

APRIL 3, 2017

Regular Meeting of Mayor and Council was convened at 7:01 p.m. on April 3, 2017 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, Walsh, Mangan, Olivera, and Read

Absent: Council Member Bossone

Also present was Borough Auditor Allen Shechter, Borough Administrator Tom Flarity and Borough Attorney Mark Kitrick.

Assemblyman Sean Kane presented a proclamation to the Grand Marshal Mayor Donovan and Deputy Grand Marshal of the St. Patrick Day Parade.

### **Appointments – Recreation Commission**

Mayor Donovan made the following appointments to the Recreation Commission:

Mark Liggett from Member to Chairperson – unexpired term 01/01/13 - 12/31/17  
Tracy Antonucci Member - unexpired term 01/01/13 - 12/31/17  
Courtney Tuite Member - unexpired term 01/01/16 - 12/31/20  
Andy Manser Jr. Alternate #1 - unexpired term 01/01/16 - 12/31/20  
Paul Battaglia Alternate #2 - unexpired term 01/01/16 - 12/31/20

### **ORDINANCE**

The Borough Attorney read the title of ordinance 2223-17 for introduction.

#### **CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

Council Member Walsh made a motion to introduce ordinance 2223-17, seconded by Council Member Lee. Motion carried by the following vote: “yes” Council Member Lee, Walsh, Mangan, Olivera, and Read. “No” none.

### **Budget Introduction and Related Documents**

Mr. Shechter stated that the budget is allowed to be read by title per statute at the introduction of the budget. Mr. Shechter read the budget by title.

Council Member Mangan went over highlights of each budget for the residents understanding. He stated that there will be a 2.37% increase in the municipal tax rate which results in a \$15 increase on quarterly bills.

Council Member Mangan made a motion to introduce the 2017 budget, seconded by Council Member Lee. Motion carried by the following vote: “yes” Council Member Lee, Walsh, Mangan, Olivera, and Read. “No” none.

### **Audience Participation – Agenda Items**

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

Mary Ryan, 113 Beachfront thanked everyone involved with the budget process.

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

### **Use of Borough Property**

- Tandem Bike Inlet Gazebo – 7:30 to 10:00 am, 6/24, 7/15, 8/12, and 9/9/17

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

- Longboard Surf Contest – Boardriders Club – Inlet Sat. 9/16 (rain 9/17/17)

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

- Manasquan Tourism – Various

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

- PBA Fishing Contest – Macs Pond - Saturday May 6, 2017

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

- Easter Sunrise Service – Inlet Gazebo Sunday April 16, 2017

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

- Rec. Easter Egg Hunt – Squan Plaza Thurs. April 13, 2017 (rain 4/14/17)

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

- Rec. Big Sea Day – Saturday August 12, 2017

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

- Rec. East vs West Softball Game – Mallard Park – Sat. May 20, 2017 (rain 5/21/17)

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

### **FEMA - Update**

Donna Phelps, FEMA Deputy Administrator updated the council and the residents on her efforts to submit documents and receive as much reimbursement from FEMA as possible from Super Storm Sandy damage. She also went over the items that have been closed out so far and the amount the Borough has been reimbursed and she advised that the Borough will most likely owe money back to FEMA for overpayment. She also went over the insurance money that was received from Sandy damage.

### **Engineer's Monthly Report**

Mr. Robert Mannix read the Engineer's report for the month of March.

Council Member Mangan made a motion to add resolution 109-17 to the Consent Agenda, seconded by Council Member Walsh. Motion carried unanimously.

### **CONSENT AGENDA**

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**RESOLUTION  
101-2017**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey that Christopher Bryant Tucker be appointed Emergency Management Coordinator to a three-year term commencing January 1, 2017 through December 31, 2019.

**RESOLUTION  
102-2017**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey that David Kircher be appointed Deputy Emergency Management Coordinator to a three-year term commencing January 1, 2017 through December 31, 2019.

**RESOLUTION  
103-2017**

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

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

NAME: LADACIN NETWORK INC  
1703 KNEELEY BLVD  
WANAMASSA, NJ 07712-7622

AMOUNT OF RETURN DUE: \$400.00

REASON FOR RETURN: Beach Security Return E-3-17

NAME: MARK HERMANN CONSTRUCTION  
52 TAYLOR AVE  
MANASQUAN, NJ 08736

AMOUNT OF RETURN DUE: \$1500.00

REASON FOR RETURN: SO#10/16 -76 First Ave  
SO#90/16-286 Beachfront  
SO#108/16-369 East Main St

**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 NO.  
104-2017**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the Summer Beach Season of 2017; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 3<sup>rd</sup> day of March, 2017 appoint the following beach season employees to work for the 2017 Summer Beach Season:

Supervisors:

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- Tracy Sullivan, 149 Curtis Place, Manasquan \$17.00 hr.
- Eileen McFadden, 117 Marcellus Avenue, Manasquan \$17.00 hr
- Mike Hurden, 2559 Collier Road, Manasquan \$17.00 hr
- Frank Cavalieri 16 Rosewood Court, Spring Lake Hts \$17.00

Sales Clerk:

- Heather Saake, 61 Colby Avenue, Manasquan \$13.00 hr.
- Laurie Brandon, 600 Bradley Avenue, Brielle \$13.00 hr.
- Christella Fischer, 2503 Algonquin Trail, Manasquan \$13.00 hr.
- Amanda Matyas, 28 North McClellan Ave., Manasquan \$13.00 hr.
- Joanne Zapicchi, 239-2 Beachfront, Manasquan \$13.00

Supervisor Crew/Maintenance:

- Brett Neilson, 287 Old Bridge Road, Brielle, \$20.00 hr.

Beach Rake Operator/Crew:

- Kevin Keefe, 1919 Atlantic Avenue, Wall \$14.00 hr.
- Brandon Wall, 14 Roslyn Drive, Tinton Falls \$13.50 hr.

Crew:

- John Revel, 23A Euclid Avenue, Manasquan \$11.50 hr.
- Connor Goetz, 56 South Street, Manasquan \$9.00 hr.
- Joe Waldeyer, 69 Marcellus Avenue, Manasquan \$9.00 hr.
- Ethan Kotar, 405 Green Avenue, Brielle \$8.50

**RESOLUTION  
105-2017**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
RELEASING MORTGAGE MODIFICATION  
AGREEMENT**

**WHEREAS**, Philip Tischio executed a mortgage modification to the Borough of Manasquan in the amount of \$13,350.00 recorded in the Monmouth County Clerk's office under the Housing Improvement Program; and

**WHEREAS**, the Borough of Manasquan has received a check in the amount of \$13,350.00 representing all fees have been paid and conditions satisfied; and

**WHEREAS**, the governing body of the Borough of Manasquan is desirous of releasing the Mortgage Modification Agreement; and

**NOW, THEREFORE BE IT RESOLVED** on the 3rd day of April, 2017, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Mortgage Modification Agreement for I for Philip Tischio, 365 Euclid Avenue is hereby paid in full.
2. A certified copy of this Resolution shall be sent to:

Red Bank Title Agency  
25 Sycamore Avenue #105  
Little Silver, NJ 7739

Debbie Dovedytis, Program Analyst  
Housing Improvement Program

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County of Monmouth  
One East Main Street  
Freehold, NJ 07728

**RESOLUTION  
106-2017**

**WHEREAS**, the Mayor and Council of the Borough of Manasquan approved Resolution 54-2003 on April 23, 2003 which outlines a Length of Service Award Program ("LOSAP") for the Manasquan Volunteer First Aid Squad, Inc., including a point system, amount of award and plan administrator; and

**WHEREAS**, LOSAP is for the purpose of enhancing the Borough of Manasquan's ability to retain and recruit volunteer members for the Manasquan Volunteer First Aid Squad, Inc.; and

**WHEREAS**, the Borough of Manasquan has contracted with the Variable Annuity Life Insurance company ("VALIC") to be the contractor for the plan; and

**WHEREAS**, the Borough of Manasquan desires to adopt the updated VALIC Length of Service Award Plan Document approved by the Division of Local Government Services and assigned identifier 07-LOSAP-VALIC-040209; and

**WHEREAS**, the updated plan permits LOSAP members to receive In-Service Distribution from the program and/or make unforeseen emergency withdrawals from the program;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Manasquan hereby adopts the VALIC Length of Service Award Plan Document approved by the Division of Local Government Services and assigned identifier 07-LOSAP-VALIC-040209 and authorizes the Manasquan First Aid Squad, Inc., to execute the document and to submit a certified copy of this Resolution to the Director of the Division of Local Government Services.

**RESOLUTION  
107-2017**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
APPOINTING LAUREN RUSSNAK AS SEASONAL AS NEEDED  
VIOLATIONS CLERK**

**WHEREAS**, the Borough of Manasquan is desirous of appointing a Seasonal As Needed Violations Clerk effective April 4, 2017 through September 30, 2017; and

**NOW, THEREFORE BE IT RESOLVED** on the 3<sup>rd</sup> day of April, 2017, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Lauren Russnak is appointed Seasonal As Needed Violations Clerk.
2. Salary rate shall be \$15.00 per hour.
3. The effective date of this appointment is for April 4 through September 30, 2017.
4. A certified copy of this resolution shall be sent to:

Lauren Russnak  
1054 Audubon Drive  
Toms River, NJ 08753

**RESOLUTION  
109-2017**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth,

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State of New Jersey, that the Borough of Manasquan retains the services of Mott MacDonald, 111 Wood Avenue South, Iselin New Jersey 08830, for purposes of preparation of Lead and Copper Sampling Plan and Water Quality Parameter Sampling Plan for Manasquan Water System.

- Preparation of required Plan and Sample Maps \$7,500.00

total amount not to exceed \$7,500.00 for the service outlined in a proposal dated March 31, 2017.

**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 Mott MacDonald to proceed with the above proposal for the Manasquan Water System.

**RESOLUTION  
108-2017**

**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	712,740.75
Water/Sewer Fund	383,685.55
Beach Fund	23,062.40
Recreation Bldg Trust	8,149.74
Recreation Commission Trust	2,687.87
Reserve Public Defender	250.00
Law Enforcement Trust	1,995.00
Miscellaneous Trust II	400.00
Street Opening Trust	1,500.00
Affordable Housing Trust	140.00
Dev Escrow Trust	637.50
General Capital Fund	257,196.54
Water/Sewer Capital Fund	82,603.18
Beach Capital Fund	

Council Member Mangan made a motion to approve the Consent Agenda, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, Olivera, and Read.

**COMMITTEE REPORTS**

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Streets & Buildings Committee – Council Member Read reported that the committee will be looking into the developing of a long term road plan and they will be meeting with bond counsel to go over options. He reported that the committee is looking into a utility use analysis to see if costs can be reduced.

Public Safety Committee– Council Member Olivera reported that the Police department will be participating in Coffee with Cops event on Saturday at Allstar Bagels along with Brielle and Sea Girt Police Departments. He also reported that the police department is participating in the National You Drive You Text You Pay enforcement campaign which runs from April 1<sup>st</sup> through the 21<sup>st</sup>.

Administration & Finance Committee - Council Member Mangan reported that he received correspondence from a resident requesting that a \$5 late fee be waived for a dog renewal. He stated that he is bringing this to the council as the resident could not make the meeting and wanted to know what the process would be going forward. He stated that he is looking for input from the council on this so he can get back to the resident.

Building, Planning & Zoning Committee – Council Member Walsh advised that he has nothing to report at this time.

Beach & Recreation Committee – Council Member Lee reported that the parking pass sales go on sale through VIPLY mobile application starting midnight April 10 through the 15<sup>th</sup> until the passes are sold out. He reported that there will be some parking passes available in person during the week of April 17 at the Beach Office. He stated that the beach personnel were approved tonight to run the pre-season sales. He reported that the Borough attorney is working on the renewal of the St. Denis lease of the building.

### **Audience Participation**

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

Nick Vogel, 25 Iroquois Road inquired about the skate park and why the park has been locked and if it will be torn down.

Council Member Read stated that to his knowledge it is open during the hours allowed and that it was recently re-furbished.

Mayor Donovan stated that the park was closed for a short period of time due to the equipment being faulty and as soon as the equipment was repaired the park was re-opened.

Mary Ryan, 113 Beachfront stated that she is excited to hear that the police are doing the texting enforcement and she asked that municipal employees who are driving municipal vehicles be made aware of the fact that they should not be texting or talking on their cell phone when driving. She stated that this happens quite a bit around town and along the beach front and an example needs to be set with the municipal employees and requested that this be made known to all the employees.

Mark Dettlinger, 63 Church Street stated that he is at the end of his ropes with a neighbor that is a nuisance and he is worried about residents at the house panhandling and dealing drugs. He is requesting some help with this issue.

Council Member Olivera stated that the Borough is aware of the residence and continue to work with the police and code on the property.

Colin White, 49 Pearce Avenue inquired about when the docks will be opened.

Council Member Lee stated that the docks are open for boat owners to put a boat in the slip and he stated that the road work is scheduled to be done, weather permitting, over the next 2 to 3 weeks.

Diana White, 49 Pearce Avenue inquired about the parking restrictions on Pearce Avenue. She stated that she received a letter stating that the Borough might suspend the parking limitations in the area. She went over the issues she has with the parking on the street restrictions.

Council Member Olivera stated that a letter went out to the residents in the affected area advising that a meeting will be held to discuss the parking restrictions around the school and requested feedback. This

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meeting took place on December 5, 2016 and the result of the meeting was that most of the residents do not want the restrictions lifted. He stated that he is always welcome to revisiting or looking into the issues again.

Ms. White stated that her neighbors do not want this parking restriction either on the street. She suggested just moving the restriction down.

Council Member Olivera stated that this needs to be looked at as a whole and make decisions based on the benefit of the town not necessarily 3 houses. He stated that if the entire Pearce Avenue area or that street is for it he advised that this would make the argument a little stronger.

Council Member Mangan stated that after the meeting it was decided to keep the restrictions as is.

Marilyn Jacobson, 59 McLean Avenue inquired about the entrance to the docks and the paving of the road.

Mayor Donovan stated that the access to the docks is at either end of the docks.

Ms. Jacobson stated that it was blocked off at Perrine Blvd.

Mayor Donovan stated that cars are not allowed in the area yet but the boaters can access the docks at either end of the docks.

There was discussion as to what is happening at the docks and the access.

Ms. Jacobson inquired about the staging area and what happens to this area when everything is done.

Mayor Donovan stated that the contractor will clean it up and restore it to what it was when they started the work.

There was discussion on the paving of Perrine Blvd. and the length of road that will be paved with the bulkhead project.

Ms. Jacobson inquired about the street paving on Stockton and stated that it is a complete mess.

Mayor Donovan stated that they are going to re-pave this road.

There was discussion on this project and Mr. Flarity read a letter from a resident in the area of Stockton which stated that they are completely happy with the work that has been done and the work of the contractor.

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

Council Member Walsh made a motion to close the regular meeting at 8:25 p.m., seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,



Barbara Ilaria  
Municipal Clerk

DATE APPROVED 5/1/17