

APRIL 2, 2012

Regular Meeting of Mayor and Council was convened at 8:10 p.m. on April 2, 2012 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey 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 7, 2011.

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

ROLL CALL: Present: Council Members Bossone, Donovan, Grasso, Mangan, and McCarthy

Absent: Council Member Connolly

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

PRESENTATION

District 30 Representatives – High School Girls Basketball

Representatives of District 30 were to present the Girls High School Basketball team with a resolution for there outstanding job. The Representatives did not show.

PROCLAMATION: MANASQUAN GIRL'S BASKETBALL CHAMPIONS

WHEREAS, During the 2012 Manasquan Girls Varsity Basketball Season the Warriors made school history and brought a great sense of pride to Manasquan High School,

WHEREAS, The Girls Varsity Basketball Team were Class C Central Champions with an undefeated record of 12-0 then became Central Jersey Group III Champions and Overall Group III State Champions and won a trip to the Tournament of Champions; and

WHEREAS, the Girls Varsity Basketball team in the Tournament defeated Cedar Creek 69-45, and then in the Semi's defeated St. Rose 56-50; and

WHEREAS, On March 20, 2012 in the Izod Center in Rutherford New Jersey, the Manasquan Girls Varsity Basketball Team defeated Gil St. Bernard's 67-55 to take the Crown of the Number 1 Girls Basketball Team in the entire State of New Jersey; and

WHEREAS, the Manasquan Girls Basketball Team finished the season with a record of 32-2, the only team in the New Jersey History to win 32 games in one season.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council on behalf of the good people of Manasquan do officially congratulate the members and coaches of this championship team on their fine accomplishments.

Team Members:

Molly Bryant	Bridget Ford	Marina Mabrey	Chiara Palombi
Gretchen Fay	Amanda Hagaman	Michaela Mabrey	Melissa Pavia
Katelyn Flaherty	Courtney Hagaman	Ellen Masonius	Samantha Sullivan
Leah Forbes	Eva Hart	Tara Dugan	Molly Read
			Ashley Zito

Head Coach: Felix Romero

Assistant Coaches:

Tracy Sullivan	Thomas Flaherty	Lauren Pappa
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BE IT FURTHER RESOLVED, that I, George R. Dempsey, Jr., Mayor of the Borough of

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Manasquan, do hereby proclaim Monday, April 2, 2012 as "NEW JERSEY 2012 TOURNAMENT OF CHAMPIONS DAY" to honor the 2012 Manasquan Girls Varsity Basketball Team and that the full text of this Proclamation be spread upon the official minutes of the Borough Council meeting to be held on April 2, 2012.

CONSENT AGENDA

**RESOLUTION
93-12**

BE IT RESOLVED, by the Mayor and Council of the Borough of Manasquan that Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, be and is hereby authorized to sign the following 2012 Agreement :

HVAC Maintenance	Neil Slattery Plumbing, Heating & Cooling 109 Taylor Avenue Manasquan, NJ 08736
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**RESOLUTION
94-2012**

WHEREAS, the 2012 approved budget of the Borough of Manasquan, as advertised, has been posted in the Municipal Building at least one week prior to the date of this hearing; and

WHEREAS, a copy of the same has been made available to each person requesting it during said week and during this public hearing; and

THEREFORE, BE IT RESOLVED, that having conformed with the condition set forth in N.J.S. 40A:4-8, the 2012 budget be read by its title.

**RESOLUTION
95-2012**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY, AUTHORIZING THE MAYOR AND
MUNICIPAL CLERK TO EXECUTE A MORTGAGE MODIFICATION
AGREEMENT UNDER THE HOUSING IMPROVEMENT
PROGRAM**

WHEREAS, Jenny Lundy executed a mortgage to the Borough of Manasquan in the amount of \$11,260.00, and, recorded in the Monmouth County Clerk's Office under the Housing Improvement Program; and

WHEREAS, Jenny Lundy has requested that the Borough of Manasquan, as lender, increase the amount of the mortgage to \$11,935.00 through a Mortgage Modification Agreement; and

WHEREAS, it is necessary for the Mayor and Municipal Clerk to execute a Mortgage Modification Agreement, as Lender, to complete the transaction.

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NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April, 2012, as follows:

1. The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the Mortgage Modification Agreement to complete this transaction. The Mortgage Modification Agreement shall be in a form approved by the Municipal Attorney.
2. A certified copy of this Resolution shall be sent to:

Debbie Dovedytis, Program Analyst
Housing Improvement Program
County of Monmouth
One East Main Street
Freehold NJ 07728

**RESOLUTION
96-2012**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY, AUTHORIZING THE MAYOR AND
MUNICIPAL CLERK TO EXECUTE A MORTGAGE MODIFICATION
AGREEMENT UNDER THE HOUSING IMPROVEMENT
PROGRAM**

WHEREAS, Evelyn M. Mihok executed a mortgage to the Borough of Manasquan in the amount of \$14,000.00, and, recorded in the Monmouth County Clerk's Office under the Housing Improvement Program; and

WHEREAS, Evelyn M. Mihok has requested that the Borough of Manasquan, as lender, increase the amount of the mortgage to \$15,630.00 through a Mortgage Modification Agreement; and

WHEREAS, it is necessary for the Mayor and Municipal Clerk to execute a Mortgage Modification Agreement, as Lender, to complete the transaction.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April, 2012, as follows:

3. The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the Mortgage Modification Agreement to complete this transaction. The Mortgage Modification Agreement shall be in a form approved by the Municipal Attorney.
4. A certified copy of this Resolution shall be sent to:

Debbie Dovedytis, Program Analyst
Housing Improvement Program
County of Monmouth
One East Main Street
Freehold NJ 07728

**RESOLUTION
97-2012**

APRIL 2, 2012

WHEREAS, on March 23, 2012 the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, directed the Borough of Manasquan Office of Emergency Management to apply for the FY 2011 Emergency Management Performance Grant (EMPG); and

WHEREAS, if awarded, the Borough of Manasquan will guarantee matching funds (50% Federal, 50% Local) for the project subject to the certification of funds available; and

NOW THEREFORE BE IT FURTHER RESOLVED, that Joseph DeIorio, Administrator/CMFO is hereby instructed and authorized to sign any and all documents relating to the FY 2011 EMPG on behalf of the Borough of Manasquan.

**RESOLUTION
98-2012**

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:

BOAT SLIP REFUND:

TO: Harry & Loris Firth
2509 Ramshorn Drive
Manasquan, New Jersey 08736

AMOUNT OF REFUND DUE: \$669.00

TO: Donald Stake
8 Winding Way
Verona, NJ 07044

AMOUNT OF REFUND DUE: \$669.00

REASON: Boat Lessees paid for their Boat Slips by the deadline and then downsized to smaller boat slip at a lower cost.

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
99-2012**

**Resolution Supporting Participation
In the Sustainable Jersey™ Municipal Certification Program**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Manasquan strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

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WHEREAS, the Borough of Manasquan hereby acknowledges that the residents of the Borough of Manasquan desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the Borough of Manasquan wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path the Borough of Manasquan is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of the Borough of Manasquan, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community,

NOW THEREFORE BE IT RESOLVED, that to focus attention and effort within the Borough of Manasquan on matters of sustainability, the Borough of Manasquan Governing Body wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Manasquan that we do hereby authorize Gregory Love, Environmental Alternate Commissioner to serve as Manasquan's agent for the Sustainable Jersey Municipal Certification process and authorize him to complete the Municipal Registration on behalf the Borough of Manasquan.

**RESOLUTION
100-2012**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate records, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the **2011 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Manasquan Borough Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Manasquan that Manasquan Borough hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates John Keynton to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**RESOLUTION
101-2012**

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TAX REIMBURSEMENT CERTIFICATION

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Borough of Manasquan that Borough of Manasquan hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2011 in the amount of \$11,143.31. Documentation supporting this submission is available at 201 East Main Street, Manasquan, NJ 08736 and shall be maintained for no less than five years from this date.

RESOLUTION 102-2012

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY, AUTHORIZING THE PAYMENT OF \$31,764.00 FOR SETTLEMENT OF IN RE: AMERIPAY, LLC. CHAPTER 7 TRUSTEE V. BOROUGH OF MANASQUAN.

WHEREAS, the Borough of Manasquan is party to an adversary proceeding, No. 11-1990, filed by complainant Charles M. Forman, the Chapter 7 Trustee for Ameripay, LLC; and

WHEREAS, in order to amicably resolve this adversary proceeding, the complainant has agreed to accept from the Borough of Manasquan a lump sum payment of \$31,764.00; and

WHEREAS, the settlement shall be conditioned upon the parties agreeing to the terms of a Stipulation of Settlement approved by the United States Bankruptcy Court of New Jersey and the execution of same; and

WHEREAS, the Chief Finance Officer has certified that there are funds available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough is hereby authorized to resolve the adversary proceeding, No. 11-1990, filed by complainant Charles M. Forman, the Chapter 7 Trustee for Ameripay, LLC against the Borough of Manasquan for the sum of \$31,764.00; and

BE IT FURTHER RESOLVED that settlement of this matter shall be conditioned upon the parties agreeing to the terms of a Stipulation of Settlement approved by the United States Bankruptcy Court of New Jersey and the execution of same; and

BE IT FURTHER RESOLVED that executed copies of this Resolution shall be on file and shall be available for the public inspection in the office of the Borough Clerk upon final execution of same.

This Resolution shall take effect immediately upon adoption according to law

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**RESOLUTION
103-12**

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: Glimmer Glass Drainage Improvements – Phase 2

ENGINEER: T&M Associates
11 Tindall Road
Middletown, NJ 07748

AGREEMENT MODIFICATION NO. 1

Additional Engineering Services During the construction of the Glimmer Glass Drainage Improvements – Phase 2 project as outlined in T&M Associates' letter dated February 21, 2012 (Ref: Glimmer Glass Drainage Improvements – Phase 2 – Extra Work Request for Inspection and Engineering).

AMOUNT OF CHANGE THIS RESOLUTION: \$4,275

TOTAL AMOUNT OF CHANGE: +\$4,275

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

**RESOLUTION
104-12**

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: Blakey Avenue Road Improvements

ENGINEER: T&M Associates
11 Tindall Road
Middletown, NJ 07748

AGREEMENT MODIFICATION NO. 1

Additional Engineering Services During the design of the Blakey Road Improvements project as outlined in T&M Associates' letter dated February 21, 2012 (Ref: Blakey Avenue Road Improvements).

AMOUNT OF CHANGE THIS RESOLUTION: \$6,000

TOTAL AMOUNT OF CHANGE: +\$6,000

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

APRIL 2, 2012

**RESOLUTION
105-12**

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: Central Avenue Roadway Improvements

ENGINEER: T&M Associates
11 Tindall Road
Middletown, NJ 07748

AGREEMENT MODIFICATION NO. 1

Additional Engineering Services During the construction of the Central Avenue Roadway Improvements project as outlined in T&M Associates' letter dated February 21, 2012 (Ref: Central Avenue Roadway Improvements – Extra Work Request for Inspection and Engineering).

AMOUNT OF CHANGE THIS RESOLUTION: \$3,900

TOTAL AMOUNT OF CHANGE: +\$3,900

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

**RESOLUTION
106-2012**

WHEREAS, The Mayor and Council of the Borough of Manasquan is desirous to conduct a town wide Garage Sale on Saturday May 19, 2012; and

WHEREAS, Chapter 4-15 of the Manasquan Borough Code permits Garage Sales under certain conditions; and

WHEREAS, in order to effectively and efficiently conduct a town wide Garage Sale certain borough rules and regulations need to be addressed for the day of the Garage Sale; and

NOW THEREFORE BE IT RESOLVED, that Borough sets the date of the town wide garage sale for Saturday May 19, 2012 for a special fee of \$10.00 payable to the Borough of Manasquan, and;

BE IT FURTHER RESOLVED that bulk waste restrictions regarding early placement at curb and number of items are lifted for garage sale permit holders of the town wide garage sale and will be picked up on their first garbage day of that week.

**RESOLUTION
108-2012**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the Summer Season of 2012; and

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NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April 19, 2012 appoint the following Seasonal Beach Employees to work during the Summer Season, 2012:

Office Staff Supervisors:	Address	Hourly Rate
Laura McNair	957 Columbus Drive, Brick	\$12.50
Joanne Zapicchi	239-C Beachfront, Manasquan	\$12.50
Beach Patrol:		
Frank Cavalieri	16 Rosewood Ct, Spring Lake Hts	\$15.00
Mike Hurden	2559 Collier Road, Manasquan	\$15.00
Thomas Hall	2433 Sycamore St. Manasquan	\$10.25
Lifeguards:		
Matthew Doyle	1132 Bayberry Road, Manasquan	\$12.00
Bret Shibla	96 Fletcher Ave. Manasquan	\$12.00
Nick Wall	643 Rankin Road, Brielle	\$12.00
EMT		
Gerry Hall	30 Marcellus Ave, Manasquan	\$12:50

**RESOLUTION
109-2012**

WHEREAS, N.J.S.A. 40:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2012 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the Total Water/Sewer Budget Temporary Budget Appropriations, including amendments, Current Budget is 1,922,488.00, Water/Sewer Utility Budget is \$768,211.16, and Beach Utility Budget is 425,979.62

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, amend the Temporary Budget as approved through Resolution 8-2012 with the following appropriations:

2012 TEMPORARY BUDGET AMMENDMENT

CURRENT BUDGET	Other Expenses
Legal	5,000.00
Group Health Insurance	<u>110,000.00</u>
Total Temporary Budget Amendment – Current	<u>160,000.00</u>
WATER/SEWER BUDGET	
Other Expenses - Group Health Insurance	<u>50,000.00</u>
Total Temporary Budget Amendment – Water/Sewer	<u>50,000.00</u>
BEACH BUDGET	
Other Expenses – Group Health Insurance	<u>10,000.00</u>
Total Temporary Budget Amendment – Beach	<u>10,000.00</u>

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**RESOLUTION
112-2012**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY, AUTHORIZING THE MAYOR AND
MUNICIPAL CLERK TO EXECUTE AN EMPLOYMENT
AGREEMENT BETWEEN PATRICK CALLAHAN AND THE BOROUGH OF MANASQUAN
FOR CODE ENFORCEMENT OFFICER**

WHEREAS, the Borough of Manasquan is desirous of entering an employment agreement with Patrick Callahan for the position of Code Enforcement Officer; and

WHEREAS, the proposed employment contract is attached and made a part of this Resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April, 2012, as follows:

5. The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the employment contract with Patrick Callahan for a term ending 12/31/2012.
6. A certified copy of this Resolution shall be sent to:

Patrick Callahan
Borough of Manasquan
201 East Main Street
Manasquan NJ 08736

**RESOLUTION
110-2012**

**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	\$ 2,175,509.09 (includes 2,069,203.00 School tax levy)
Water/Sewer Fund	\$ 10,183.00
Beach Fund	\$ 7,033.85
General Capital Fund	\$

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Water/Sewer Capital Fund	\$	14,308.40
Beach Capital Fund	\$	813.60

There was discussion on Resolution 107-12 extending hours of work at Fisherman's Cove. This resolution was tabled until the next meeting.

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

T&M Associates Resolution

**RESOLUTION
111-12**

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.

T&M Associates -

Current Fund	\$	1,188.83
Water/Sewer Fund	\$	139.00
Beach Fund	\$	
General Capital Fund	\$	6,074.00
Water/Sewer Capital Fund	\$	2,096.96
Beach Capital Fund	\$	3,541.52

Council Member Donovan made a motion to approve resolution 111-12, seconded by Council Member Mangan. Motion carried by the following vote; "yes" Council Member Bossone, Donovan, Grasso, and Mangan, "no" none. Council Member McCarthy abstained.

ORDINANCES

The Borough Attorney read the title of Ordinance 2108-12 for second reading and final hearing.

**CALENDAR YEAR 2012
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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

There was no public comment.

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

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Council Member Bossone made a motion to pass and publish according to law ordinance 2108-12, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Grasso, Mangan, and McCarthy. "No" none.

The Borough Attorney read the title of Ordinance 2109-12 for first reading and introduction.

**AN ORDINANCE FIXING THE SALARIES AND
COMPENSATION OF THE EMPLOYEES OF THE
BOROUGH OF MANASQUAN**

Council Member Donovan made a motion to introduce ordinance 2109-12, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Grasso, Mangan, and McCarthy. "No" none.

The Borough Attorney read the title of Ordinance 2110-12 for first reading and introduction.

**ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 5 (ANIMAL CONTROL) SECTION 5-3 AND
CREATING SUBSECTION 5-3.2 (ENFORCEMENT) 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 introduce ordinance 2110-12, seconded by Council Member Bossone. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Grasso, Mangan, and McCarthy. "No" none.

APPROVAL OF MINUTES

Budget Meeting Minutes – January 21, 2012

Council Member Donovan made a motion to approve the minutes, seconded by Council Member Bossone. Motion carried unanimously.

COMMITTEE REPORTS

Public Safety & Recycling – Council Member McCarthy reported that tomorrow Lt. Mike Bauer will be re-assigned to the administration of the Patrol Division and will start assisting the Chief with the day to day operations of the department. He stated that 14 of the officers have been re-certified since the start of the year on the alcohol test training. He advised that the Chief has completed a 6 day course for the new police chief's orientation sponsored by the NJ Association of Police Chiefs. Officer Stopera the DARE officer attended a 3 day conference and updated DARE training, and as of April 1 there is an absolute prohibition on dogs on the beach. Dogs are no longer allowed on the beach and/or beach walk. He stated that there have been tickets issued for dogs on the beach.

Public Property and Parks Committee – Council Member Mangan reported that events were approved tonight for Tourism and thanked the Tourism Members and volunteers and particularly Ray Summers for all the work they do for the Borough. He advised that this year is the 125th Anniversary of the Borough and events for that will be taking place in the fall. He also thanked the volunteers of that group who have been working very hard. He stated that the Public Property & Parks Committee will be meeting to discuss the issues that came up tonight about parks and public property policy and the committee will be looking into the borough portion on its own to and try to generator a recommendation.

Law & Code Committee – Council Member Grasso reported the revenues for March for Code and Law is a 4% increase over last year, year to date totals are down by 4%. He stated that the good news is that there have been many requests by architects looking for permits. He stated that there are 23 homes for sale or under contract right now. He questioned the reasons why these people had to leave Manasquan. He reported that Court revenues for February were down 51% from last year. He reported that the committee along with the CFO and Court Administrator are looking into a collection agency or company that would do the work as far as collecting the money. He stated that there is about \$87,000 outstanding in fees and fines. He stated that on 3/3 he sent e-mails to the Governing Body and the Mayor regarding possibly reviewing beach parking lots in the beach area. He stated that he along with the CFO/Administrator has

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met with the managers from a company and they have made two (2) presentations. He stated that this is serious revenue that can be made and would like a dialogue on this matter.

Mayor Dempsey advised Council Member Grasso that this issue should go to the Beach Committee to discuss and not the full council yet.

Council Member Grasso stated that in February he brought up a discussion that he sent to everybody regarding the marina and the issue as far as how can we get additional revenues to pay down the bulkhead repairs. He stated that he has yet to hear back from anybody as far as an open discussion or a dialogue. He stated this could bring in \$255,000 of revenues on a yearly basis times four would pay down the bulkheads in a year.

Council Member Bossone stated to Council Member Grasso that being the chair of the Beach Committee he is catching him off guard by presenting something to the full council without going through the Beach Committee Chair.

Council Member Mangan stated that the e-mails are not answered because they are sent against the Open Public Records Act.

There was discussion on the signing of the bills and why they are not being signed by Council Member Grasso.

Council Member Bossone asked Council Member Grasso how many jobs will be lost with the installation of the parking meters.

Council Member Grasso stated that there will be no jobs lost because the parking attendants can find jobs at the beach in different areas.

There was discussion on the jobs that are available at the beach and layoffs.

Public Works Committee – Council Member Ed Donovan reported that Spring Leaf and Brush pick up will be on April 9 through April 13. He advised that leaves can be placed at the curb and brush can be placed at the curb tied as required. He reported that fire hydrants will be flushed from April 16 through April 27 and residents should run the water for a little while if the water is discolored and it should clear up. He reported that the recycling center will be closed on Good Friday and there will be a paper shredding event co-sponsored with Brielle DPW on Saturday May 5, 2012 at Brielle Borough Hall from 9 a.m. to 1 p.m. He also reported that the Environmental Commission is sponsoring a rain barrel workshop presented by Rutgers University at the Manasquan Recreation Annex on Atlantic Avenue on April 19, 2012 from 6 to 8 p.m. He reported that the Environmental Commission is hosting and Clean Ocean Action is sponsoring a beach sweep on April 21, 2012 at 9 a.m. on Main Beach and they are looking for volunteers. He advised that the Monmouth County Recycling office in conjunction with the Environmental Commission is hosting a home composting workshop at the Recreation Annex from 7:00 – 8:30 p.m. on April 30, 2012. He congratulated the Recreation Commission for a successful Fool's Run on Saturday with about 600 runners.

Beach Committee – Council Member Bossone reported that the committee meeting last week pertaining to the beach lockers was cancelled due to the fact that the purchase of lockers has been cancelled. He reported on the progress of the trailers for the beach office. He went over the parking pass and beach badge sales which will go on sale Monday, April 16, 2012 at Borough Hall from 10-2 and then move to the beach office the weekend of April 22, 2012. He reiterated No dogs on the beach or beach walk.

AUDIENCE PARTICIPATION

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

Lynn Provost, Wyckoff Ave., Trustee on the Board for the Library stated that she was advised that tonight would be the last night to make a special appeal to push the budget through that the Library has requested. She stated that she has contacted 15 seniors that live in Manasquan that could not make it tonight but who wanted her to tell the Council that they hope that the budget could be kept as requested.

Mr. DeIorio stated that the list should be presented to the Clerk for the record.

APRIL 2, 2012

Bill Mullen, Ortley Beach, NJ wanted to know the status of a request that he had made to the council regarding a public charging port for electric vehicles.

Mayor Dempsey stated that there has been some discussion on this request. He advised that the Plaza will be re-done in the fall and one might be included there.

Kathy Lindemer, 321 Pine Ave., inquired about resolution 107-12 regarding the extended hours at Fisherman's Cove and the vibration.

Mayor Dempsey stated that resolution has been pulled for further discussion and follow up.

Ms. Lindemer wanted to know if the additional money and work that is required wasn't something that could have been foreseen.

Mayor Dempsey stated that the deterioration has been happening for a while but Hurricane Irene caused more damage to it and all winter long it has been getting damaged. He stated that the State is aware of the issues and problems and there have been meetings with the State and the County. He stated that the Borough has been paying T&M Associates as we move along with these issues and at the end there will not be an expense in the project. He stated that there might be some expense on the Corp of Engineers portion.

Council Member McCarthy stated that Mr. Rooney stated that the State is picking up 75%, the remaining 25% is split on an 80%-20% with the County picking up 80% of that 25%.

There was discussion on the total cost and the percentage.

Mr. DeIorio stated that the estimate that Mr. Rooney had for the additional work, the Borough's portion of it, if Mr. Rooney's numbers are accepted by the contractor and by the State will be approximately \$5,000.

Ms. Lindemer stated that Mr. Rooney also said that he thought the costs came in higher then he would have expected.

Mr. Rooney stated that the contractor did come in with a higher price and he is now modifying what the project will be looking for a cheaper price. He stated that the scope of work originally presented to the contractor has been revised which he believes will allow the contractor to make the improvement at a cheaper cost. He stated that the Army Corp is going to prepare a sketch of the revised concept repair, give it to the contractor, and then there will be a price for the council's consideration.

Ms. Lindemer stated that she had the feeling that when Ms. Nexon came in here that she was under the impression that she had a deal going with someone called Eric from Recreation from last November. She also stated that since Ms. Nexon rented a house or a room in Manasquan does not present an investment in Manasquan. She stated that Belmar is not charging for their Town Wide Garage Sale but there are specifications that they need to follow.

Mr. DeIorio stated that he did look at the no fee for the town wide garage sale and what he found is that the additional benefit that Manasquan residents will have and the Belmar resident will not is that Belmar does not put an advertisement listing all their participants.

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

Council Member Donovan made a motion to adjourn the regular meeting at 8:53 p.m., seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,



Barbara J. Ilaria
Municipal Clerk

DATE APPROVED 7-2-12