

FEBRUARY 1, 2016

Regular Meeting of Mayor and Council was convened at 7:01 p.m. on February 1, 2016 in Council Chambers of Borough Hall with Mayor Donovan presiding.

Mayor Donovan read the statement re: Open Public Meetings Act of 1975 and that adequate notice has been provided by transmitting the Resolution of Annual Meetings to the Asbury Park Press and the Coast Star, by posting it in the Borough Hall on a bulletin board reserved for such announcements, and by posting it on the official website of the borough.

Mayor 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, McCarthy, Olivera, and Mangan.

Absent: Council Members Walsh and Read

Council Member McCarthy arrived at 7:03 p.m.

Also present was Borough Attorney Mark Kitrick and Borough Administrator/CFO Joseph DeIorio.

Audience Participation – Agenda Items

Council Member Mangan made a motion to open the meeting to audience participation, seconded by Council Member Olivera. Motion carried unanimously.

Judy Collins, 83 Ocean Avenue, representing the Library went over the request for a scavenger hunt for the kids and requested a rain date of Sunday, April 24.

Municipal Clerk Barbara Ilaria advised that the process for approval of all dates need to be approved by the departments prior to a request coming before the council.

Laurie Ramona, 59 Rogers Avenue advised that she is available for any questions that council might have regarding the new start and end route for the Mom's Day 5k.

Larry Schmidt, 100 Wyckoff Avenue advised that he is available for any questions that council might have regarding the Oakley Surf Contest.

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

Workshop Discussion

Item #1: Use of Borough Property

- Moms Day Run – May 7, 2016 Revised Route

Council Member Olivera made a motion to approve this request, seconded by Council Member Mangan. Motion carried unanimously.

- River to Sea Relay – August 6, 2016 (held from previous meeting)

Council Member Olivera made a motion to approve this request with the understanding that they will complete the new application for runs, seconded by Council Member McCarthy. Motion carried unanimously.

- Chamber of Commerce – Various Events and Dates

Council Member Mangan made a motion to approve the requests, seconded by Council Member Lee. Motion carried unanimously.

- Coast the Coast Bike Relay – May 21, 2016

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Council Member Lee made a motion to approve this request, seconded by Council Member Mangan. Motion carried unanimously.

- Ladies Auxiliary Flea Market – July 10, 2016, 8 a.m. to 4 p.m.

There was discussion on the area that the organization is looking to close in the Plaza.

Council Member McCarthy made a motion to approve this request with the understanding that east and west bound traffic will remain open, seconded by Council Member Lee. Motion carried unanimously.

- Manasquan Library Scavenger Hunt – April 23, 2016 10 a.m. to 2 p.m.

Council Member Lee made a motion to approve this request with the requested rain date of April 24 conditional on department head approval, seconded by Council Member Mangan. Motion carried unanimously.

- Oakley Surf Contest – April 14 or 15, 2016, 8 a.m. to 4 p.m.

Council Member Lee made a motion to approve this request, seconded by Council Member McCarthy. Motion carried unanimously.

- Squan Village Historical Flea Market – June 5, 2016, 6 a.m. to 3 p.m.

There was discussion on the start time of 6 a.m.

Council Member Mangan made a motion to approve this request, seconded by Council Member McCarthy. Motion carried unanimously.

Item #2: Engineer's Monthly Report

Mr. Paul Nolan from Maser Consulting went over the highlights of the Engineer's Report for January, 2016.

Council Member Lee inquired about the bulkhead project and the confidence level of still making the pre-beach season June.

Mr. Nolan stated he believes the timeline will still be the same as the original scope of work.

There was discussion on the utilities that need to be removed prior to starting the project.

Item #3: Electric Vehicle Charging Station – Discussion

Mayor Donovan advised that the Borough was approached by Chargepoint who offered to volunteer two (2) quick chargers for electric vehicles and the price would include everything from installation to three (3) years of maintenance and software maintenance. He stated this is part of a program that Chargepoint, BMW and Volkswagen have instituted and are trying to create a link between Boston and Washington DC where they have a charging station every 50 miles and this would be a branch out of this program.

Mr. DeIorio went further into detail about Chargepoint, installation and locations to be installed. He also went over the process of charging vehicles. He advised that they are looking into the South Street Parking Lot for installation.

There was discussion on the placement of the charging stations and the surrounding area.

Mayor Donovan advised that the level 2 charging station is what is being looked into by Maser Consulting for the Squan Plaza project.

There was discussion on the resolution, the location requested and revenues in the future and other charging stations in the area.

Item #4: Proposed Monitoring Wells – South Street Parking Lot – Update

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Mayor Donovan updated the council on the monitoring wells being installed in the South Street Parking Lot as it relates to Renova and remediation of the area.

Item #5: Cross River Fiber Optics - Update

Mr. Kitrick went over who Cross River Fiber Optics is and what they are looking to do which would be to add additional fiber optics lines in local municipalities and utilize the municipal right of way.

There was discussion on this request and the contract wording.

It was recommended that the representative from Cross River Fiber Optics be present at the next scheduled meeting to answer questions from Mayor and Council.

Item #6: COAH Update

Mr. DeIorio stated that there are two (2) ordinances on the agenda for tonight for first reading which are Establishing an Inclusionary Zone and Establishing an Accessory Apartment Program.

Council Member Mangan stated that this is part of a package that will be unrolling over the next couple of months that will help the Borough stay in compliance with COAH regulations.

Mayor Donovan stated that former council member John Tischio passed away and he asked that the Borough flags be flown at half-staff for 3 days in his memory.

CONSENT AGENDA

Council Member Lee made a motion to remove resolution 47-2016 from the Consent Agenda, seconded by Council Member McCarthy. Motion carried unanimously.

Council Member McCarthy made a motion to hold resolution 48-2016 until the next council meeting, seconded by Council Member Mangan. Motion carried unanimously.

**RESOLUTION
42-2016**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Hook & Ladder, Company No.1 has submitted the attached members that qualify under Ordinance 2005-07 Section 7 for "Exemption from the Payment of Permit Fees" these Members responded to 20% or more of the calls of the Unit or are Life Members of the Manasquan Hook & Ladder Company #1.

**RESOLUTION
43-2016**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Hook and Ladder Company #1 has submitted the attached members that qualify under Ordinance 2005- 07 "Free Season Beach Badge and Parking Permit for Certain Members of the Volunteer Fire Companies". These Members responded to 20% or more of the calls of the Unit or are Life Members of Manasquan Hook and Ladder Company No. 1.

**RESOLUTION
44-2016**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, that the application of Coastal Restaurant Group, LLC, d/b/a Reef & Barrel, for an Amusement Game License to operate an Amusement Game at 153 Sea Girt Avenue, Manasquan, New Jersey for the

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year 2014 is hereby approved and accepted.

BE IT FURTHER RESOLVED, that the Borough Clerk is instructed and authorized to issue a license, that is,

<u>NAME OF APPLICANT</u>	<u>ADDRESS OF PREMISE TO BE LICENSED</u>	<u>TYPE OF GAME AND LICENSE</u>
Reef & Barrel	153 Sea Girt Avenue Manasquan, NJ 08736	Golden Tee Golf

**RESOLUTION
45-2016**

**AUTHORIZATION FOR THE BOROUGH OF MANASQUAN TO APPLY FOR AND
ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2015
DEPARTMENT OF HOMELAND SECURITY EMERGENCY MANAGEMENT
PERFORMANCE GRANT PROGRAM FUNDING**

WHEREAS, the Borough of Manasquan, Office of Emergency Management has been awarded a Federal Homeland Security Emergency Management Agency Assistance (EMAA) Grant CFDA #97.042, Award #FY15-EMPG-EMAA-1327 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of up to \$14,000.00 including up to \$7,000.00 Federal Award and up to \$7,000.00 Local Matching Funds, is for the purpose of enhancing the Borough of Manasquan's ability to plan for, mitigate against, respond to and recover from natural and man-made disasters and other catastrophic events and emergencies; and

WHEREAS: The Borough of Manasquan Office of Emergency Management, as designated by the New Jersey State Police, Office of Emergency Management, will submit an Application for Subgrant Award as required by the New Jersey State Police Office of Emergency Management; and

WHEREAS: The Application for Subgrant Award covers the performance period from July 1, 2015 through June 30, 2016, and calls for a match in the amount of up to \$7,000.00 which the Borough of Manasquan adequately satisfies through the approved FY2015 budget and proposed FY2016 for the Hazard Mitigation Program; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Manasquan accepts the award of the FFY15 Emergency Management Agency Assistance (EMAA) grant in the amount of up to \$7,000.00 in Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the municipal Administrator, as an authorized agency official, or their successors are authorized to sign the appropriate Subgrant award documents; and

BE IT FURTHER RESOLVED that the Office of Emergency Management is hereby authorized to ensure compliance with the provisions of the Subgrant, including maintaining and updating of the municipal Emergency Operations Plan (EOP), coordinating meetings of the Local Emergency Planning Committee (LEPC), conducting local emergency response exercises; and attending County/State OEM meetings and training as required; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Monmouth County Office of Emergency Management and the municipal Administrator / Chief Financial Officer, and the municipal Emergency Management Coordinator.

**RESOLUTION
46-2016**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Cost Agreement between The Borough of Manasquan and Jersey

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Central Power & Light for various wiring and street light work relating to the Stormwater Conveyance Bulkhead Project.

**RESOLUTION
49-2016**

CHANGE ORDER NO.1

Be it resolved by the Mayor and Council of the Borough of Manasquan of Monmouth County, New Jersey upon recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: Stormwater Conveyance Project (Bulkhead)

ENGINEER: Maser Consulting
331 Newman Springs Road
Red Bank, NJ 07701

CONTRACTOR: Bird Construction
105 Harbor Inn Rod
Bayville, NJ 08721

AGREEMENT MODIFICATION NO. 1

Revised Sheetting Design, additional coating of steel sheet pile, additional vibration monitoring, and additional test pits

AMOUNT OF CHANGE THIS RESOLUTION: -\$13,703.46

TOTAL AMOUNT OF CHANGE: -\$13,703.46

This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

**RESOLUTION
50-2015**

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	3,797,439.61 (Includes 2,158,714.00 BOE Taxes 1,551,951.87 County Taxes)
Water/Sewer Fund	27,047.95
Beach Fund	28,752.71
Recreation Bldg Trust	
Recreation Commission Trust	4,748.56

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General Capital Fund	42,499.53
Water/Sewer Capital Fund	3,777.50
Beach Capital Fund	2,743.75

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

RESOLUTION
47-2016

WHEREAS, the Borough of Manasquan is desirous to install electric vehicle charging stations for the purposes of creating a sustainable environment and,

WHEREAS, the additional benefit from the installation of an electric vehicle charging station would be to expand tourism for the Borough of Manasquan and,

WHEREAS, the Borough retained Maser Engineering to perform a feasibility study of the need for an electric vehicle charging station and in January of 2015, the study was released which included the proposal of installing two charging station, and

WHEREAS, the Borough previously applied for grant funds through Sustainable New Jersey for the purchase of charging stations and,

WHEREAS, Chargepoint Inc. has offered the Borough two charging stations through its "DC Express Charging Station" donation program which includes 3 year maintenance agreement under the terms and conditions of the agreement between Chargepoint Inc. and the Borough, and

WHEREAS, the Chief Financial Officer has determined that value of the donated services falls below the bid threshold as regulated by the New Jersey Local Public Contracts Law N.J.S.A. 40A:11 and now,

BE IT RESOLVED that the Hon. Edward Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the following 2016 Agreement:

Electric Vehicle Charging Stations
Chargepoint Inc.
254 East Hacienda Avenue
Campbell, CA 95008

There was discussion on resolution 47-2016.

Council Member Mangan made a motion to hold this resolution and advertise a special meeting for Saturday along with the Budget meeting, seconded by Council Member McCarthy. Motion carried unanimously.

It was recommended that all budget meetings be changed to regular meetings in order to accommodate any issues or resolutions that may come up prior to a scheduled regular meeting.

Council Member Mangan made a motion to add a Special Meeting for Saturday and change all future budget meetings to regular meetings, seconded by Council Member McCarthy. Motion carried unanimously.

ORDINANCES

The Borough Attorney read the title of ordinance 2202-16 for introduction.

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AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 35 (ZONING) OF THE MUNICIPAL CODE TO ESTABLISH AN INCLUSIONARY ZONING ORDINANCE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH

Council Member McCarthy made a motion to introduce ordinance 2202-16, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, McCarthy, Olivera, and Mangan. "No" none.

The Borough Attorney read the title of ordinance 2203-16 for introduction.

AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 35 (ZONING) OF THE MUNICIPAL CODE TO ESTABLISH AN ACCESSORY APARTMENT PROGRAM IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH

Council Member Lee made a motion to introduce ordinance 2203-16, seconded by Council Member Olivera. Motion carried by the following vote: "yes" Council Member Lee, McCarthy, Olivera, and Mangan. "No" none.

The Borough Attorney read the title of ordinance 2201-16 for second reading and final hearing.

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10 (PARKS AND RECREATION AREAS) SECTION 10-3 (PERMITS FOR SPECIAL EVENTS) AND AMENDING SUBSECTION 10-3.1 (APPLICATION) OF THE BOROUGH OF MANASQUAN CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

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

Council Member McCarthy made a motion to pass and publish ordinance 2201-16 according to law, seconded by Council Member Olivera. Motion carried by the following vote: "yes" Council Member Lee, McCarthy, Olivera, and Mangan. "No" none.

COMMITTEE REPORTS

Public Works & Property Committee – Council Member Lee thanked DPW and first responders during the recent blizzard. He also thanked the residents for their cooperation in getting the cars off the street in order for DPW to plow. He reported on the curbside Christmas tree pickup and when the yard will be closed due to holidays in February.

Beach Committee – Council Member McCarthy reported that the committee is looking into the upcoming beach season and they will be talking to the different staffing groups. He advised that there will be a closed session item on the beach concession for the upcoming beach season. He reported on the sand that was blown onto the beach area and there was significant beach erosion near the Whiting Avenue area and the Borough will be looking into moving some of the sand. He reported that during the last storm the waves did not go over the beach berm. He also reported that the cameras have been fixed and are up and running so the cameras along the beach are being monitored by the police department. He stated that the planning board is looking into a few changes to borough ordinances and will be discussed at a future meeting.

Public Safety Committee – Council Member Olivera echoed Council Member Lee's comments and thanked OEM, Police, DPW, Fire and all First Responders for their hard work during Jonas. He reported that the fire company will be doing a live drill at 283 Beachfront and they will shutting down a section of the road. He went over residents shoveling snow and the ordinance that the Borough has in effect.

Administration and Finance Committee – Council Member Mangan reported that there is a budget meeting scheduled for February 6, 20, and 27, 2016 and he reminded council that if there are any other budgets that

they would like to review other than departmental budgets to reach out to Mr. DeLorio as they are not scheduled for a public meeting for discussion. He went over the meetings that have taken place so far and that the committee will be meeting shortly.

AUDIENCE PARTICIPATION

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

Margaret Ochioni, 555 Tarpon Avenue voiced her concerns and opinion on the parking on Tarpon Avenue as she was asked not to park on the stones in front of her door. She presented council with pictures of the parking issues.

There was discussion on the street parking and the enforcement and signage.

Larry Schmidt, 100 Wyckoff Avenue inquired about the parking in front of the post office being posted as 15 minute parking. He stated that during events the parking spots are used all day.

Mary Ryan, 113 Beachfront complimented everyone that was involved with recovery from the recent storm. She voiced her concerns on the sidewalk clearing and the removal of cars from the street during snow emergency. She also voiced her concerns on how much signage needs to be put up versus what residents and visitors are supposed to know when it comes to the law. She inquired about a list that the town could put together for shoveling snow for homeowners that live elsewhere during the winter months.

Mr. Kitrick stated that the town cannot put a list together as it might be construed as an endorsement from the municipality.

Ms. Ryan inquired about companies coming into town and giving deadlines for decision making.

Council Member Mangan stated that the Borough has been looking for the charging station for Squan Plaza for some time. He advised what is happening is the town falling subject to deadlines as this is a grant.

There was discussion on the charging station and how it will work.

Ms. Ryan also inquired about fiber optics and if this was initiated by the town or the company.

Mr. DeLorio stated that the company approached the borough for this project. He went over the request from Cross River Optics and he went over the provision in the agreement that provides for the use of the existing conduit if it is underground.

There was discussion on the project, costs associated with project, and whether the fiber will be underground or not.

Mr. Kitrick stated that a representative from the company will be attending the next meeting to answer questions that council or residents might have regarding the fiber optic installation.

Mayor Donovan thanked public works, fire departments, first aid, police department, and the staff for getting the Borough through Jonas.

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

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.

Council Member McCarthy made a motion to close the regular meeting at 9:27 p.m., seconded by Council Member Mangan. Motion carried unanimously.