

JULY 2, 2012

Regular Meeting of Mayor and Council was convened at 8:43 p.m. on July 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, Connolly, Donovan, Jacobson, Mangan, and McCarthy

Absent: None

Also present was Borough Attorney John Jackson (in for Mark Kitrick) and Borough Administrator/CFO Joseph DeIorio

## **CONSENT AGENDA**

### **RESOLUTION 208-2012**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, Monmouth County, State of New Jersey, that the Municipal Clerk and the Mayor be authorized to sign the Interlocal Agreement between the Township of Wall and the Borough of Manasquan for the services of the Township's Crisis Intervention Team (CIT) to the Borough of Manasquan for victims of domestic violence. This agreement is for one year commencing May 1, 2012 and terminating on April 30, 2013.

### **RESOLUTION 209-12**

#### **CHANGE ORDER NO.2**

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

TITLE OF JOB: Avaya IP Office Phone System

COMPANY: Hunter Technologies  
38 Corbett Way  
Eatontown, NJ 07724

#### **AGREEMENT MODIFICATION NO. 2**

Additional equipment for the Avaya Office Phones are needed in the Police Department (\$805.62), Beach Department (\$104.72) and Department of Public Works (\$433.19). The original contract was signed on October 7, 2011.

AMOUNT OF CHANGE THIS RESOLUTION: \$1343.53

TOTAL AMOUNT OF CHANGE: +\$3460.39

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

### **RESOLUTION 210-2012**

JULY 2, 2012

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

**WHEREAS**, refunds for DUPLICATE TAX PAYMENTS are due on the below described property in the amount designated as follows:

BLOCK: 103      LOT: 4.04      NAME: Leonard, John

PROPERTY LOCATION: 120 Lake Ave

AMOUNT OF REFUND:      \$81.00

REASON FOR REFUND: Refund of Duplicate Tax Payment. Original overpayment was \$1690.25. Refund was written up as \$1609.25. Homeowner is due an additional \$81.00.

Refund Check made payable to: John Leonard  
120 Lake Avenue  
Manasquan, NJ 08736

**WHEREAS**, the Tax Collector has certified that the current property owner is entitled to the refund.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION  
211-12**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE  
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,  
NEW JERSEY, APPROVING TAXI / AUTOCAB  
OWNERS LICENSES AND TAXI / AUTOCAB  
OPERATORS LICENSES PURSUANT TO  
MANASQUAN BOROUGH ORDINANCE 4-16**

**WHEREAS**, pursuant to Manasquan Borough Ordinance 4-16 entitled "An ordinance providing for the registration and regulation of taxis, autocabs and other vehicles engaged in the business of carrying passengers for hire, and the owners and drivers thereof and the business of operating taxis, fixing license fees and providing for penalties for the violation thereof"; and

**WHEREAS**, Section 5 of said ordinance allows for the issuance of these licenses by the Mayor and Council upon notification from the Borough Clerk of the satisfactory fulfillment of the licensing requirements; and

**WHEREAS**, the Borough Clerk has notified the Mayor and Council that the licensing requirements have been satisfactorily fulfilled by a number of applicants; and

**WHEREAS**, the Mayor and Council hereby approve the issuance of licenses for the following:

A. Operators:

- 1) Yamir Diaz
- 2) Eugene Caprano

JULY 2, 2012

- 3) Terrence Faucher
- 4) Amy Gauslin
- 5) Mohamed Abouelhassan
- 6) Hasham Abdelrahmar

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2<sup>nd</sup> day of July, 2012, as follows:

1. The Borough Clerk has notified the Mayor and Council that all licensing requirements have been satisfactorily fulfilled pursuant to Section 5 of Borough Ordinance 4-16.

**RESOLUTION  
212-2012**

**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:

NAME: CHARLES PETERS  
208 E MAIN ST  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: REFUND ST OPENING DEPOSIT # SO 26/11

**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  
213-12**

**CHANGE ORDER NO.3**

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

TITLE OF JOB: Avaya IP Office Phone System

COMPANY: Hunter Technologies  
38 Corbett Way  
Eatontown, NJ 07724

AGREEMENT MODIFICATION NO. 3

Additional equipment for the Avaya Office Phones are needed in the Department of Public Works (\$3067.44). The original contract was signed on October 7, 2011.

AMOUNT OF CHANGE THIS RESOLUTION: \$3067.44

JULY 2, 2012

TOTAL AMOUNT OF CHANGE: +\$6,527.83

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

**RESOLUTION  
214-2012**

**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:

NAME: MARK AND SARA BATEMAN  
10 WATSON PLACE  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: REFUND ST OPENING DEPOSIT # SO 34/11

**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  
215-2012**

**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:

NAME: PATRICIA MATTOS  
49 FOX HILL RD  
DENVER, NJ 07834

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: REFUND DUMPSTER SECURITY-  
25 STOCKTON LAKE BLVD

**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  
216-2012**

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

JULY 2, 2012

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

Lifeguards:

Matt Banasiak	1103 Alleen Road, Brielle	\$10.00
Katie McKay	24 Huntley Road, Holmdel	\$10.00

Badge Checkers:

Shauna Corbet	39 B Poplar Court, Brielle	\$7.50
Allison Waller	290 E. Virginia Avenue, Manasquan	\$7.50

Parking Lot:

Michael Pruneau	1014 Wall Road, Spring Lake Hts	\$9.00
-----------------	---------------------------------	--------

Crew:

Jacob Forman	40 McLean Avenue, Manasquan	\$7.50
--------------	-----------------------------	--------

**RESOLUTION  
217-2012**

**WHEREAS**, N.J.S.A. 40A:11-5 (1) (a) (1) permits the governing body to award a professional services contract without publicly advertising for bids and bidding therefore; and

**WHEREAS**, the borough council has determined that there is a need for professional services to review and analyze water treatment for the borough during the 2012-2013 calendar year; and

**WHEREAS**, the anticipated term of these contracts are one year (June 1, 2012 to May 31, 2013) as needed; and

**WHEREAS**, the following professional services providers have or will submit contracts to be reviewed for completeness and approval by the borough attorney indicating that they will provide their services for the agreed upon rate (s) that are contained in their contracts that are on file in the Clerk's Office.

Black and Veatch Engineers – Corrosion Expert Engineer Services for  
Water Treatment Facility

These appointments are made pursuant to N. J. S. 2B:12-1 et seq.

**WHEREAS**, the scope of services include but are not limited to:

- Review and analysis of available point of entry and distribution system water quality data.
- Guidance in targeting appropriate finished water quality to restabilize the system as quickly as possible. This will be accomplished by modeling possible finished water target options that have demonstrated red water control and a conference call to discuss the options with pros and cons of each option.
- A site visit to review current facilities and operations and meet with Public Works and Council staff.
- A letter report outlining our findings and recommendations.

**WHEREAS**, the amount of these professional services will not exceed \$12,000; and

JULY 2, 2012

**WHEREAS**, a certification as to the availability of funds executed by the chief financial officer is attached to this resolution pursuant to the provisions of N. J. A. C. 5:30-5-4;

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

1. The Business Disclosure Entity Certification of these professionals and the Determination of Value Certification of the chief financial officer shall be filed in the office of the municipal clerk, and shall be available for public inspection.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with these professionals to provide professional services to the municipality at the agreed upon rate that is contained in the contract/proposal on file in the Clerk's Office.
3. A certified copy of this resolution shall be sent to the professionals included in this resolution.

**RESOLUTION  
219-12**

**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.

Current Fund	\$	2,771,801.55 (includes 2,641,266.70 Bd of Ed tax levy)
Water/Sewer Fund	\$	276,475.19
Beach Fund	\$	10,531.31
General Capital Fund	\$	28,207.27
Water/Sewer Capital Fund	\$	2,357.75
Beach Capital Fund	\$	17,486.82

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

**RESOLUTION  
218-2012**

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

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

JULY 2, 2012

Counselor:	Address	Hourly Rate
Kim Craig	48 Allen Ave	\$5050.00-Salary
Chris Craig-Asst Director	48 Allen Ave	\$20.50
Lindsay Baruss-Art Director	515 Morris Ave Spring Lake NJ	\$10.00
Megan Freeman-Sports Director	49 Allen Ave	\$11.00
Kathryn Shinn	60 Central Ave	\$11.25
John Pavia	29 Wigwam Path	\$9.75
Chris Horn	101 Glimmer Glass Circle	\$8.50
Emily Dayton	234 Broad St.	\$8.50
Alex Pettit	58 Pearce Ave	\$8.50
Jack Haley	65 Curtis Ave	\$8.50
Ryan Nicolosi	12 Wigwam Path	\$8.00
Chloe Grady	264 Euclid Ave	\$8.00
Claire Toole	434 Euclid Ave	\$8.00
Casey Cleffi	207 Euclid Ave	\$8.00
Patrick Reilly	66 Fletcher Ave	\$8.00
Grace Moran	402 Perrine Blvd	\$8.00
Connor Reichy	420 E. Main St.	\$7.50
Conor Gleason	99 Manito Rd	\$7.50
John Russo	88 Lakewood Rd	\$7.50
John Moriarty	110 Manito Rd	\$7.50
June Crawford	66 Central Ave	\$7.50
Chase Cookson	351 E. Main St.	\$7.50
Parker Black	73 Fletcher Ave	\$7.00
Meredith Bossone	46 Ridge Ave	\$7.00
Annie McLaughlin	313 East Virginia Ave	\$7.00
Stephen Trischitta	75 North McClellan Ave	\$7.00
Ally Waller	290 Eats Virginia Ave	\$7.00
John Driscoll	11 Muriel Place	\$7.00
Brendan Ward	15 Marcellus Ave	\$7.00

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

## ORDINANCES

The Borough Attorney read the title of Ordinance 2117-12 for second reading and final hearing.

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF TWO (2) FORD EXPLORERS AND ONE (1) ADDITIONAL SUV VEHICLE AND OTHER RELATED POLICE EQUIPMENT FOR THE BOROUGH OF MANASQUAN POLICE DEPARTMENT IN THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY APPROPRIATING \$67,500.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$64,125.00 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION**

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

There being no comment, Council Member Bossone made a motion to close the public portion, seconded by Council Member McCarthy. Motion carried unanimously.

Council Member Bossone made a motion to pass and publish ordinance 2117-12 according to law, seconded by Council Member McCarthy. Motion carried by the following vote, "yes" Council Member Bossone, Donovan, Jacobson, Mangan, and McCarthy, "no" Council Member Connolly.

## APPROVAL OF MINUTES

Work Session and Regular Meeting Minutes:

March 5, 2012

JULY 2, 2012

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

March 19, 2012  
April 2, 2012  
April 16, 2012

Council Member Donovan made a motion to approve the minutes, seconded by Council Member Mangan. Motion carried unanimously. Council Member Connolly and Jacobson abstained.

## **COMMITTEE REPORTS**

Beach Committee – Council Member Bossone reported that the bid packages are out for the Beach Headquarters with a bid opening of Thursday, July 12, 2012. He reported that the beach is about \$25,000 ahead of last year with revenues at this date. He went over the July 4<sup>th</sup> celebration ceremony and that Manasquan Hook & Ladder #1 will be recognized by the Tourism Commission as well as Christie Rampone, captain of the US Women's Soccer Team who lives in Manasquan.

Administration and Finance – Council Member Connolly reported that the State Budget has been signed by the Governor which has the aid to the municipalities in it. She stated that the tax bills have been sent out to be printed and taxes are due on August 1 – 10, 2012 without interest. She reported that there have been 107 tax appeals filed for 2011 taxes. She reported that the revenue for the new taxi ordinance has brought in revenue in the amount of \$10,742 and that the committee has signed all the bills totaling \$3,106,859.89. She went over a break down of the total.

Public Works Committee – Council Member Donovan reported that the DPW has posted alternate route to the beach signs on Main Street and Potter Avenue because people were making turns into dead ends and turning into streets where the flooding is just as bad on Main Street. He reported that the County has re-profiled the intersection of Broad Street and Beams Terrace with regard to standing water.

Law and Code Committee – Council Member Jacobson reported the number of violations by the Police Department in the past 3 weeks. She reported that the committee met to discuss the taxi ordinance and how it is affecting the taking of the patrons away from the town and not having enough taxis to accomplish that. She stated that this issue will be watched closely to see if this is the case with getting patrons out of town at bar closing time. She stated that the re-inspection of certification of occupancy fee may be increased in the near future.

Public Property & Parks – Council Member Mangan reported about the bike parade at the beginning of the 4<sup>th</sup> of July parade. He reported that the committee will be discussing some security issues in terms of access to the Life Saving Station and they will be discussing the boat docks also.

Public Safety & Recycling – Council Member McCarthy reported that the police department has issued 700 summonses more than last year and that is in all categories. He stated that Patrolman Thomas Morton received a letter of commendation for his action on June 21, 2012 with regard to a structure fire on Second Avenue.

## **AUDIENCE PARTICIPATION**

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

Charles Jewell, 52 McLean Avenue stated that he is here on behalf of his father Dr. Charles Jewell, 455 Long Avenue. He handed out pictures and paperwork and went over an issue that his father is having with the neighbors 459 Long Avenue.

Council Member Jacobson stated that she will follow up on this situation with the Code Officer as she is on the Law and Code Committee.

Council Member McCarthy stated that he will follow up with Lt. Bauer as well as Sergeant Murphy who handles the beach community relations.



JULY 2, 2012

Carol Wilkens Kirkman, 22 Willow Way stated the contractors for the Manasquan High School are working at times outside the scope of the ordinance and stated that something should be done to keep them from working so early or late on the project.

Carl Straub, 27 Willow Way stated that he wants to encourage the council to have a stronger liaison with the Board of Education so there will be some understanding of what will be put into the proposed new complex for lighting.

Resident spoke about a pedestrian sign on Second Avenue that has been removed and would like it back.

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

Mr. DeLorio stated that he did contact the BOE Administrator and he was told that the work that was done yesterday and today was not authorized and she did address the situation with her contractor.

Council Member Mangan stated that the 125<sup>th</sup> Anniversary Committee is seeking permission from the council to sell 125<sup>th</sup> Anniversary Celebration T-Shirts on the area located just west of the beach front where the bike racks are on First Avenue on various dates.

Council Member Mangan made a motion to allow the committee to sell t-shirts on various dates and times on the corner of the southeast corner of Main and First Avenue, seconded by Council Member Bossone. Motion carried unanimously.

Council Member Bossone made a motion to adjourn the regular meeting at 9:08 p.m., seconded by Council Member McCarthy. Motion carried unanimously.

Respectfully submitted,

*B. Ilaria*

Barbara J. Ilaria  
Municipal Clerk

DATE APPROVED 9-4-12