

APRIL 7, 2014

Regular Meeting of Mayor and Council was convened at 8:39 p.m. on April 7, 2014 in Council Chambers of Borough Hall with Mayor George Dempsey presiding.

Mayor Dempsey's statement re: Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 30, 2013.

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 Donovan, Sinneck, Mangan, Olivera, and McCarthy

Absent: Council Member Bossone

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

PROCLAMATIONS:

ARBOR DAY

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees and; and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

NOW, THEREFORE, I, George R. Dempsey Jr., Mayor of the Borough of Manasquan, do hereby proclaim April 25, 2014 as

Arbor Day

in the Borough of Manasquan, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Eagle Scout – Andrew Birkhead Ware

WHEREAS, on April 6, 2014, Boy Scout Andrew Birkhead Ware from Troop 59 will be recognized by the Boy Scouts of America for successfully completing all requirements for Scouting's highest rank; and

WHEREAS, we are gathered here on this occasion, as friends, family and neighbors of Andrew Birkhead Ware to support him on his attainment of the rank of Eagle Scout and to recognize the faithful and steady path taken within the Scouting organization; and

WHEREAS, Scouting for both boys and girls, has been an integral part of our community as

APRIL 7, 2014

well as a positive influence for many years, and we note that the Boy Scouts of America are celebrating their 104th anniversary within the United States of America; and

WHEREAS, we commend Andrew on his Eagle Scout Project, for constructing a meditation garden adjacent to the Manasquan Public Library. Andrew cleared a previously overgrown area of uncontrolled weeds and ivy in order to create the 35' x 40' garden which overlooks a mural of illustrated children's book characters on the exterior of the children's wing of the library. The area includes plants, donated by various nurseries, two benches, one that is in the memory of Andrew's grandparents, Thomas and Virginia Birckhead and the other in memory of Charles DeMichele. The area also includes a Japanese maple tree planted by Manasquan Girl Scout Troop 1815, and a plaque describing the project and the acknowledgment of contributions.

WHEREAS, Andrew was able to create a beautiful, tranquil place to sit, read, to tell stories and enjoy nature. He was able to bring a new life to an area that had previously been a non useful space and create an inviting place for both children and adults of the Borough of Manasquan.

NOW, THEREFORE BE IT RESOLVED, I, George R. Dempsey Jr., Mayor of the Borough of Manasquan, on behalf of the Mayor and council and the residents of the Borough, hereby recognize and congratulate, Andrew Birckhead Ware, EAGLE SCOUT, for this outstanding accomplishment, extend to him our deepest appreciation for all of his hard work, and wish him the best in all of his future endeavors.

Eagle Scout – Bryan Patrick Wall

WHEREAS, on April 6, 2014, Boy Scout Bryan Patrick Wall from Troop 59 will be recognized by the Boy Scouts of America for successfully completing all requirements for Scouting's highest rank; and

WHEREAS, we are gathered here on this occasion, as friends, family and neighbors of Bryan Patrick Wall to support him on his attainment of the rank of Eagle Scout and to recognize the faithful and steady path taken within the Scouting organization; and

WHEREAS, Scouting for both boys and girls, has been an integral part of our community as well as a positive influence for many years, and we note that the Boy Scouts of America are celebrating their 104th anniversary within the United States of America; and

WHEREAS, we commend Bryan on his Eagle Scout Project, for refurbishing the First Presbyterian Church Office. Bryan repainted the walls, heating units and ceiling grids and replaced the ceiling tiles with new ones. To complete his service project Bryan by purchasing a large color flat screen monitor and wall mount to use as an electronic bulletin board for the church office. Bryan was able to support his service project by organizing and holding a car wash at the Manasquan Volunteer Engine Co. 2.

WHEREAS, Bryan, was able to make a substantial contribution to the First Presbyterian Church of Manasquan, their Parishioners and to the Community that the First Presbyterian Church has helped and continue to help today.

NOW, THEREFORE BE IT RESOLVED, I, George R. Dempsey Jr., Mayor of the Borough of Manasquan, on behalf of the Mayor and council and the residents of the Borough, hereby recognize and congratulate, Bryan Patrick Wall, EAGLE SCOUT, for this outstanding accomplishment, extend to him our deepest appreciation for all of his hard work, and wish him the best in all of his future endeavors.

Eagle Scout – Christian Tiong Han Thompson

WHEREAS, on April 6, 2014, Boy Scout Christian Tiong Han Thompson from troop 59. Will be recognized by the Boy Scouts of America for successfully completing all requirements for Scouting's highest rank; and

WHEREAS, we are gathered here on this occasion, as friends, family and neighbors of Christian Tiong Han Thompson to support him on his attainment of the rank of Eagle Scout and to recognize

APRIL 7, 2014

the faithful and steady path taken within the Scouting organization; and

WHEREAS, Scouting for both boys and girls, has been an integral part of our community as well as a positive influence for many years, and we note that the Boy Scouts of America are celebrating their 104th anniversary year within the United States of America; and

WHEREAS, we commend Christian on his Eagle Scout Project for the beautification of Skokos Park in Manasquan, New Jersey. Christian redesigned the layout of the bushes along the southern and western edges of the park. He strategically planted these bushes around the perimeter of the park to allow for future growth. Christian was able to secure a grant from Investors Savings Bank and negotiated the price of new bushes from Barlow's Nursery. In addition to Skokos Park, Christian was able to fulfill requests from the Borough of Manasquan Department of Public Works, and the bushes were planted in Curtis Park and Main Street; and

WHEREAS, Christian, with the help of volunteers, has brought new life to various areas of the Borough of Manasquan;

NOW, THEREFORE BE IT RESOLVED, I, George R. Dempsey Jr., Mayor of the Borough of Manasquan, on behalf of the Mayor and council and the residents of the Borough, hereby recognize and congratulate, CHRISTIAN TIONG HAN THOMPSON, EAGLE SCOUT, for this outstanding accomplishment, extend to him our deepest appreciation for all of his hard work, and wish him the best in all of his future endeavors.

BE IT FURTHER RESOLVED THAT, true and official copies of this Proclamation be spread upon the minutes of the meeting of the Borough Council held on the 7th day of April, 2014.

CONSENT AGENDA

RESOLUTION 109-2014

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. Owners & Operator:

- 1) Jameel M. Mian - Eastern Links
- 2) Timothy Kellers – Leon's Taxi NJ
- 3) Mohammed A. Malik – Road Cruisers
- 4) Michael Beer – Beer Cab Inc.
- 5) Ajay Kumar - Shri Sai Ram LLC.d/a A-One Taxi
- 6) Doreen Morris – EPIC Work & Travel LLC.
- 7) Zefar Kahn - Kahn Transportation LLC.

B. Operators

- 1) Vilbrun Marelus – Super Cab

APRIL 7, 2014

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 7th day of April, 2014, 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
110-2014**

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: KPS SONS CARPENTRY, LLC
46 PRINCETON AVE
BRICK, NJ 08724

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: TRAILER STORAGE-339 FIRST AVE

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
112-2014**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Volunteer Engine Company No. 2 has submitted the attached members that qualify under Ordinance 2005-07 Section 7 for "Exemption from the Payment of Permit Fees" these Members responded to 20% or more of the calls of the Unit or are Life Members of Manasquan Volunteer Engine Company No.2.

**RESOLUTION
113-2014**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Volunteer Engine Company #2. has submitted the attached members that qualify under Ordinance 2005- 07 "Free Season Beach Badge and Parking Permit for Certain Members of the Volunteer Fire Companies". These Members responded to 20% or more of the calls of the Unit or are Life Members of Manasquan Volunteer Engine Company No. 2.

**RESOLUTION
114-2014**

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:

APRIL 7, 2014

TO: Robert Ellsworth
143 Philadelphia Avenue
Point Pleasant Beach, NJ 08742

AMOUNT OF REFUND DUE: \$669.00

TO: Mitch Paris
61 Sleepy Hollow Drive
Brick, NJ 08724

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 with said warrant to be charged against the General Ledger.

**RESOLUTION
115-2014**

BE IT RESOLVED, that the Hon. George Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Hunter Technologies Support Agreement and Equipment Warranty for the Borough of Manasquan's phone system commencing from May 1, 2014 to April 30, 2015:

**RESOLUTION
116-2014**

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: Kevin Comerford
89 Morris Avenue
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$1,617.00

TO: Anthony Marrese
95 Fairway Avenue
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 with said warrant to be charged against the General Ledger.

APRIL 7, 2014

**RESOLUTION
117-2014**

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 therefor; and

WHEREAS, the borough council has determined that there is a need for professional services during the 2014 calendar year; and

WHEREAS, the borough council has determined to provide the need to acquire these professional services as a non-fair and open contract pursuant to the provisions of N. J. S. A. 19:44A-20.5; and

WHEREAS, the chief financial officer of the municipality has determined and certified in writing that the value of these professional services will not exceed \$17,500; and

WHEREAS, the anticipated term of these contracts are one year (April 8, 2014 to December 31, 2014); 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.

Timothy Wintrode – Public Defender

David Gardner – Alternate Public Defender

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

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 7th day of April, 2014 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 for the 2014 contract year at the agreed upon rate that is contained in the contract/proposal on file in the Clerk's Office.
3. A notice stating the nature, duration, service and the amount of this contract shall be published in the Coast Star and this resolution shall be maintained on file and available for the public inspection in the office of the municipal clerk.
4. A certified copy of this resolution shall be sent to the professionals included in this resolution.

**RESOLUTION
118-2014**

RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF MANASQUAN URGING THE NEW JERSEY LEGISLATURE AND THE GOVENOR TO ACCEPT THE INVITATION OF THE SUPREME COURT TO ENACT LEGISLATION TO ESTABLISH A NEW, MORE SENSIBLE APPROACH TO AFFORDABLE HOUSING IN OUR STATE.

WHEREAS, in 1983, the New Jersey Supreme Court decided Southern Burlington County N.A.A.C.P. v. Tp. of Mount Laurel, 92 N.J. 158 (1983)(“Mount Laurel II”) in which it not only created a

APRIL 7, 2014

body of procedural and substantive law to advance the creation of affordable housing, but also clearly announced its desire for a legislative alternative to the laws it created; and

WHEREAS, Former Governor Kean and the Legislature accepted the Supreme Court's invitation and enacted the New Jersey Fair Housing Act ("FHA") in 1985; and

WHEREAS, the FHA created the New Jersey Council on Affordable Housing ("COAH") and charged COAH with the responsibility of periodically establishing regulations to provide guidance to municipalities and other interested parties; and

WHEREAS, COAH promulgated regulations for the first housing cycle in 1986; for the second housing cycle in 1994; and for the third housing cycle in 2004 and again in 2008; and

WHEREAS, on September 26, 2013, the New Jersey Supreme Court decided In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 215 N.J. 578 (2013) in which it (a) invalidated the round three regulations adopted in 2008; and (b) charged COAH with the responsibility of adopting a third iteration of round three regulations within five months; and

WHEREAS, in apparent recognition that the Mount Laurel doctrine was in danger of crumbling under its own weight, the Supreme Court in In re Adoption Of N.J.A.C. 5:96 and 5:97 invited the Legislature and the Governor, as clearly and fervently as it could, to devise a new approach to affordable housing in our state; and

WHEREAS, as demonstrated by the following statements, the Court promised to show enormous deference to any new legislative pronouncement and indeed went out of its way to express receptivity to legislation that plainly violates longstanding principles in Mount Laurel jurisprudence:

- a. All aspects of the remedy established in Mount Laurel II are not "indispensable components of a remedy for the future." Id. at 610.
- b. It would be willing to consider an alternative to "a pre-fixed allocation of municipal obligations based on forecasted projected growth," which would be a numberless approach. Id. at 611.
- c. It would be willing to consider an alternative to imposing a Mount Laurel obligation on "all municipalities of the state within fixed periods." Id. at 605.
- d. It would be open to legislation that limits the role of the builder's remedy: "One can envision alternative approaches that, perhaps, might relegate a builder's remedy to a more reserved status among available solutions to encouragement of construction of affordable housing, reducing the political turmoil that has plagued voluntary compliance with the constitutional goal of advancing the delivery of affordable housing." Id. at 610-11; and

WHEREAS, the Supreme Court has extended the five month deadline it established in In re Adoption Of N.J.A.C. 5:96 and 5:97 and set May 1, 2014 as the deadline for COAH to propose new round three regulations, and October 22, 2014 as the deadline for COAH to adopt new round three regulations; and

WHEREAS, as a result of the foregoing facts, the Supreme Court has created a roughly seven month window of opportunity for the Legislature and Governor to enact new legislation to replace the FHA; and

WHEREAS, in the evolution of the doctrine, there has never been a greater opportunity to effectuate significant changes to the doctrine; and

WHEREAS, the failure to enact legislation could expose municipalities to overwhelming and unreasonable burdens; and

WHEREAS, in light of the above, it is essential that the Legislature and Governor seize this opportunity to enact new affordable housing laws because the present laws are fundamentally flawed.

APRIL 7, 2014

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF MANASQUAN as follows:

1. The Borough urges the Legislature to work with Governor Christie to take advantage of the opportunity to reshape and modernize the Mount Laurel doctrine by developing and enacting legislation that better protects the interests of municipalities and more reasonably balances all the competing interests.
2. Consistent with the Supreme Court's invitation, the Borough strenuously urges any new Legislation to "relegate a builder's remedy to a more reserved status among available solutions to encouragement of construction of affordable housing". Accordingly, any new Legislation should, at a minimum, impose a moratorium on all ongoing and future builder's remedy litigation to enable municipalities to comply with the standards embodied in the new statute.
3. This resolution shall be submitted to Governor Christie and our Legislators immediately.

**RESOLUTION
119-2014**

RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF MANASQUAN URGING THE NEW JERSEY COUNCIL ON AFFORDABLE HOUSING TO PROMULGATE REGULATIONS IN ACCORDANCE WITH THE SCHEDULE THE NEW JERSEY SUPREME COURT ESTABLISHED ON MARCH 14, 2014.

WHEREAS, in 1983, the New Jersey Supreme Court decided Southern Burlington County N.A.A.C.P. v. Tp. of Mount Laurel, 92 N.J. 158 (1983) ("Mount Laurel II") in which it not only created a body of procedural and substantive law to advance the creation of affordable housing, but also clearly announced its desire for a legislative alternative to the laws it created; and

WHEREAS, Former Governor Kean and the Legislature accepted the Supreme Court's invitation and enacted the New Jersey Fair Housing Act ("FHA") in 1985; and

WHEREAS, the FHA created the New Jersey Council on Affordable Housing ("COAH") and charged COAH with the responsibility of periodically establishing regulations to provide guidance to municipalities and other interested parties; and

WHEREAS, COAH promulgated regulations for the first housing cycle in 1986; for the second housing cycle in 1994 and for the third housing cycle in 2004 and again in 2008; and

WHEREAS, on September 26, 2013, the New Jersey Supreme Court decided In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 215 N.J. 578 (2013) in which it (a) invalidated the round three regulations adopted in 2008; and (b) charged COAH with the responsibility of adopting a third iteration of round three regulations within five months; and

WHEREAS, COAH failed to meet the five month deadline, but applied to the Supreme Court for an extension of that deadline; and

WHEREAS, on March 14, 2014, the Supreme Court granted COAH's application for an extension, but established the following deadlines for COAH to follow to adopt new round three regulations:

1. By May 1, 2014, the COAH Board must meet and formally approve proposed new Round 3 rules in accordance with the Supreme Court's September 26, 2013 opinion. These new rules should provide the "fair share" numbers for all towns in New Jersey.
2. COAH must forward the proposed new rules to the Office of Administrative Law (OAL) for publication in the June 2, 2014 New Jersey Register.
3. COAH must permit comments on the proposed new regulations until August 1, 2014.
4. By October 22, 2014, COAH must adopt the new rules.

APRIL 7, 2014

5. COAH must transmit the adopted new rules to the OAL for publication in the New Jersey Register no later than November 17, 2014.

WHEREAS, pursuant to this March 14, 2014 Order, the Supreme Court stated that if COAH fails to abide these deadlines, it would consider applications for relief that may include exposing municipalities to builder's remedy lawsuits on a case-by-case basis; and

WHEREAS, the Supreme Court suggested that municipalities could pay the price for COAH's failure to do its job in a timely fashion apparently because the Court viewed municipalities as somehow responsible for COAH's delays; and

WHEREAS, the Borough wishes to extinguish any perception that it has directly or indirectly supported the delays by COAH to meet the deadlines the Court has established; and

WHEREAS, to the contrary, the Borough wishes to make it absolutely clear that it urges COAH to meet the deadlines the Court has established.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF MANASQUAN as follows:

1. The Borough strenuously urges COAH to comply with the deadlines the Supreme Court established in its March 14, 2014 decision with respect to the adoption of proposed regulations and the handling of comments with respect thereto.
2. If new Mount Laurel legislation is not enacted by the October 22, 2014 deadline the Supreme Court has established as the deadline for COAH to adopt new round three regulations, the Borough further urges COAH to formally adopt its new Round 3 regulations by this deadline in order to avoid the Supreme Court's consideration of a remedy that may include authorization to file builder's remedy lawsuits.
3. This resolution shall be submitted to the New Jersey Council on Affordable Housing immediately.

**RESOLUTION
120-2014**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the Summer Season of 2014; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 7th day of April, 2014 appoint the following Seasonal Beach Employees to work during the Summer Season, 2014:

| Office Staff Supervisors: | Address | Hourly Rate |
|---------------------------|---------------------------------|-------------|
| Laurie Brandon | 204 Osprey Avenue, Bay Head | \$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 |
| Brandon Wall | 14 Roslyn Drive, Tinton Falls | \$10.00 |

Beach Patrol Supervisors:

APRIL 7, 2014

| | | |
|-----------------|-----------------------------------|---------|
| Frank Cavalieri | 16 Rosewood Crt. Spring Lake Hts. | \$15.00 |
| Michael Hurden | 2559 Collier Road, Manasquan | \$15.00 |

Beach EMT:

| | | |
|-------------|--------------------------------|---------|
| Tom Hartman | P.O. Box 471, Colts Neck | \$12.50 |
| Gerry Hall | 30 Marcellus Avenue, Manasquan | \$12.50 |

**RESOLUTION
121-2014**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, that the resignation of Felicia Pappalardo, from the position as a Class II Special Officer as of March 16, 2014 is hereby accepted.

**RESOLUTION
122-2014**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of producing construction plans, contract documents, bid support, construction administration and construction observation for the Borough of Manasquan Pump Station Elevation Project for an amount not to exceed \$24,950.00 for the service outlined in a proposal dated April 1, 2014.

**RESOLUTION
123-2014**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
APPOINTING LAURA ENGLER AS PART TIME KEYBOARDING
CLERK 1 IN THE MANASQUAN DEPARTMENT OF PUBLIC
WORKS**

WHEREAS, due to a resignation, the Borough of Manasquan ("Manasquan") Department of Public Works is in need of a part-time Keyboarding Clerk I; and

WHEREAS, Borough Superintendent Thomas Nicastro has reviewed the candidates for the position of part-time Keyboarding Clerk 1; and

WHEREAS, the Borough Superintendent has recommended that the Borough of Manasquan appoint Laura Engler part-time Keyboarding Clerk 1.

NOW, THEREFORE BE IT RESOLVED on the 7th day of April, 2014, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Ms. Laura Engler is appointed to part-time Keyboarding Clerk 1.
2. The salary for this position is \$12.00 per hour.
3. The effective date of this appointment is April 7, 2014

APRIL 7, 2014

4. A certified copy of this resolution shall be sent to:

Ms. Laura Engler
80 S. Farragut Avenue
Manasquan, NJ 08736

**RESOLUTION
124-2014**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan First Aid Squad, INC. has submitted the attached members that qualify under Ordinance 2005-07 "Free Season Beach Badge and Parking Permit for Certain Members of the Manasquan First Aid Squad." These members responded to 20% or more of the calls of the Unit or are Life Members of the Manasquan First Aid Squad.

**RESOLUTION
125-2014**

BE IT RESOLVED, that the Hon. George R. Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the First Amendment to the Consulting Services Agreement with Nicholas H. Teetelli Consulting Services for the purpose of providing monitoring services of the sand sifting and its placement on Manasquan Beach, commencing April 7, 2014 on a as needed basis.

**RESOLUTION
126-2014**

BE IT RESOLVED, that the Honorable George Dempsey, Jr., Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Memorandum of Agreement and execute the contract between the Borough of Manasquan and the Office & Professional Employee AFL-CIO Local 32.

**RESOLUTION
127-2014**

WHEREAS, the Borough of Manasquan is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Council are desirous of selling said surplus property in an "as is" condition without express or implied warranties; and,

WHEREAS, the Borough of Manasquan has determined that surplus items including but not limited to, various vehicles, equipment and sundry items listed on Schedule A attached to this resolution are property no longer needed for public use; and

WHEREAS, the State of New Jersey permits the sale of surplus property no longer needed for public use through the use on an online auction services, pursuant to the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 2001, c.30 and pursuant to Local Finance Notice 2008-9; and

WHEREAS, the Borough of Manasquan has the property listed in schedule A, attached to this Resolution, and desires to sell this property online.

APRIL 7, 2014

NOW, THEREFORE, BE IT RESOLOVED by the Borough of Manasquan's Governing Body that the Borough of Manasquan is hereby authorized to post an offer to sell the items listed on schedule A, on an auction website as follows:

Online Auction Site: www.govdeals.com - New Jersey State Contract A83453/T#2581

Length of Auction: 10 Days.

Start Date: Thursday, April 10, 2014 (see schedule A)

End Date: Tuesday, April 22, 2014 (see schedule A)

Right to Re-Auction: In certain circumstances there may be a need to re-auction an item listed for sale. Some reasons for this may include, but are not limited to a reserve not being met, a default by a winning bidder, or discovery of misrepresentation in the description of an item. In the event this does happen the item may not necessarily be advertised again, but all bidders and bid watchers for that particular item will be automatically notified by email of the change in auction date and time.

Auction Fees: 7.5% of the winning bid amount, paid through proceeds of the sale.

Shipping: All shipping arrangements and shipping costs are the responsibility of the buyer.

Item pickup location: Public Works Borough Garage, Iroquois Road, Manasquan, New Jersey, 08736.

Possession: Within 10 business days (excluding holidays) of winning bid and at pickup location during the Department of Public Work's business hours.

Other Terms: All items are being sold "as is, where is" without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property. Payment by the bidder must be submitted to the Borough of Manasquan within 5 business days (excluding holidays) of winning the bid. Pickup of items auctioned must be made within 10 business days (excluding holidays) of winning bid unless other arrangements have been made prior.

Minimum Bid: There is no minimum bid and no reserve requirements for the vehicles to be auctioned (THIS SECTION TO BE REVIEWED) The Borough reserves the right to accept or reject any bid submitted.

SCHEDULE A – VEHICLES AND EQUIPMENT

| Auction # | Year | Make/Model | VIN | Bid Start | Bid Stop |
|-----------|------|-------------------------|------------------------------|-----------|----------|
| | 1990 | Truck #3 Chevy Dump | 1GBP7 H1M6L I201673 | | |
| | 1998 | Truck #5 Dodge Rack | 3B6MF 3657W M250804 | | |
| | 2001 | Unit #18 Ford Utility | 1FDAF 56F41 EA80012 | | |
| | 1971 | Tractor - Ford | B-1022B | | |
| | 1997 | Sander - Air Flow | SERIAL # 7854 | | |
| | 1999 | Grasshopper | SERIAL # 492137 | | |
| | 1988 | CH&E Pump (Green Pump) | SERIAL # P88 / MODEL # 2806T | | |
| | 2005 | Weston 8.5 Unit 20 Plow | NO SERIAL # | | |

APRIL 7, 2014

| | | | | | |
|--|------|--------------------------------|------------------------|--|--|
| | 1998 | Weston 8 Truck 8 Plow | NO SERIAL # | | |
| | 1998 | Weston 8.5 Truck 7 Plow | NO SERIAL # | | |
| | 1992 | Ford Sickle Bar Attachment | 9216033 | | |
| | 2001 | Ford Police Car | 2FAFP 71W41 X168234 | | |
| | 2008 | Ford Police Car | 2FAHP 71V48 X170494 | | |
| | 2004 | Dodge Durango Police SUV | 1D4HB 38N9F 199330 | | |
| | 2006 | Ford Code Car (Old Police Car) | 2FAHP 71W36 X165485 | | |
| | 2005 | Weston 8.5 Unit 20 Plow | NO SERIAL # | | |
| | 1998 | Weston 8 Truck 8 Plow | NO SERIAL # | | |
| | 1998 | Weston 8.5 Truck 7 Plow | NO SERIAL # | | |
| | 1992 | Ford Sickle Bar Attachment | 9216033 | | |
| | 2001 | Ford Police Car | 2FAFP 71W41 X168234 | | |
| | 2008 | Ford Police Car | 2FAHP 71V48 X170494 | | |
| | 2004 | Dodge Durango Police SUV | 1D4HB 38N9F 199330 | | |
| | 1998 | DARE CAR | 2FAFP71W6W X154598 | | |
| | 2009 | Police Car #5 | 2FAHP71V79 X142593 | | |
| | 1996 | OEM Truck | 1B7JF26Y6T5709343 | | |
| | 2007 | Code Car | 2FAHP71W87 X162289 | | |

SCHEDULE A - OTHER MISCELLEANOUS ITEMS

| Auction # | Item & Description | Bid Start | Bid Stop |
|-----------|--|-----------|----------|
| | Calculator/Adding Machines (4) – - Sharp EL-1197GIII - Sharp EL-2630GII - Casio PR101 - Swintec 4500DP | | |
| | Misc. Microphone Wires | | |
| | 1 PRO STAT alternator # 8267810 | | |
| | 1 Kodak Easy Share Digital camera Z7125 w/ case | | |
| | 1 gold Chain | | |
| | 1 silver ring with crown engraving | | |
| | 1 4GB IPOD color silver with case | | |
| | 1 woman's ring with unknown stones | | |
| | 1 men's 14k gold ring | | |
| | 1 gold plated heart bracelet | | |

APRIL 7, 2014

| | | | |
|--|--|--|--|
| | 1 iPhone with case | | |
| | 1 Michael Kors wallet | | |
| | 1 Bill Bong Wallet. | | |
| | Dell Laser Printer 5100CR & Extra Tray Assembly | | |
| | Smith Corona Typewriter Deville 650 | | |
| | Cannon IP 6310D Printer | | |
| | HP DeskJet 842C | | |
| | HP Office Jet K80xi, printer/scanner/fax/copier | | |
| | OK Microline 590 24pin Printer | | |
| | Meridian Office Phone (broken) and accessories | | |
| | Various Office Accessories – <ul style="list-style-type: none">- wall attached forms rack- phone elevation shelves- various file folder separators | | |
| | Various Office Desk Chairs (5) | | |
| | Lifestyle Upright Exercise Cycle Model HR | | |
| | 1 Lifestyle Recumbent Exercise Cycle Model HR | | |
| | 1 Lifestyle Recumbent Exercise Cycle Model HR | | |
| | 1 Lifestyle Recumbent Exercise Cycle Model 9500R | | |
| | 1 Lifestyle Recumbent Exercise Cycle Model 9500R | | |
| | 1 Lifestyle Steppers Model 9500 | | |
| | 1 Lifestyle Steppers Model 9500 | | |
| | 1 Cybex Recumbent Exercise Cycle | | |

**RESOLUTION
128-2014**

WHEREAS, the Borough of Manasquan is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Council are desirous of selling said bicycles in an “as is” condition without express or implied warranties.

WHEREAS, the Borough of Manasquan Police Department has determined that said bicycles/ items have come into the possession of the Manasquan Police Department by finding or being recovered from theft or robbery, and which have remained in possession of the Police Department for six (6) months or more and the owner or owners are unknown and cannot be found or refuse to receive same under the surplus items including but not limited to, various bicycles pursuant to the authority of N.J.S.A. 40A: 14-157as listed on Schedule B attached to this resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Borough of Manasquan’s Governing Body that the Borough of Manasquan is hereby authorized to conduct a public auction to sell the items listed on Schedule B as follows:

- (1) The Public Auction shall take place on Saturday, May 17, 2014 at 11:00 a.m. in the Public Works Borough Garage, Iroquois Road, Manasquan, New Jersey. **RAIN OR SHINE;**
- (2) No warranties shall be attached, implied and/or expressed to the items auctioned on this date. All items will be sold in “AS IS CONDITION.” All sales will be final.
- (3) Successful bidders shall be required to pay the total bid price in cash at the time of sale and immediately remove the property from the Borough’s Garage.

APRIL 7, 2014

(4) That a Representative of the Borough of Manasquan Public Works Department be authorized to sell at auction bicycles in the possession of the Manasquan Police in accordance with the Notice of Public Sale attached hereto which is to be published in The Coast Star.

**RESOLUTION
129-2014**

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 Public Works Committee that the Change Orders for the Contract listed below be and is hereby approved.

TITLE OF JOB: Water Treatment Plant Site Improvements
CONTRACTOR: Mark Woszczak Mechanical Contractors Inc.
ENGINEER: T&M Associates
11 Tindall Road
Middletown, NJ 07748

MODIFICATION NO. 1

Remove soil trucked to the site by the Borough of Manasquan. Twenty two (22) loads of fill were removed from the site.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$3,635.00

MODIFICATION NO. 2

Installation of a new custom drainage inlet at the entry of the WTP at the North Entrance.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$3,900.00

MODIFICATION NO. 3

Emergency work performed at the WTP. Site was graded for storm rain water to run away from adjacent property owners.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$2,334.00

MODIFICATION NO. 4

Additional excavation from a drainage swale installed to the east side of the property.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$ 800.00

MODIFICATION NO. 5

Emergency work at the WTP. Site was re-graded with topsoil, seed, fertilizer and lime. Elevated water storage tank overflowed and washed away all pervious landscaping at finished site.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$3,829.75

APRIL 7, 2014

MODIFICATION NO. 6

Complete drainage system and site improvement for the WTP to remediate T&M plan. Total billing \$52,615.00 and quotes obtained by T&M. Portion due from Borough, \$18,198.50. Balance paid by T&M.

AMOUNT OF CHANGE FOR THIS RESOLUTION: \$18,198.50

TOTAL AMOUNT OF ALL CHANGE ORDERS: \$32,597.25

All bill on file in the Finance Office. This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

**RESOLUTION
130-2014**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
APPOINTING ANNA M. KUNTZ AS PART-TIME TEMPORARY
VIOLATIONS CLERK**

WHEREAS, the Borough of Manasquan is desirous of appointing a Seasonal Part-Time Violations Clerk for the Summer Season of 2014; and

NOW, THEREFORE BE IT RESOLVED on the 7th day of April, 2014, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Anna M. Kuntz is appointed Temporary Part-Time Violations Clerk.
2. Salary rate shall be \$15.00 per hour.
3. The one court day temporary work effective date is April 16, 2014, if necessary as determined by the Court Administrator.
4. The seasonal work effective date of this appointment is May 6th, 2014.
5. A certified copy of this resolution shall be sent to:

Anna M. Kuntz
2005 Parkview Terrace
Spring Lake, NJ 07712

**RESOLUTION
131-2014**

**RESOLUTION AWARDING A CONTRACT FOR THE SQUAN PLAZA
LIGHTING PROJECT IN THE BOROUGH OF MANASQUAN, COUNTY OF
MONMOUTH STATE OF NEW JERSEY**

WHEREAS, public bids were advertised for and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for the Squan Plaza Lighting Project; and

WHEREAS, two bids for this project were submitted, and

WHEREAS, the lower of the two bids are:

Manasquan Lighting

\$46,460.00

APRIL 7, 2014

Sodom's Electric, Inc.

\$63,940.00

WHEREAS, Manasquan Lighting submitted a base bid in the amount of \$46,460.00; and

WHEREAS, the Borough Engineer has determined the bid by Manasquan Lighting complies with the bid specifications and includes all required documentation and has recommended the award of the bid; and

WHEREAS, the Borough Council has determined, for the reasons set forth below, that the bid of Manasquan Lighting is a responsive and responsible bid; and

WHEREAS, the Borough Council is desirous of awarding a contract to Manasquan Lighting for the bid in the amount of \$46,460.00 for the project;

NOW, THEREFORE BE IT RESOLVED on the 7th day of April, 2014, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. This Bid award is subject to the review and approval of the Bid documents by the Manasquan Borough attorney.
2. Subject to the above condition, a contract in the amount of \$46,460.00 is awarded to Manasquan Lighting for this project.
3. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with Manasquan Lighting.
4. A certified copy of this resolution shall be sent to:

Manasquan Lighting
126 Main Street
Manasquan, NJ 08736

**RESOLUTION
132-2014**

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 2014 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the Total Temporary Budget Appropriations, including this amendment resolution is \$3,951,257.11 Current Budget is \$2,547,634.42, Water/Sewer Utility Budget is \$987,249.89 and Beach Utility Budget is \$416,372.80

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 57-2014 and 106-2014 with the following appropriations:

2014 TEMPORARY BUDGET AMMENDMENT

| CURRENT BUDGET | Other Expenses |
|--------------------------------|----------------|
| Administrator O/E | 4,000.00 |
| Historian O/E | 100.00 |
| Planning Board O/E | 500.00 |
| Code Enforcement O/E | 800.00 |
| Liability Insurance | 23,550.31 |
| Workers Compensation Insurance | 15,343.58 |

APRIL 7, 2014

| | |
|--|-----------------------|
| Group Health Insurance | 200,000.00 |
| Streets and Roads O/E | 2,500.00 |
| Solid Waste O/E | 20,000.00 |
| Utilities | 7,000.00 |
| PERS | 108,060.00 |
| PFRS | 406,206.00 |
| Snow Removal – Brielle/Sea Girt | 15,000.00 |
| Contractual-Mandated 911 | 6,592.77 |
| Tactical Teams (SWAT) | 1,000.00 |
| Private Library Budget Contribution | 25,109.00 |
| Payment of Bond Principal – MCIA | 399.44 |
| Interest on Bonds | 10,575.00 |
| NJ Environmental Infrastructure Loan – Principal | 23,347.32 |
| Total Current Budget | |
| WATER/SEWER BUDGET | Other Expenses |
| SMRSA – Contractual | 260,282.48 |
| Payment of Bond Principal | 82,618.42 |
| Interest on Bonds | 29,312.50 |
| PERS | 99,238.49 |
| Total Water/Sewer Budget | |
| BEACH BUDGET | Other Expenses |
| PERS | 13,231.80 |
| Total Beach Budget | 13,231.80 |

**RESOLUTION
133-2014**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of the Manasquan Seawatch Restaurant building as follows:

- Task 1.0 Preliminary Research and Programming \$13,800
- Task 2.0 Final Designs and Bidding \$39,000
- Task 3.0 Construction Administration \$22,100

for a total amount not to exceed \$74,900.00 for the service outlined in a proposal dated April 4, 2014.

AND BE IT FURTHER RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the borough authorizes Task 1.0 with the provision that each subsequent task shall require additional authorization subject to the recommendation of the Governing Body.

**RESOLUTION
134-2014**

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 authorize 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.

APRIL 7, 2014

| | |
|--------------------------|------------|
| Current Fund | 201,199.95 |
| Water/Sewer Fund | 280,138.53 |
| Beach Fund | 55,561.46 |
| General Capital Fund | 13,576.82 |
| Water/Sewer Capital Fund | 749.55 |
| Beach Capital Fund | 15,942.80 |

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

**RESOLUTION
111-2014**

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: SED SPECIAL CHILDRENS COMMITTEE
SOUTHEAST DISTRICT S.C.C
167 STOWE STREET
TOMS RIVER, NJ 08753

AMOUNT OF REFUND DUE: \$400.00

REASON FOR REFUND: Beach Use Security-ELKS PLUNGE

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.

Council Member McCarthy made a motion to approve resolution 111-2014, seconded by Council Member Sinneck. Motion carried by the following vote "yes" Council Member Sinneck, Donovan, Mangan, and McCarthy, "no" none. Council Member Olivera abstained.

ORDINANCES

The Borough Attorney read the title of ordinance 2152-14 for first reading and introduction.

**AN ORDINANCE FIXING THE SALARY RANGE AND
COMPENSATION FOR CERTAIN EMPLOYEES OF
THE RECREATION DEPARTMENT**

Council Member Donovan made a motion to introduce ordinance 2152-14, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough Attorney read the title of ordinance 2153-14 for first reading and introduction.

**ORDINANCE TO AMEND SECTION 7-2 CLOSING OF STREETS
AND ESTABLISH SUB-SECTION 7-2.3 OF CHAPTER 7**

APRIL 7, 2014

**(TRAFFIC) OF THE BOROUGH OF MANASQUAN TO
TEMPORARILY CLOSE RIDDLE WAY FROM MAY 1ST TO
SEPTEMBER 30TH.**

Council Member McCarthy made a motion to introduce ordinance 2153-14, seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough Attorney read the title of ordinance 2154-14 for first reading and introduction.

**ORDINANCE PROVIDING FOR VARIOUS STORM RELATED
IMPROVEMENTS THROUGHTOUT THE BOROUGH OF
MANASQUAN INCLUDING BUT NOT LIMITED TO MAC'S
POND, 4TH AVENUE GARAGE, BOROUGH HALL POLICE
ANTENNNA AND HANCOCK PARK AND OTHER RELATED
IMPROVEMENTS IN THE BOROUGH OF MANASQUAN,
MONMOUTH COUNTY, NEW JERSEY, APPROPRIATING
\$47,000.00 THEREFORE AND AUTHORIZING THE USE OF
CAPITAL IMPROVEMENT FUNDS OF THE BOROUGH FOR
FINANCING SUCH APPROPRIATION**

Council Member Sinneck made a motion to introduce ordinance 2154-14, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

The Borough Attorney read the title of ordinance 2150-14 for second reading and final hearing.

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 35
(ZONING), SECTION 35-3.1 (DEFINITIONS) AND SECTION 35-11
(SUPPLEMENTARY LOT, HEIGHT AND YARD
REQUIREMENTS)**

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

There being none Council Member Donovan made a motion to close the public portion, seconded by Council Member Sinneck. Motion carried unanimously.

Council Member Sinneck made a motion to pass and publish ordinance 2150-14 according to law, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Sinneck, Mangan, Olivera, and McCarthy. "No" Council Member Donovan.

The Borough Attorney read the title of ordinance 2151-14 for second reading and final hearing.

**ORDINANCE AMENDING CHAPTER 26 (PERSONNEL) TO
CREATE SECTION 26-26 OF THE BOROUGH OF MANASQUAN
CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF
MONMOUTH, STATE OF NEW JERSEY**

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

There being none Council Member Donovan made a motion to close the public portion, seconded by Council Member Sinneck. Motion carried unanimously.

Council Member Donovan made a motion to pass and publish ordinance 2151-14 according to law, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Sinneck, Donovan, Mangan, Olivera, and McCarthy. "No" none.

APPROVAL OF MINUTES

APRIL 7, 2014

March 1, 2014, Budget Meeting

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

March 3, 2014 Work Session and Regular Meeting

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

March 17, 2014 Work Session and Regular Meeting

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

COMMITTEE REPORTS

Public Property and Parks Committee – Council Member Olivera reported that Parks Day is on Saturday and there will be a rain date in case of inclement weather and that everyone is invited out to meet the committee at certain parks throughout town. He went over the schedule of the parks that will be visited and advised that he is looking forward to the residents coming out and talking to them.

Public Safety & Recycling – Council Member McCarthy reported that he and the Mayor attended a dinner on Saturday evening for Fire Company No. 1 and the Mayor gave a very nice proclamation to Bill Heulitt one of the firefighters in town for 70 years of service. He reported that the police officers will be attending firearms training and qualifications. He advised that after speaking with Chris Tucker OEM Coordinator the town might be able to save some money by OEM donating an antenna.

Administration and Finance Committee – Council Member Mangan reported that the introduction of the budget is on April 21, 2014 and final adoption is scheduled for May 19, 2014. He thanked the Ladies Auxiliary from #2 for the Easter Bunny lunch and that is a great thing that they do for the young kids and families. He stated that he attended his first Eagle Scout Court of Honor in Manasquan and it was a great event. He went over the two resolutions that are on the agenda for COAH. He reported on the on-line auction that was headed up by the Administrator and this is also part of the best practices for state aid. He advised that the Manasquan Tourism will have their summer kick off on May 22, 2014 at 6 p.m. at Leggett's with a ribbon cutting at Main Beach before and tickets are on sale throughout town at certain businesses.

Public Works Committee – Council Member Donovan reported that public works is still filling pot holes and making repairs due to the severe winter, installation of snow fence has been completed on the beach, curb side brush and leaf pickup is this week, hydrant flushing will begin on April 14 at night and if there are any problems with discolored water residents should let the water run for a while and it should clear up. He also reported that the Environmental Commission is sponsoring a rain barrel workshop tomorrow at 6 p.m. at the Recreation Annex, 67 Atlantic Avenue and pre-registration is required and the information is available on the borough website. He stated that the commission is also working with Monmouth County Recycling office presenting a home composting workshop on April 24 at 7 p.m. at the Recreation Annex and pre-registration is required and also available on the website. He advised that there will be a beach sweep in conjunction with Clean Ocean Action on April 26 at the Riddleway Gazebo from 9 a.m. to 12:30 p.m. and there will be a free paper shredding event for Manasquan residents with a tentative date of May 24 from 9 a.m. to 12 p.m. at the Fourth Avenue parking lot.

Law and Code Committee – Council Member Sinneck reported that the back log in the Code department has been caught up and things are running smoothly and moving forward.

AUDIENCE PARTICIPATION

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

Mary Ryan, 113 Beachfront inquired about the ordinance for Riddleway and if it was the NJDOT who suggested that it be open for 9 months and closed for 3 months or was it the decision of the council.

APRIL 7, 2014

Mayor Dempsey stated that the NJDOT came up with the temporary closure.

Ms. Ryan stated that she disagrees with the concept of closing Riddleway and thanked whoever was responsible for the temporary closure.

Council Member Mangan stated that this is a good compromise.

Mark Kitrick stated that it was a NJDOT recommendation and Mr. Rooney has provided pursuant to the request from DOT an Engineering Certification in support of this decision which is required in order to proceed with the ordinance.

Pam Patullo, Yellow Daisy owner inquired about the Historical Society Flea Market which is scheduled for June 1 and wanted to know if the Plaza will be ready for events by then.

There was discussion about the event being held at Mallard Park and DCI (Recreation Annex) parking lot.

Council Member Donovan 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 9:11 p.m. seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,

B. Ilaria

Barbara J. Ilaria
Municipal Clerk

DATE APPROVED 5-19-14