

FEBRUARY 22, 2010

A Regular Meeting of Mayor and Council was convened at 8:30 p.m., in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey welcomed the audience and invited them to join in a moment of silent prayer and a salute to the Flag. Dan Mopsick and Ronny Lamo of Manasquan Boy Scout Troop 59 lead the Pledge of Allegiance.

The Mayor stated that this meeting is being held in accordance with the Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 22, 2009.

ROLL CALL: Present: Council Members Bossone, Connolly, Donovan, Grasso, Lee, Lucas.

Absent: None.

Also present were Municipal Administrator John Trengrove and Municipal Attorney James Kinneally.

PROCLAMATION: The Mayor read then presented the following proclamation to Christin Walsh, Manasquan Elementary School Reading Specialist.

**READ ACROSS AMERICA-NJ
MARCH 2, 2010**

WHEREAS, the citizens of the Borough of Manasquan stand firmly committed to promoting reading as the catalyst for our students' future academic success, their preparation of America's jobs of the future, and their ability to compete in a global economy; and

WHEREAS, the Borough of Manasquan has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is the key to the community's well-being and long-term quality of life; and

WHEREAS, NEA's Read Across America, a national celebration of reading, will be conducted on March 2, 2010, which would have been the 106th birthday of Theodor Seuss Geisel, better known as Dr. Seuss; and

WHEREAS, Read Across America-NJ is being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, and their local affiliates across the state to promote reading and adult involvement in the education of our community's students; and

NOW, THEREFORE, BE IT RESOLVED, that I, George R. Dempsey, Jr., Mayor of the Borough of Manasquan, on behalf of the Borough Council and the good people of Manasquan do hereby proclaim March 2, 2010 as **READ ACROSS AMERICA-NJ** and to assure that every child is in a safe place reading together with a caring adult on March 2, 2010. Let true and official copies of the Proclamation be spread upon the minutes of the Borough Council meeting held on the 22nd day of February, 2010.

CONSENT AGENDA

The Borough Attorney presented the following resolutions for approval.

**BOROUGH OF MANASQUAN
RESOLUTION
27-2010**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the following transfer in the 2009 Budget be authorized:

CURRENT FUND

TO:

Historian OE	\$ 105.00
Senior Citizen Transfer	595.00
Telephones	1,000.00
Telecommunication	350.00
Legal & Professional	<u>3,500.00</u>
	\$5,550.00

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FROM:

Landfill Solid Waste

\$5,550.00

**BOROUGH OF MANASQUAN
RESOLUTION
28-2010**

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	44,467.13
WATER/SEWER FUND:	5,632.37
BEACH FUND:	5,688.32
GENERAL CAPITAL FUND:	1,867.29
WATER/SEWER CAPITAL FUND:	10,000.00
BEACH IMPROVEMENT FUND:	

Also presented by the Borough Attorney was a Temporary Capital Budget Amendment Resolution for the Bulkhead Repair Project (Ordinance #2065-10), Central Ave Project (Ordinance #2064-10) and Beach Equipment Purchase (Ordinance #2066-10).

Council Member Bossone made a motion to approve the Consent Agenda, seconded by Council Member Lucas. Motion carried by the following vote: "yes" Council Member Bossone, Connolly, Donovan, Grasso, Lee and Lucas. "No" none.

ORDINANCES

The Borough Attorney read the title of ordinance #2062-10 for introduction.

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 21 "SOLID WASTE MANAGEMENT" REGULATING RECYCLING WITHIN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Lucas made a motion to introduce ordinance #2062-10, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Bossone, Connolly, Donovan, Grasso, Lee, Lucas. "No" none.

The Borough Attorney read the title of ordinance #2064-10 for introduction.

BOND ORDINANCE PROVIDING FOR SEWER LINE REPLACEMENT ON CENTRAL AVE IN THE BOROUGH OF MANASQUAN, MONMOUTH COUNTY, NEW JERSEY, APPROPRIATING \$260,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$247,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

Council Member Donovan made a motion to introduce ordinance #2064-10, seconded by Council Member Bossone. Motion carried by the following vote: "yes" Council Member Bossone, Connolly, Donovan, Grasso, Lee, Lucas. "No" none.

The Borough Attorney read the title of ordinance #2065-10 for introduction.

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BOND ORDINANCE PROVIDING FOR THE RENOVATION, REPAIR AND REPLACEMENT OF THE THIRD AVENUE BULKHEAD AND ADJACENT CURB, ROADWAY AND SIDEWALK REPAIRS, AND RELATED REPAIRS IN THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY APPROPRIATING \$300,000.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$285,000.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

Council Member Lucas made a motion to introduce ordinance #2065-10, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Bossone, Connolly, Donovan, Grasso, Lee, Lucas. "No" none.

The Borough Attorney read the title of ordinance #2066-10 for introduction.

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF BEACH EQUIPMENT INCLUDING STORAGE BINS, SHOWERS, UTILITY TRUCK, GATOR, PLAYGROUND EQUIPMENT AND ASSOCIATED EQUIPMENT, AND FOR BEACH IMPROVEMENTS TO THE INLET, MAIN AND BRIELLE ROAD BUILDINGS IN THE BOROUGH OF MANASQUAN, MONMOUTH COUNTY, NEW JERSEY, APPROPRIATING \$250,000.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$237,500.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

Council Member Bossone made a motion to introduce ordinance #2066-10, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Lee. "No" Council Members Connolly, Grasso, Lucas. Mayor Dempsey voted "yes" to break the tie.

Council Member Bossone made a motion to change the Senior Beach Badge Fee in draft ordinance #2067-10 to \$25.00, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Lee, Lucas. "No" Council Members Connolly, Grasso.

The Borough Attorney read the title of ordinance #2067-10 for introduction.

AN ORDINANCE AMENDING CHAPTER 12 (BEACHES AND BEACHFRONT) OF THE MUNICIPAL CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Bossone made a motion to introduce ordinance #2067-10, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Lee. "No" Council Members Connolly, Grasso, Lucas. Mayor Dempsey voted "yes" to break the tie.

APPROVAL OF MINUTES

Council Member Bossone made a motion to approve the following minutes:

Work session meeting minutes of 2-8-10
Budget Meeting – 1-16-10

The motion was seconded by Council Member Donvoan. Motion carried unanimously.

COMMITTEE REPORTS

Law and Code Committee – Council Member Grasso had no report.

Administration and Finance Committee – Council Member Connolly related that census forms will be mailed to each household in March. She related that the census data determines the number of seats that each State has in the U.S. House of Representatives and also determines the allocation of Federal funds for community services. She related that by law the Census Bureau cannot disclose any census questionnaire responses with anyone.

Public Safety and Recycling Committee – Council Member Lucas had no report.

Public Property and Parks Committee – Council Member Lee had no report.

Beach Committee – Council Member Bossone had no report.

Public Works Committee – Council Member Donovan commended the DPW for doing an exceptional job with snow removal under really tough circumstances. He related that he received several comments about what a good job that they did with the snow removal and following up with brush removal. He related that the dates for additional brush removal will be announced. He related that the Manasquan Environmental Commission is sponsoring a town clean up on March 28th, 2010 and that the information can be found on the Borough's website.

AUDIENCE PARTICIPATION

Dan Mopsick, 52 Parker Avenue and Manasquan Troop 59 Boy Scout asked if additional bicycle racks can be placed at the Squan Beach Life Saving Station, Stockton Lake Park and the Inlet Gazebo. He related that people are changing their mindset to Eco-friendly and that the additional bike racks will help.

Council Member Bossone related that he will meet with the beach manager to see what can be done.

Ronny Lamo, Point Pleasant and Manasquan Troup 59 Boy Scout asked if there is somewhere to dispose of electronic equipment, such as a television.

Council Member Donovan related that type of equipment will be accepted at the Borough yard and in the future a bin will be dedicated to that type of equipment.

The Municipal Clerk related that those items can be picked up during the designated bulk pick-up day.

Council Member Donovan agreed but noted that the Borough is encouraging residents to recycle electronic equipment.

Lia Trench, 444 East Main Street asked if the Squan Beach Life Saving Station Project contracts have been signed.

The Municipal Clerk related that she received the contracts today and they will be sent to the contractor tomorrow. She related that the Borough is in the process of reviewing the performance bond for the project.

John Tischio, Meadow Ave asked if the Borough has a consortium to purchase forms.

Mayor Dempsey related that the departments purchase some items in bulk but that it is difficult to do so for the small items.

Mr. Tischio asked if the departments could purchase their forms in bulk.

Mayor Dempsey related that each department's forms vary greatly, therefore, it would be difficult to do so.

Mr. Tischio related that providing bottled water in the Borough offices sends the wrong message to the taxpayers. He asked if there is a reason why.

Mayor Dempsey related that the Borough has had bottled water since he has been in office and he does not know the reason why.

Mr. Tischio noted that the DPW went to Mother Mary's restaurant for food during the recent snowstorm.

Mayor Dempsey related that is a contractual item when the DPW is snowplowing and noted that they were given discounted food. He also related that no other restaurants were open.

Timothy McMann, 70 Minerva Avenue commended the municipality for removing the snow from the streets and sidewalks in town. He asked why the resident's sidewalks have not yet had the snow removed and why he had to call Neil Hamilton, Code/Building Supervisor to hold people's feet to the fire to remove the snow from their sidewalks. He pointed out it is a state law and asked why it is a recurring problem in a town of 6,200 people.

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Mayor Dempsey related that there were two back to back storms and that the conditions were exceptional.

Mr. McMann related that he made the call to Mr. Hamilton over a week after the storms.

Mayor Dempsey related that the Borough cannot enforce that law until the Borough has its own sidewalks cleared and that they were not done until Friday afternoon. He related that Friday afternoon, Mr. Hamilton put out 70 violation notices. He related that Mr. McMann may speak to the Law and Code Committee to see if they can come up with a better solution.

Mayor Dempsey pointed out that there are a lot of Senior Citizens that are unable to remove this volume of snow and as Council Member Connolly has mentioned many times, they may not have the money to pay anyone to do it. He also related that it is difficult for the summer residents.

Mr. McMann related that his sons shoveled for neighbors who were unable to do so but noted that he is referring to able bodied year round residents. He also noted that he owns several properties in other municipalities and that he makes arrangements for snow removal there. He asked if it the responsibility of the rental property owner to have the snow removed.

Council Member Donovan related that it is their responsibility.

Mr. McMann related that persistent violators should receive a summons for the violation no different than individuals who persistently violate the noise ordinance.

Mayor Dempsey asked Council Member Grasso, his committee and Neil Hamilton to review this matter and make a recommendation.

There was some discussion regarding making arrangements for private snow removal with community service workers.

Mr. McMann complained about the lights at the Train Station that have been out for over 18 months.

Mayor Dempsey related that is N.J. Transit property and they are responsible for the lights there.

Mr. McMann asked for an update on the two letters he wrote to the Municipal Administrator regarding the condition of Minerva Ave.

Mayor Dempsey related that it should be included as an alternate to the Central Ave Project.

Nancy Tischio, Meadow Ave asked who removes the snow from the bridges because the conditions there are dangerous. She also asked if a car can be left in the roadway covered with snow. She asked about the expenditure of approximately \$1,000.00 for remediation that was listed on the Payment of Bills detail sheet.

Mayor Dempsey related that is the responsibility of the County. He related that Mr. Hamilton wrote to the County. He related that as long as a car is parked legally it can remain on the roadway covered with snow. He related that the remediation bill is for ongoing work on the Borough's underground contamination remediation project.

Council Member Bossone made a motion to adjourn the regular meeting at 9:06 p.m., seconded by Council Member Connolly. Motion carried unanimously.

Respectfully submitted,



Colleen Scimeca
Municipal Clerk

DATE APPROVED 3-8-10