

APRIL 16, 2012

A Work Session Meeting of Mayor and Council was convened at 7:00 p.m. on April 16, 2012 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey related that this meeting is being held in accordance with the Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 7, 2011.

ROLL CALL: Present: Council Members Bossone, Donovan, Grasso, Mangan and McCarthy.

Absent: Council Member Connolly

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

ITEM #1 Use of Borough Property

- PBA Fishing Contest – Mac’s Pond – May 5, 2012

Council Member Donovan made a motion to approve this request, seconded by Council Member Mangan. Motion carried unanimously.

- Coin Toss – Manasquan Hook & Ladder – May 26, June 30, August 25, 2012

Council Member Mangan made a motion to approve this request, seconded by Council Member McCarthy. Motion carried unanimously.

- Jersey Shore Relay – Request for placement of Johnny on the Spot

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

- Little League Parade – April 28, 2012

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

ITEM #2 Bluegrass Music – Heidi Pohle – Inlet Pavilion – 6/21, 7/12, 8/16/2012

Mayor Dempsey stated that the Municipal Clerk is looking for guidance with the request. Is there a fee of \$100 and does the \$400 need to be posted?

There was discussion on the use of the Beach area for Bluegrass Music and the dates to be used.

It was recommended that the dates be changed to Wednesdays.

Heidi Pohle, 285 Euclid Ave., went over her accomplishments for the council.

Council Member Bossone made a motion to approve the request with the Wednesday dates being used, seconded by Council Member Mangan. Motion carried unanimously.

There was discussion on the amount to be paid.

Council Member Donovan made a motion to waive the \$100 fee, seconded by Council Member Mangan. Motion carried unanimously.

There was discussion on insurance coverage.

It was recommended that Ms. Pohle be sponsored by Tourism so that she would be covered under the Borough Policy.

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Council Member Mangan stated that there is a Tourism meeting this week and he will bring up this event with the committee.

ITEM #3 Update - Town Wide Garage Sale

Mr. DeIorio stated that everything is set up for the town wide garage sale. He advised that the Preston Miller Way will be used for those residents that are restricted from having garage sales on their street. He advised that bulk pick up is the following week so items can be put out for pick up starting on Monday.

ITEM #4 Liquor Licenses – Fee Change

Mr. DeIorio stated that it was brought to his attention that the Borough has the ability to increase the liquor license fees. He advised the council that whatever the council decides to do will take affect next year. He advised that there are 3 types of liquor license fees; Club License fee is \$150 with a maximum of \$188; Plenary Retail Consumption License fee is \$2,400 with a maximum of \$2,500; and a Distribution License fee is \$1,800 with a maximum of \$2,500. He stated that under the 3 different categories if the council decides to raise the fees to the maximum there would be a net gain for Club Licenses of \$152, Retail Consumption Licenses of \$700 and Distribution Licenses of \$1,400.

Mayor Demspey stated that if the fees are to be changed it should be done before the end of the year.

ITEM #5 Planning Board – Master Plan Changes

Council Member McCarthy is having a review and analysis of the Master Plan at the second meeting in May. He advised that there has been some meeting with the Technical Review Committee, Mr. DeIorio and Mr. Kitrick concerning some issues and concerns brought by the members of the planning board. He stated that the committee and Mr. DeIorio are going to meet to address some of the concerns that have been brought by the planning board members as well as some of the staff concerning abandonment of pre-existing nonconforming uses, expansion of a pre-existing nonconforming uses and the issues of flag lots. He stated that Wall has a statement in there preamble to the Master Plan that flag lots are inherently inconsistent with the planning ideas of the borough.

Council Member Mangan stated that the statement that Wall has in its Master Plan says it all.

Council Member Bossone agreed with Council Member Mangan.

Council Member McCarthy stated that he will have a meeting and bring the thoughts and ideas of the committee to the full council at the next meeting.

Mr. Kitrick stated that the definitions would be refined for some of the topics.

ITEM #6 Street Opening Security Deposits – Discussion

Mr. DeIorio stated that there are outstanding escrows for street openings. He went over the process for a street opening and how the escrow is kept by the Borough. He recommends having a provision where if sufficient notification is made to the property owner and they do not respond that the Borough would be able to keep the escrow money. He stated that if the council is in favor of this then he would have an ordinance drafted allowing the Borough the ability to keep those fees if the property owner or permit holder does not respond.

Council Member Mangan asked what the proposed length of time.

Mr. DeIorio stated that after the year period expires the Borough makes final notification through a certified mail and regular mail and if they do not respond after that then the money would come to the Borough.

ITEM #7 Change in Municipal Police Fines

Mr. DeIorio stated that the fine for the dogs on the beach is \$150 and upon review of the fines with the municipal court it was found that some of the fines were not in line with Belmar. He stated that his recommendation would be to increase the fines that would affect the quality of life.

Council Member Donovan asked if this would be an ordinance with fines for every municipal ordinance violation.

Mr. DeIorio stated that could be done but the ones that stand out are the ones that police related and some do not need changes at all. He stated that this will be reviewed over the next 30 days and then an ordinance will be drafted.

ITEM #8 Review of Resolutions for Consideration at the Regular Meeting

Mayor Dempsey asked if there were any questions regarding the resolutions that are on the agenda for the regular meeting.

There were none.

AUDIENCE PARTICIPATION

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

Marilyn Jacobson, 59 McLean Ave. wanted to know the time frame for the Bluegrass Music as it relates to the noise ordinance.

Mayor Dempsey stated that it would start at 8 p.m. and ends at 9:30 p.m.

Ms. Jacobson stated that she is assuming that something like that the residents that are in close proximity to that would have no say in whether they want to hear bluegrass music three times. She wanted to know if they were going to have electric guitars or anything like that.

Council Member Donovan stated that are requesting electricity for a microphone only.

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

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.

Council Member McCarthy made a motion to close the work session meeting at 8:00 p.m., seconded by Council Member Mangan. Motion carried unanimously.