

MARCH 4, 2013

Regular Meeting of Mayor and Council was convened at 8:07 p.m. on March 4, 2013 in Council Chambers of Borough Hall with Mayor George 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 4, 2012.

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, Sinneck, Donovan, Olivera and McCarthy

Absent: Council Member Mangan

Also present was Borough Attorney Mark Kirrick Borough and Administrator/CFO Joseph Delorio

PROCLAMATION:

MANASQUAN POLICE DEPARTMENT

WHEREAS, on October 28 through October 30, 2012, Hurricane Sandy hit New Jersey causing a State of Emergency, inundating Manasquan in a record storm surge exceeding 8 feet, extremely high winds for over 24-hours, and causing extensive power outages of long-duration; and

WHEREAS, the members of the Manasquan Police Department immediately responded with an outstanding display of dedication, courage and compassion, providing traffic control and issuing evacuation orders over the days leading up to the Hurricane, assisting in rescues during the height of the storm, securing disaster areas immediately thereafter, conducting law enforcement and security checkpoints in restricted areas in the days and weeks following the Hurricane; providing emergency dispatch operations for Police, fire, EMS and Emergency Management personnel throughout the course of this natural disaster; and

WHEREAS, the Borough of Manasquan recognizes that without the dedication, professionalism and heroic efforts of the members of the Manasquan Police Department, the safety, security and well being of the residents of the Borough Manasquan would have been compromised due to this natural disaster. Because of the combined actions of the Officers and Dispatchers of the Manasquan Police Department, and their commitment to serve, operational readiness, and willingness to respond to calls for help during these extreme conditions, there were no casualties as a result of this massive storm.

NOW, THEREFORE BE IT PROCLAIMED, that the Mayor and Council, on behalf of the residents of Manasquan, commend the members of the Manasquan Police Department for their exceptional courage and service to the community in the face of life-threatening situations, all while in keeping with the highest standards and traditions of Law Enforcement.

125TH ANNIVERSARY OF MANASQUAN

WHEREAS, the Borough of Manasquan has celebrated its 125th anniversary as a beautiful community where families enjoy life by the Atlantic Ocean on Sunday, December 30, 2012; and

WHEREAS, the Native Americans were the first to enjoy this land of river, inlet, lakes, streams, and brooks; the Unami ("Turtle People") branch of the Lenni Lenape fished and hunted along the Manasquan River with their squaws and children in the summer, to enjoy shellfish and other fruits of the Atlantic and its tidal waters; and it is from their presence on the Manasquan River that the name of the community is derived; and

WHEREAS, in September 1609, Sir Hendryck Hudson, sailing in the area of Sandy Hook, made an entry in the "Log-Book of the Half Moon" that the region was "a good land to fall in with and a pleasant land to see;" and

WHEREAS, by the end of the 17th Century, the Dutch claimed much of the area known today as New Jersey and New York, with the Monmouth Patent created in 1665; this Patent, signed by Governor Richard Nicholls of New York for the British Crown, was signed at Stadt House, with the Governor's staff, Native American representatives, Quakers, early settlers and others looking on; and

MARCH 4, 2013

WHEREAS, until 1801 Manasquan was part of Shrewsbury; when Howell Township was formed, Manasquan was included; in 1850, Ocean County was formed from the southern part of Monmouth County, and the following year, Wall Township separated from Howell; and in 1887, Manasquan was parted from Wall to incorporate its own community; and

WHEREAS, the good people from many lands who settled and lived in early Manasquan farmed and fished and enjoyed life along the ocean; and

WHEREAS, the business district was established to serve the residents of Manasquan as well as those in the surrounding communities; commercial entities flourished and grew over the years, under the direction of the town's talented and hard working residents; and

WHEREAS, at the same time, churches were organized for the gathering of residents to worship, and schools were built for the education of the children of the community; and

WHEREAS, a Public Library was founded for the enjoyment and education of the residents of Manasquan; and

WHEREAS, the residents of Manasquan have had the benefit of a trustworthy and community-minded Police Department, First Aid Squad, and two Fire Departments; and

WHEREAS, various clubs, societies, commissions, and organizations were established over the years to provide enjoyment, entertainment, education, philanthropy, and fellowship for the residents of Manasquan; while the volunteer efforts of the town's residents and those of its surrounding communities continue to make the Borough of Manasquan an exceptional example of caring for fellow residents; and

WHEREAS, recreational programs for residents of Manasquan and surrounding communities, of all ages, have been planned and executed for the pleasure and health of residents; and

WHEREAS, the Manasquan Inlet, opened in 1931, has provided residents and neighbors with excellent fishing and boating opportunities for profit and pleasure; and

WHEREAS, the mile-long beachfront in Manasquan and its adjacent waterways have offered residents and members of surrounding communities with year-round enjoyment of swimming, surfing, boating, sailing, canoeing, kayaking, fishing, crabbing; along with providing creative inspiration for artists, photographers, writers, and musicians; and

WHEREAS, it was once said that the town's beautiful tree-lined streets, parks, and its many waterways, make Manasquan a fine community to make a living and to enjoy life; and this is every bit as true today as the 6,500+ residents of the Borough of Manasquan of every age and background may enjoy life in a classic American town with thriving businesses, civic responsibility, outdoor activities, celebratory traditions, responsible stewardship and public service alongside the ocean, river, streams, brooks, lake, and pond that make Manasquan unique.

NOW, THEREFORE, BE IT RESOLVED, that I, George Dempsey Jr., Mayor of the Borough of Manasquan, on behalf of the Borough Council and the good people of Manasquan, do hereby observe the 125th anniversary of the incorporation of the Borough of Manasquan and do hereby proclaim Sunday, December 30, 2012, as the official 125th Anniversary of Manasquan. Let true and official copies of the Proclamation be spread upon the minutes of the Borough Council meeting held on the 4th of March, 2013.

CONSENT AGENDA

RESOLUTION 67-2013

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 advertise Bid Notice for Cushman Haulster Gasoline Off Road Vehicle and authorizing Joseph Delorio, Chief Financial Officer and Purchasing Agent or his designee to prepare specifications for the Cushman Haulster Gasoline Off Road Vehicle as a result of damage caused by Super Storm Sandy.

MARCH 4, 2013

**RESOLUTION
68-2013**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, that the resignation of Kevin Kleinknecht, from the position of Special Law Enforcement Officer II as of February 8, 2013 is hereby accepted.

**RESOLUTION
69-2013**

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 and Construction Manager that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: Manasquan Beach Headquarters

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

CONSTRUCTION MANAGER:

P. W. Moss & Associates
7 Plumridge Drive
Doylestown, PA 18902

AGREEMENT MODIFICATION NO. 1

Changing contract completion date from April 1, 2013 to May 24, 2013 due to unforeseen weather conditions.

AMOUNT OF CHANGE THIS RESOLUTION: \$0.00

TOTAL AMOUNT OF CHANGE: \$0.00

**RESOLUTION
70-2013**

WHEREAS, The Mayor and Council of the Borough of Manasquan is desirous to conduct a town wide Garage Sale on May 4th, and 5th, 2013; 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 the Borough sets the date of the town wide garage sale for May 4th, and 5th, 2013 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.

MARCH 4, 2013

**RESOLUTION NO.
71-2013**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach 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 4th day of March, 2012 appoint the following Seasonal Beach Employees to work during the Summer Season, 2013:

Office Staff Supervisors:	Address	Hourly Rate
Laurie Brandon	204 Osprey Avenue, Bay Head	\$12.50
Ann Marie Fernandez	6 Branim Place, Manasquan	\$12.50
Christella Fisher	2503 Algonkin Trail, Manasquan	\$12.50
Eileen McFadden	117 Marcellus Avenue, Manasquan	\$15.00
Tracy Sullivan	149 Curtis Place, Manasquan	\$15.00
Joanna Zappicchi	239-B Beachfront, Manasquan	\$12.50
Kayla White	P.O. Box 180, Allenwood	\$12.50
Heather Saake	61 Colby Avenue, Manasquan	\$12.50
Beach Crew:		
Brian Dreher	509 Magnolia Avenue, Brielle	\$12.50
Ryan Dullea	115 Main Street, Manasquan	\$10.00
Kevin Keefe	1919 Atlantic Avenue, Manasquan	\$12.50
John Revel	23A Euclid Avenue, Manasquan	\$10.50
Beach Patrol:		
Frank Cavalieri	16 Rosewood Crt. Spring Lake Hts	\$15.00
Michael Hurden	2559 Collier Road, Manasquan	\$15.00

**RESOLUTION
72-2013**

WHEREAS, the through Executive Order 104 (October 27, 2012), the State of New Jersey declared a State of Emergency as a result of the impact of Superstorm Sandy and the aftermath; and

WHEREAS, the Borough of Manasquan had also declared a local State of Emergency; and,

WHEREAS, 60% of the community's housing stock was affected by flood, sand and wind damage from Superstorm Sandy; and,

WHEREAS, the need to address the magnitude of the current volume of work is critical and necessary; and,

WHEREAS, the Borough's Code Department is in need of additional hours from the Zoning Officer and Construction Officer to help address the current work load.

NOW, THEREFORE BE IT RESOLVED on the 4th day of March, 2013, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey the following:

1. Richard Furey, Zoning Officer is authorized to work one (1) additional day a week, retroactive to February 25, 2013.

MARCH 4, 2013

2. Albert Ratz, Construction Official is authorized to work one (1) additional day a week, retroactive to December 1, 2012.
3. A certified copy of this resolution shall be provided to the Zoning Officer and Construction Official.

**RESOLUTION
73-2013**

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 Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: Fisherman's Cove Improvements

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

AGREEMENT MODIFICATION NO. 3

Additional Engineering Services During the Construction of Fisherman's Cove project as outlined in T&M Associates' letters dated February 28, 2013 (Ref: Fisherman's Cove Improvements – Additional Fee Estimate for Engineering Services).

AMOUNT OF CHANGE THIS RESOLUTION: \$5,000

TOTAL AMOUNT OF CHANGE: +\$30,000

**RESOLUTION
74-2013**

WHEREAS, Richard Mueller, Jr. and the Borough of Manasquan entered into a Lease Agreement for property commonly known as Sea Watch Beach on October 18, 2010; and

WHEREAS, the Borough of Manasquan is the property owner of the property commonly known as Sea Watch; and

WHEREAS, the Lease Agreement between the Owner, Borough of Manasquan and Lessor, Richard Mueller, Jr. permitted the Lessor to operate the Sea Watch parking lot and locker room for the three (3) seasonal terms of May through October in the years 2011, 2012, and 2013; and

WHEREAS, pursuant to the terms of the Lease Agreement, Richard Mueller, Jr. has given the Borough of Manasquan proper notice of his intent not to lease and operate the Sea Watch Beach parking lot and locker room for the 2013 season; and

WHEREAS, the Borough of Manasquan acknowledges the termination of the Lease Agreement executed on October 18, 2010 and the borough of Manasquan shall exercise control and maintain continued ownership of the Sea Watch Beach property; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be sent to:

Richard Mueller, Jr.
1312 W. Chicago Boulevard
Sea Girt, NJ 08750

**RESOLUTION
75-2013**

MARCH 4, 2013

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 advertise Bid Notice for Beach Bathroom Trailers and Mobile Concessionaire and authorizing Joseph Delorio, Chief Financial Officer and Purchasing Agent or his designee to prepare specifications for the Beach Bathroom Trailers and Mobile Concessionaire as a result of damage caused by Super Storm Sandy.

**RESOLUTION
76-2013**

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	47,895.47
Water/Sewer Fund	30,447.14
Beach Fund	5,775.75
General Capital Fund	78,634.93
Water/Sewer Capital Fund	4,413.64
Beach Capital Fund	129,685.73

Council Member Bossone made a motion to approve the consent agenda, seconded by Council Member McCarthy. Motion carried by the following vote; "yes" Council Member Bossone, Sinneck, Donovan, Olivera, and McCarthy, "no" none.

Council Member Bossone made a motion to approve a change order for JRI to screen the sand for 2 more days for a rate of \$5,000 day not to exceed \$10,000 over the 2 days, seconded by Council Member Sinneck. Motion carried by the following vote; "yes" Council Member Bossone, Sinneck, Donovan, Olivera, and McCarthy, "no" none.

APPROVAL OF MINUTES

Reorganization Meeting – January 7, 2013

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

Mayor Dempsey presented Mike Long with a proclamation that was done at an earlier meeting for congenital heart disease.

COMMITTEE REPORTS

Public Safety & Recycling – Council Member McCarthy reported that the Police Department in conjunction with the Board of Education has completed the second of the three active shooting drills that

MARCH 4, 2013

will be conducted. He stated that the drills have gone very well. He reported that Officer Mahoney will be resigning effective April 15, 2013 and the Chief has already had some contact from individuals interested in transferring to the Borough. He reported on the fire whistle and that it is hoped that a procedure will be implemented where the siren will not go at night. He reported that the Prosecutor's office is conducting a gun buy back program in Asbury Park.

Public Property & Parks Committee – Council Member Olivera reported that he was honored to represent to the Governing Body in the Belmar St. Patrick's Day Parade. He reported that the engineer will be submitting a report for the docks and the bulkheads which was approved at an earlier meeting. He reported on the boat lottery procedure. He reported on the borough public gardens due to the storm. He reported on an Eagle Scout Project to clean up Skokos Park and to plant shrubs.

Public Works Committee – Council Member Donovan reported that street markers were destroyed by the storm and 3 new ones have been completed and will be installed this week and others will be completed shortly. He reported that the public works is looking for a keyboarding clerk and if anyone is interested to contact the borough clerk. He reported that storm drains have been cleaned out again since the storm and if there is any property damage as a result of the debris removal it should be reported to Tom Nicastro of DPW. He reported that the Environmental Commission will be having a rain barrel workshop on March 21, 2013 at the Recreation Annex on Atlantic Avenue.

Law and Code Committee – Council Member Sinneck reported on the process that has and will be taken to stream line the process in the Code/Construction Department. He reported on the issuing of permits and the fees collected through February.

Beach Committee – Council Member Bossone reported on the beach committee projects that are going on and their status as of this meeting and what is expected to happen in the near future. He reported that a bid opening for the Beach Buildings will be on the 14th looking to award that bid at the next meeting of council. He reported on the Brielle bathrooms, bid for Cushman Hauster and he reported on the sales dates of beach badges and parking passes. He reported that the Borough will be taking over the lockers and parking at Sea Watch starting this year. He reported that there will be a meeting with Army Corps of Engineers about beach replenishment program. He reported that OEM would like everyone to pay attention to the pending storm and to listen to the radio and the website. He commended the MHS on the Squan-A-Thon that was held in which they raised over \$63,000 for local children with pediatric cancer.

AUDIENCE PARTICIPATION

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

Mary Ryan, 113 Beachfront inquired about sand sifting west of the walkway not sifted north of Gee Gees. There was discussion on where the sand was or will be sifted on the North end.

Carol Hoblitzell, 403 Beachfront stated that the sand in front of the homes on the south end has not been sifted by the contractor.

There was discussion on what sand has been sifted and the 10 feet west of the walkway and the wires that are buried for the light poles.

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

Council Member Sinneck made a motion to close the regular meeting at 9:01 p.m., seconded by Council Member McCarthy. Motion carried unanimously.

Respectfully submitted,

B. Olivera

Barbara J. Ilaria
Municipal Clerk

DATE APPROVED 10-3-13