

MAY 18, 2015

A Work Session Meeting of Mayor and Council was convened at 7:01 p.m. on May 18, 2015 in Council Chambers of Borough Hall with Mayor 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 18, 2014 and January 5, 2015.

ROLL CALL: Present: Council Members Lee, Sinneck, Donovan, Mangan, Olivera, and McCarthy

Absent: Council None

Council Member McCarthy arrived at 7:13 p.m.

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

ITEM #1: Use of Borough Property

- Manasquan Hook & Ladder Flea Market – Plaza – September 6 (rain 9/7)

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

- Manasquan Music & Dance – Curtis Park – Wednesdays in July & August

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

ITEM #2: Edgar's Renovation-Litigation - Update

James Kinneally, attorney for Edgar's Pub advised that the litigation is settled in Sea Girt, settlement papers are in circulation, building is not changing as a result of the settlement, parking lot will change slightly with a drywell and there are other minor items dealing with security. Mr. Kinneally stated that initially when he was asked to be put on the agenda he asked to be put on as hearing to expand the liquor license to allow for the service of beverages on the rooftop. He advised that he spoke to Mr. Kitrick and he wrote a letter spelling out what Edgar's wanted to do and notice was put in the Asbury Park Press so the public would be on notice. He stated that he then received a message from Mr. Kitrick last week indicating that the expansion was not going to happen on Monday but the council wanted an update on the litigation. He stated that he believes that Edgar's is close to a temporary CO and he stated that he is afraid that they will get a temporary CO and be unable to open because permission was not granted to serve drinks on the rooftop.

Mr. Kitrick stated that one of the requirements was to have, at the very least, a temporary certificate of occupancy and the building is not there yet. He stated that during the course of the litigation there was a matter worked out so they could proceed at their own risk with construction. He stated that the construction is not at a point where a CO can be issued.

Mr. Kinneally stated that he wished that he had known this information when the request was made because it was discussed that as soon as the litigation was over they would like to move forward with the liquor license hearing.

Mr. Kitrick stated that part of the issue is that the construction has not gone as quickly as was anticipated.

Mr. Kinneally stated that his clients still anticipate being barely ready for this weekend.

Mr. DeIorio stated that this discussion took place earlier today and there are outstanding items that need to be completed and inspected. He advised that the Borough is moving as fast as they can to get all the inspections in and plumbing is scheduled for Friday, building is scheduled for Friday, electrical is scheduled for Wednesday and then after all that is done then the county needs to come in and inspect. He stated that the State will not accept a conditional resolution for a liquor license.

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There was discussion on the settlement agreement with Sea Girt and the security for the rooftop dining and a bond that will be posted and held by Sea Girt for any complaints that need to be prosecuted. There was also discussion on the prosecution process, if any, between Sea Girt and Manasquan.

Mr. DeIorio stated that the Borough is waiting for certain inspections to be completed and that the owners of Edgars should reach out to the fire official for outstanding items with that office.

ITEM #3: Squan Beach Life Saving Station Gutters and Leaders - Discussion

Mr. DeIorio went over the request for gutters and leaders for the Life Saving Station and a possible grant.

There was discussion on the agreements for the Life Saving Station with the Preservation Committee and the gutters and leaders process to follow for quotes.

Council Member Mangan made a motion to put a resolution memorializing the authorization for the Preservation Committee to move forward with the grant application, seconded by Council Member Donovan. Motion carried unanimously.

ITEM #4: Manasquan Brielle Little League Shack - Update

Council Member Donovan stated that the discussion has been that the Borough has a \$10,000 bond ordinance and the cost of the demolition has gone up about \$2,000 from the original quotes a few years back.

There was discussion on the building and what will be demolished.

Steve Carter, 51 Pearce Avenue, President MBLL stated that the new building (shed) to be put up will be 20' x 31' and he can order the building (shed) to be delivered whenever he gets a date from the Borough when the old building will be taken down. He will coordinate the electrical shut off and the new building (shed) being delivered around the same time as the old building will be demolished.

There was discussion on the cement slab that is currently there and what is needed for the new building (shed) and the time line of demolition.

ITEM #5: 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 at the regular meeting.

Council Member Sinneck made a motion to add a resolution to the consent agenda accepting the retirement of Charles Wills and to be memorialized at the next meeting, seconded by Council Member Donovan. Motion carried unanimously.

AUDIENCE PARTICIPATION

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

There being no comments Council Member Sinneck 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 Sinneck made a motion to suspend the work session meeting at 7:39 p.m., seconded by Council Member Mangan. Motion carried unanimously.

Council Member Mangan made a motion to re-open the work session at 8:22 p.m., seconded by Council Member Donovan. Motion carried unanimously.

Council Member Donovan made a motion to close the work session meeting at 8:22 p.m., seconded by Council Member Mangan. Motion carried unanimously.