to tax collector.

Public Safety Committee – Council Member McCarthy reported that the Borough is in the process of finalizing the design and installation of various software programs that have been approved for the police to increase the ability of the officers to use the mobile computers in the police car to run license plates. He stated that the installation and training should be completed by September 3. He went over the issue with the parking in the front yards and it is for the public safety and under the requirements there is supposed to be a 4 foot direct means of egress and ingress for emergency staff to get into the resident without obstructions. He thanked everyone involved in getting the Christie Rampone celebration together and making it a success.

Public Works & Grounds Committee – Council Member Donovan thanked Council Members McCarthy and Lee and Joe Bossone for putting the Rampone celebration together.

#### AUDIENCE PARTICIPATION

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

Lauren Franklin, 150 Second Avenue thanked council for listening, responding and following up on her concerns with the parking ordinances and changes. She understands the ordinance and that everyone is grandfathered as the driveways stand now but anyone who submits plans after the adoption of the ordinance would then have to have the delineation of the driveway.

Council Member Sinneck motioned yes.

Ms. Franklin asked if it would only be enforced if someone complains.

Council Member Sinneck stated correct.

Mr. Kitrick stated that there is no grandfathering of any ordinance in the borough.

There was discussion with Ms. Franklin, Mr. Kitrick and the council as to how the ordinance will be enforced and the change to the ordinance.

Marilyn Jacobson, 59 McLean Avenue voiced her concerns on enforcing ordinances when there is a complaint and why it should be on the neighbor to complain when the ordinance should be enforced. She stated that it is more important to see that the laws are enforced so that a neighbor does not have to complain about a neighbor.

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

Council Member Sinneck made a motion to close the regular meeting at 9:43 p.m. seconded by Council Member Lee. Motion carried unanimously.

Respectfully submitted,



Barbara J. Ilaria  
Municipal Clerk

DATE APPROVED 9-21-15