

OCTOBER 15, 2012

Regular Meeting of Mayor and Council was convened at 8:55 p.m. on October 15, 2012 in Council Chambers of Borough Hall with Council President Donovan presiding.

Council President Donovan 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, Jacobson, Mangan and McCarthy

Absent: Connolly

Also present was Borough Attorney Mark Kitrick Borough Administrator/CFO Joseph Delorio, and Charles Rooney, Borough Engineer

CONSENT AGENDA

RESOLUTION

293-2012

BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, New Jersey that: SEAN & DEBORAH EGAN

WHEREAS, a refund for OVERPAYMENT OF COAH FEES is due on the below described property in the amount designated as follows:

BLOCK: 98 LOT: 13

NAME: Sean & Deborah Egan

PROPERTY LOCATION: 56 Wyckoff Ave

AMOUNT OF REFUND: \$212.50

REASON FOR REFUND: Overpayment of COAH Fees.

REFUND CHECK TO BE MADE PAYABLE TO: Sean & Deborah Egan

WHEREAS, the Tax Collector has certified that the property developer 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

294-2012

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

WHEREAS, a refund for OVERPAYMENT OF COAH FEES is due on the below described property in the amount designated as follows:

BLOCK: 105 LOT: 13

NAME: Brian Kimmins

PROPERTY LOCATION: 119 Stockton Lake Blvd

AMOUNT OF REFUND: \$251.50

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REASON FOR REFUND: Overpayment of COAH Fees.

REFUND CHECK TO BE MADE PAYABLE TO: Brian Kimmins

WHEREAS, the Tax Collector has certified that the property developer 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
295-2012**

BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, New Jersey that: JOHN & JACQUELINE DONADEO

WHEREAS, a refund for OVERPAYMENT OF COAH FEES is due on the below described property in the amount designated as follows:

BLOCK: 63 LOT: 26

NAME: John & Jacqueline Donadeo

PROPERTY LOCATION: 65 Parker Ave

AMOUNT OF REFUND: \$222.50

REASON FOR REFUND: Overpayment of COAH Fees.

REFUND CHECK TO BE MADE PAYABLE TO: John & Jacqueline Donadeo

WHEREAS, the Tax Collector has certified that the property developer 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
296-12**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A
GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE SQUAN PLAZA RECONSTRUCTION-
PHASE 2 PROJECT**

NOW, THEREFORE, BE IT RESOLVED that the Borough of Manasquan Council formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2013-Manasquan Borough-00352 to the New Jersey Department of Transportation on behalf of the Borough of Manasquan; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Manasquan and that their signatures constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**RESOLUTION
297-2012**

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BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan would like to retain the services of T&M Associates, 9 Grande Avenue Toms River, New Jersey 08753 for purposes of contract administration and construction observation for the completion of Squan Plaza Improvements as outlined in a proposal dated September 21, 2012 for an amount not to exceed fee of \$84,600.00 to be billed monthly utilizing the current rate schedule for the professional services.

**RESOLUTION
298-2012**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan would like to retain the services of T&M Associates, 9 Grande Avenue Toms River, New Jersey 08753 for purposes of contract administration and construction observation for the completion of Beach Headquarters as outlined in a proposal dated July 20, 2012 for an amount not to exceed fee of \$48,000.00 to be billed monthly upon actual progress, and in accordance with current contract and subject to the Borough's Construction Manager's role, the inspection effort and contract administration effort may be reduced.

**RESOLUTION
299-2012**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan would like to retain the services of T&M Associates, 9 Grande Avenue Toms River, New Jersey 08753 for purposes of additional services which were performed outside of the scope of original proposal for the Beach Headquarters Construction Project as outlined in a proposal dated September 20, 2012 for an amount of \$6,034.75.

**RESOLUTION
300-2012**

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	\$	255,219.04
Water/Sewer Fund	\$	2,610.56
Beach Fund	\$	4,423.12
General Capital Fund	\$	158,032.48

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Water/Sewer Capital Fund	\$	40,885.15
Beach Capital Fund	\$	1,184.25

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

ORDINANCES

The Borough Attorney read the title of ordinance 2124-12 for Second Reading and Final Hearing.

BOND ORDINANCE MAKING A SUPPLEMENTAL APPROPRIATION OF \$130,000 FOR A SEWER LINE REPLACEMENT AND RELATED APPURTENANCES IN THE GLIMMER GLASS SECTION OF THE MUNICIPALITY, AND AUTHORIZING THE ISSUANCE OF \$123,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION BY THE BOROUGH OF MANASQUAN, MONMOUTH COUNTY, NEW JERSEY

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

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

Council Member Mangan made a motion to pass and publish ordinance 2124-12 according to law, seconded by Council Member Bossone. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Jacobson, Mangan, and McCarthy; "no" none.

The Borough Attorney read the title of ordinance 2125-12 for Second Reading and Final Hearing.

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10 (PARKS AND RECREATION AREA) AND CREATING SECTION 10-4 (CRIMINAL HISTORY BACKGROUND CHECKS FOR VOLUNTEER COACHES) 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 Jacobson. Motion carried unanimously.

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

Council Member Bossone made a motion to pass and publish ordinance 2125-12 according to law, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Jacobson, Mangan, and McCarthy; "no" none.

The Borough Attorney read the title of ordinance 2126-12 for Second Reading and Final Hearing.

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION AND/OR RECONSTRUCTION OF 3,000 LINEAR FEET OF VARIOUS MUNICIPAL STREETS IN THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$215,000 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$204,250 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

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

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

Council Member Mangan made a motion to pass and publish ordinance 2126-12 according to law, seconded by Council Member Bossone. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Jacobson, Mangan, and McCarthy; "no" none.

APPROVAL OF MINUTES

Regular and Work Session Minutes – September 4, 2012
(Absent – Mangan)

Council Member Bossone made a motion to approve the minutes, seconded by Council Member McCarthy. Motion carried unanimously with Council Member Mangan abstaining.

COMMITTEE REPORTS

Beach Committee – Council Member Bossone reported that there have been ongoing meetings regarding the new Beach Headquarters. He asked that Mr. Delorio update the council on the meetings.

Mr. Delorio updated the council and public on the meetings and schedules that have been discussed with the committee.

Law and Code Committee – Council Member Jacobson reported the traffic violations and the revenues that the court has taken in. She went over the garage sale permits that are required in the borough and she went over the bulk pickup days and the special bulk pickup days.

Public Property & Parks Committee – Council Member Mangan reported that the committee received a report on a proposal for the Borough Hall emergency generator replacement. He advised council that this item should be on upcoming agendas because the committee has made recommendation to go ahead with the emergency generator for Borough Hall. He reported that the committee will be looking into the bench policy and will be putting this item on a future meeting. He reported that the SBLSS Preservation Committee will be getting proposals for paint removal and painting and gutter replacement for the building.

Public Safety & Recycling Committee – Council Member McCarthy reported that the police department has two new vehicles and they should be ready to be put on the road by the end of the week. He advised that the police department has been short one vehicle since last August. He reported on the break in at the DPW building and thanked the chief of police and the detective bureau and the officers that were on patrol that evening for the arrest of the responsible party. He reported that the Shade Tree Commission will be starting the annual elevation program and two years ago there were substantial cuts to the Shade Tree budget so there was minimal elevation. He advised that last year all the money in the budget was used to deal with the post tropical storm clean up. He went over the schedule for the tree elevations and he advised that notice will be posted on the streets the day before a street is going to be worked on.

Public Works Committee – Council Member Donovan reported that temporary snow fencing is being installed on the beach and should be completed by the end of the week and that the east side of town is on the schedule for leaf pick up and the schedule is posted on the website. He reported that the Warren Ave. – Perrine Blvd. project should start within the next few weeks with an expected completion date of January 31, 2013. He also reported that the stop signs will be installed at the intersection of Blakey Avenue and Curtis Avenue which will now be a four way stop. He reported that there is a beach sweep scheduled for Saturday, October 20, 2012 at 9 a.m. at Main Beach and volunteers are still needed and there is a paper shredding event at the Fourth Avenue parking lot which is open to Monmouth County residents. He thanked the police department for their swift resolution of the burglary at the public works department. He stated that tomorrow is the last day to register to vote for the general election.

AUDIENCE PARTICIPATION

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

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Susan Belding, 66 N. Main Street advised that she is on the committee to save the Glimmer Glass Bridge and she brought up that the county is seeking federal funding for replacement and rehabilitation of the bridge and it will fall under 4 federal mandates. She went over her involvement in the replacement and rehabilitation of the bridge.

Fran Drew, 111 Third Avenue stated that she did research after the last meeting and she has legitimate references for anyone who is interested. She went over the previous meeting and pointed out information that she believes was not true.

Ed Hyer, 56 Second Avenue asked Council Member Mangan for a quick update on the bulkhead repairs investigation.

Council Member Mangan advised that he has been looking at the information that the borough had on file and that he will be looking into different scopes of work and the timeframes.

Mr. Hyer stated that he feels that he has been taken advantage of in that for the last four years there has been a 5% increase in rents and if that money had been set aside for debt service rather than put into to the budget there would be enough money to service debt for the repairs of the docks.

Rich Dunne, 458 Long Avenue stated that the article in the paper regarding the Glimmer Glass Bridge created a lot of confusion for him and the public. He went over past discussions on the bridge and the outcome of some of them.

There was discussion on the replacement of the bridge using the same technology and having a liaison from the council for this project.

Janet Lamberton, Drawbridge Condominiums inquired about noticing the surrounding residents and the access on Brielle Road during construction.

Mr. Delorio stated that Ms. Lamberton should call the County Director to get that information.

Allan Deustch, 125 Glimmer Glass Circle stated that he had the same question as to how the residents in that area will exit the area during construction.

Catherine Lindemer, 321 Pine Avenue voiced her opinion on the spending of money that was discussed during the meeting and she received some clarification on certain projects.

She was advised that the automatic door money is coming from a county grant but the professional fees are not included in that grant.

Mr. Delorio went over the SBLSS roof replacement grant and the purpose for the generator at borough hall.

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

Mr. Delorio stated that he spoke to the County Engineer and he indicated that there will be no condemnation of any property to execute the bridge project.

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

Respectfully submitted,

B. Maria

Barbara J. Maria
Municipal Clerk

DATE APPROVED 2-4-2013