

JULY 1, 2013

Regular Meeting of Mayor and Council was convened at 8:00 p.m. on July 1, 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 read a statement regarding the recent events that have taken place at the Manasquan Board of Education involving the agendas posted for the Board of Education and capital improvement projects. He stated that this is strictly his opinion and not necessarily the council's opinion.

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, Mangan, and Olivera

Absent: McCarthy

Also present was Allen Shechter, Borough Auditor, Borough Attorney Mark Kitrick and Borough Administrator/CFO Joseph Delorio

2013 MUNICIPAL BUDGET

Alan Shechter read the following resolution.

RESOLUTION 221-2013

WHEREAS, the 2013 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 2013 budget be read by its title.

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

Mr. Shechter read the 2013 Municipal Budget by title.

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

There being no public comments, Council Member Olivera made a motion to close the public portion of the hearing, seconded by Council Member Mangan. Motion carried unanimously.

Mr. Shechter advised that he has been in touch with the Division of Local Government Services and they wanted two (2) changes in the budget (1) splitting out the total medical cost the portion that the Borough pays to opt out of medical care, which they wanted moved to a separate line within the insurance for a health benefit waiver, and (2) the beach fund \$125,000 from the Federal Disaster Loan and sending \$125,000 to the current fund where revenue is anticipated, the division wants the Borough to state they are losing \$125,000 of beach revenue and therefore the Borough is borrowing it in the current fund. He stated that there is no change in the bottom line. He stated the Division of Local Government Services advised that the budget can be adopted tonight with these changes.

Mr. Shechter read resolution 208-2013 Amending the Budget.

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

Mr. Shechter read the resolution for final adoption of the Amended 2013 Budget.

Council Member Mangan made a motion to approve the final adoption of the amended 2013 budget, seconded by Council Member Bossone. Motion carried by the following vote; "yes" Council Member Bossone, Sinneck, Donovan, Mangan, and Olivera; "no" none.

Mr. Delorio showed a brief presentation on the impact to the taxpayers.

APPOINTMENTS: Manasquan Recreation Commission

Mayor Dempsey made the following appointments to the Manasquan Recreation Commission.

Jennifer Toole – from Alternate #2 to Member for unexpired term (1/1/12 – 12/31/16)
Jeffrey Brown – from Alternate #1 to Member for unexpired term (1/1/11 – 12/31/15)
Mark Ligget – Member for unexpired term (1/1/11 – 12/31/15)
Chris Rudo – Alternate Member #1 for unexpired term (1/1/12 – 12/31/15)

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

CONSENT AGENDA

**RESOLUTION
206-2013**

BE IT RESOLVED, by the Council of the Borough of Manasquan that:

WHEREAS, refunds for Tax Title Lien Redemptions for the following properties are due on the below described property in the amount designated as follows:

BLOCK: 171 LOT: 29 NAME: Connors, Judi

PROPERTY LOCATION: 161 First Ave

AMOUNT: \$18,439.41

REASON FOR REFUND: Redemption of TTL #11-00164

REFUND CHECK TO BE MADE PAYABLE TO:

FNA JERSEY LIEN SERVICES, LLC
PO BOX 1030
BRICK NJ 08723-1030

WHEREAS, the Tax Collector has certified that the current lien holder 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
207-2013**

BE IT RESOLVED by the Council of the Borough of Manasquan that:

WHEREAS, refunds for Tax Title Lien Redemptions for the following properties are due on the below described property in the amount designated as follows:

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BLOCK: 171 LOT: 29 NAME: Connors, Judi

PROPERTY LOCATION: 161 First Ave

AMOUNT: \$8,600.00

REASON FOR REFUND: Return of Premium Paid at Tax Sale Re: Redemption of TTL #11-00164

REFUND CHECK TO BE MADE PAYABLE TO:

FNA JERSEY LIEN
LLC
PO BOX 1030
BRICK NJ 08723-1030

SERVICES,

WHEREAS, the Tax Collector has certified that the current lien holder 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 209-2013

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, that the resignation of Lauren Speirs, from part-time Clerical Employee in the Water/Public Works Department as of June 28, 2013 is hereby accepted.

RESOLUTION 210-2013

WHEREAS, on November 19, 2012, the Borough of Manasquan approved Resolution 327-2012 which authorized the Borough to apply for Hurricane Sandy National Emergency Grant; and

WHEREAS, the Monmouth County Division of Workforce Development has determined that the following candidate is eligible under the requirements set forth by the grant; and

WHEREAS, the County will reimburse such costs up to \$12,000 per individual plus fringe benefits for this temporary work;

NOW THEREFORE BE IT RESOLVED by the Borough of Manasquan hereby appoints the following individual to the Code Department as temporary office help at the rate of pay of \$12.00/hour under the agreements set by the said grant as of June 24th, 2013:

Karen Blankenship
29A Lakeview Terrace
Eatontown, NJ 07724

RESOLUTION 211-2013

WHEREAS, on November 19, 2012, the Borough of Manasquan approved Resolution 327-2012 which authorized the Borough to apply for Hurricane Sandy National Emergency Grant; and

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WHEREAS, the Monmouth County Division of Workforce Development has determined that the following candidate is eligible under the requirements set forth by the grant; and

WHEREAS, the County will reimburse such costs up to \$12,000 per individual plus fringe benefits for this temporary work;

NOW THEREFORE BE IT RESOLVED by the Borough of Manasquan hereby appoints the following individual to the Code Department as temporary office help at the rate of pay of \$12.00/hour under the agreements set by the said grant as of June 24th, 2013:

Joelle Small
39 Watson Place
Howell, NJ 07731

**RESOLUTION
212-2013**

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

WHEREAS, a refund of monies are due to the following:

NAME: J.GRIFFIN CONSTRUCTION LLC
P.O. BOX 316
SEA GIRT, NJ 08750

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: Dumpster Security

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
213-2013**

BE IT RESOLVED, that the Hon. George Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Recreation and Open Space Inventory (ROSI).

**RESOLUTION
214-2013**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
GRANTING A SALARY INCREASE TO MS. NANCY ACCIAVATTI**

WHEREAS, the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey decided to grant a salary increase to Ms. Nancy Acciavatti; and

WHEREAS, Article 8, Section 2 of the agreement between the Borough of Manasquan and the Office and Professional Employees International Union, AFL-CIO, Local 32 permits the Borough of Manasquan, at its sole discretion, to award a salary increase; and

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WHEREAS, the Mayor & Borough Council have reviewed the work performance of Ms. Acciavatti and have determined that it is appropriate to award a salary increase pursuant to Article 8, Section 2 of the aforementioned agreement; and

NOW, THEREFORE BE IT RESOLVED on the 1st day of July, 2013, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey that the Council hereby recognizes the following:

1. The Borough Council does hereby authorize a salary increase for Ms. Nancy Acciavatti of \$5,000.00, as of May 29, 2013.

**RESOLUTION
215-2013**

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

WHEREAS, a refund of monies are due to the following:

NAME: ERIC & LORELEI REID
5 GARRYFORD DR
MIDDLETOWN, NJ 07748

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: FINAL RETURN SO#43/11 STREET OPENING

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
216-2013**

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

WHEREAS, a refund of monies are due to the following:

NAME: ERIC & LORELEI REID
5 GARRYFORD DR
MIDDLETOWN, NJ 07748

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: STREET OPENING SO#44/11 38 FIRST AVE
FINAL RETURN

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.

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**RESOLUTION
217-2013**

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

WHEREAS, a refund of monies are due to the following:

NAME: TIMOTHY B. MIDDLETON, ESQUIRE
VALLEY PARK PROFESSIONAL CENTER
2517 HIGHWAY 35, BUILDING K, SUITE 101
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: STREET OPENING#57/11 FINAL
ACPOAN-SOUTH ST

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
218-2013**

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

WHEREAS, a refund of monies are due to the following:

NAME: NATIONAL SCHOLASTIC SURFING ASSOCIATION
PO BOX 422
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$400.00

REASON FOR REFUND: Beach Use Security

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
219-2013**

WHEREAS, on November 19, 2012, the Borough of Manasquan approved Resolution 327-2012 which authorized the Borough to apply for Hurricane Sandy National Emergency Grant; and

WHEREAS, the Monmouth County Division of Workforce Development has determined that the following candidates are eligible under the requirements set forth by the grant; and

WHEREAS, the County will reimburse such costs up to \$12,000 per individual plus fringe benefits for this temporary work;

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NOW THEREFORE BE IT RESOLVED by the Borough of Manasquan hereby appoints the following individual to the Department of Public Works as temporary laborer at the rate of pay of \$10/hour under the agreements set by the said grant:

Greg Peterson
10 Endrickson Place
Long Branch, NJ 07764

Wayne LeMaire
32 Aspen Lane
Manahawkin, NJ 08250

**RESOLUTION
220-2013**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the Summer Season of 2013; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 3rd day of June 2013 appoint the following Seasonal Beach Employees to work during the Summer Season, 2013:

Parking Lot Attendants:	Address	Hourly Rate
Jason Harlon	53 Magnolia Avenue, Brielle	\$9.00/10.00
Christopher Demos	302 Brielle Avenue, Brielle	\$9.00/10.00

Badge Checkers: As needed
Substitutes

Alexa Pelican	1125 Manito Road, Manasquan	\$7.50
Kelley Rahn	1208 Ivanhoe Path, Manasquan	\$7.50
Paige Blair	404 Morgan Parkway, Brielle	\$7.50

Junior Guard Instructor:

Michael Cummins	569 Perch Avenue, Manasquan	\$9.00
Corrie Grey	14 Bank Street, Princeton	\$9.00

**RESOLUTION
222-2013**

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	\$2,879,563.38 (\$2,531,009.00 School Tax/Debt)
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Water/Sewer Fund	\$226,603.13
Beach Fund	\$3488.60
General Capital Fund	\$6,222.93
Water/Sewer Capital Fund	\$0
Beach Capital Fund	<u>\$167,576.37</u>
	\$3,283,454.41

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, Sinneck, Donovan, Mangan, and Olivera, "no" none.

APPROVAL OF MINUTES

Budget Meeting Minutes March 16, 2013 (Absent None)
Special Meeting Minutes March 16, 2013 (Absent None)

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

Work Session Minutes March 18, 2013 (Absent Mangan)
Regular Meeting Minutes March 18, 2013 (Absent Mangan)

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

Budget Meeting Minutes March 23, 2013 (Absent Olivera, McCarthy)
Special Meeting Minutes March 23, 2013 (Absent Olivera, McCarthy)

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

COMMITTEE REPORTS

Parks & Public Property Committee – Council Member Olivera reported that Jersey Cares returned and completed the work that they started for the Borough which included a mural at Sea Watch, painting of Little League Building and they built a new shed. They also painted the Boy Scout house and installed a shed there. He stated that this work has been done for the Borough free of charge and that they will be coming back to finish up at the recreation annex tomorrow. He reported that a preliminary report has been submitted regarding the mold analysis which showed that the mold is negligible and he believes that there would not have to be any adverse remediation. He stated that the report is not available yet as there were issues with some flooding in the basement which has been corrected so the report can be completed without standing water in the basement.

Administration and Finance Committee – Council Member Mangan reported that contract negotiations are moving forward with the different departments. He went over the adjustments in the budget and the reasoning behind the change to the CDL as requested by the state. He reported that revenues are down across all departments with the exception of the construction department. He reported on the bike parade and Fourth of July celebration events.

Public Works Committee – Council Member Donovan reported on the Cable Television Advisory Committee and the scheduler that has been discussed is being purchased and installed this week which will allow them much greater range of television programming on the local access channels. He reported on the recreation programs which can all be found on the recreation website. He reported on other events that will be happening throughout town for the different organizations. He reported that a letter was sent to NJ Transit requesting that they clean out a large drainage pipe that runs under the tracks from Warren Avenue to Morris Lane. He reported on other projects throughout the town and the beach area. He thanked Spring Lake and Brielle for their help with equipment usage while borough trucks were down. He stated that there are 2 proposals to replace the water mains in the Willow Way area. He went over the two proposals and the prices between Black and Veatch and T&M Associates. He stated that the committee is recommending that the Borough move forward with T&M Associates as their price was lower.

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There was discussion on the proposals and the work to be done.

Council Member Bossone made a motion to have T&M Associates prepare documents for review by the council and the bid package, seconded by Council Member Mangan. Motion carried unanimously.

Law and Code Committee – Council Member Sinneck reported on the finances for the code and construction department and the number of different permits that have been issued. He reported on the changes that will be taking place with the personnel in the code construction department and the purchase of new software for the department. He reported on the sump pump ordinance.

Beach Committee – Council Member Bossone reported on the beach projects and the beach hours for beach sales. He also reported on the parking lots and the process to repair them. He reported that there are 16 lockers available at Sea Watch and are available through the Clerk's office. He thanked the MBIA for donating one of the three swing sets that will be back on the beach. He reported on the sales for the beach which are down from last year at this time. He stated that everyone needs to get the word out that Manasquan Beach is open for business.

There was discussion on the beach replenishment project and when it might be started.

Mr. Kirtick stated that he wanted to acknowledge Coastal Habitat for Humanity and a big donation from Allstate Insurance Company who were very generous to the Sandy Relief fund through Wall Cares, Inc. He stated that Allstate continues to support the town and they are planning on coming back and helping the borough out more.

AUDIENCE PARTICIPATION

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

Bob Grunder, Perrine Boulevard commented on Mallard Park and the addition of the curb on S. Potter and Perrine Blvd. and requested that paving Perrine Blvd. be part of the next phase. He thanked Joe D., Tom N., Mayor and Council Member Donovan for a job well done.

Rich Bartholomew, 121 Lake Avenue, inquired about the caustic to be introduced into the water plant and will it be permanent to keep pH balance and wanted to know if the second chemical will be used until the iron oxide is stabilized in the pipes and then the chemical will be removed.

Council Member Donovan stated that the corrosion expert stated that once the chemical is used it will be hard to stop using.

Carl Straub, 27 Willow Way, inquired about the estimates from Black and Veatch and T&M Associates.

Council Member Donovan explained why the scope of services cost were so different in price.

There was discussion on the de-snagging of the area behind the house on Willow Way and the cleaning of the culvert.

Carol Wilkens Kirkman, 22 Willow Way, thanked the Borough for continuing to move ahead on the problems in Willow Way. She also inquired about the water mains, fire hydrant shutdown, and a pot hole on Willow Way.

Heather Garrett Muly, 28 Elizabeth Avenue inquired about the power the town council has in order to stop the BOE from renovating the athletic fields.

Mayor Dempsey stated that he does not believe so as the Borough is a separate government.

Mr. Kirtick stated that essentially the Mayor is correct but that this is a hypothetical question at this point in time.

Council Member Mangan stated that there are supervisory layers of government at the State level for boards of education and for the municipalities. He stated that the amendment was presented tonight for the

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budget was given to the borough by the Division of Local Government Services who oversees the Borough's budget. He stated that the Department of Education oversees all their budgets and has the same authority to say yes or no.

Mr. Kiritrick stated that private citizens have a course of action also.

Mayor Dempsey stated that there is a County Superintendent and there is a State Commissioner of Education.

Ms. Muly pointed out to the council that along the Perrine Boulevard docks that there are a lot of sink holes.

Mayor Dempsey stated that they are aware of them.

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

Council Member Donovan made a motion to close the regular meeting at 8:55 p.m., seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,

B. Maria

Barbara J. Maria
Municipal Clerk

DATE APPROVED 10-21-13