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A Work Session Meeting of Mayor and Council was convened at 7:00 p.m. on April 4, 2011 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 21, 2010.

ROLL CALL: Present: Council Members Connolly, Donovan, Lucas and McCarthy

Absent: Council Member Grasso and Lee

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

**PRESENTATION FROM MANASQUAN BOARD OF EDUCATION –  
GERALDINE MARGIN**

Mayor Dempsey stated that Ms. Margin will be giving a 15 minute presentation.

Ms. Margin presented to the Council the Manasquan School District Budget Presentation dated 4/4/2011 which is on file with the Board of Education and the Municipal Clerk's office.

There were no questions from the Council Members or the Audience.

Chris Haley, 65 Curtis Avenue wanted to voice her support to the Board of Education. She stated that she is currently on the Board and wanted to thank the Council's support last year and the hope this year is to look forward to Council's support again if the budget is defeated.

**ITEM #1 Use of Borough Property:**

**\*Fireman's Fair – Mallard Park – July 26 through July 30, 2011**

Council Member Donovan made a motion to approve this request, seconded by Council Member McCarthy. Roll call was taken and the motion carried unanimously.

**\*Palm Sunday Procession – Hancock Park Gazebo – April 7, 2011**

Council Member Connolly made a motion to approve this request, seconded by Council Member Lucas. Roll call was taken and the motion carried unanimously.

**\*Surfriders Classic Longboard Contest – September 11, 2011**

Council Member Lucas made a motion to approve this request, seconded by Council Member Connolly. Roll call was taken and the motion carried unanimously.

**\*MESPTO Scavenger Hunt ending at Beach – April 30, 2011**

Council Member Connolly made a motion to approve this request, seconded by Council Member Lucas. Roll call was taken and the motion carried unanimously.

**\*MB Bombers Baseball – Sundays – April and May, 2011**

Council Member Donovan made a motion to approve this request, seconded by Council Member McCarthy. Roll call was taken and the motion carried unanimously.

**ITEM #2 Solid Waste and Recycling contracts - discussion**

Mr. DeIorio advised that the existing contract will terminate at the end of 2011. He stated that all council members received a copy of the current contract and there have been some potential changes. He recommended that each member of the Governing Body review the contracts for any suggested changes. He stated that the Committee will

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be having a meeting soon and the goal is to meet, discuss the changes and then come up with a recommendation for the 18<sup>th</sup>. He stated that the goal is to have bids prepared in a timely manner so that the contract can go out to bid, accept award, and have everything ready to go by year end.

**ITEM #3 NJ Transit Update**

Mr. DeIorio stated that there are two (2) issues on NJ Transit. He advised he received an e-mail from NJ Transit regarding the paid parking initiative by Transit. He read the e-mail to council which stated that the RFP's are being delayed until June and implementation will not take affect until the fall. He stated that he would know more in June.

He stated that the second issue is a follow up from discussions with the Governing Body about closing the bathrooms at the NJ Transit Train Station. He stated that it was reported that there were some issues regarding vandalism and the recommendation that was received from Mark Herrmann and Chris Housen is to request that the bathrooms be closed.

Mayor Dempsey stated that it has cost the owners of the property over \$17,000 in damages to date. He recommended that if NJ Transit says it is ok to close the bathroom then they should be closed.

Mr. DeIorio stated that NJ Transit is willing to close the bathrooms and that they would just like to have some kind of response back from the Governing Body that they support the closing of the bathrooms.

Council Member Lucas made a motion to have the Borough Administrator or Clerk write a letter supporting the closing of the bathrooms, seconded by Council Member McCarthy. Roll call was taken and the motion carried unanimously.

**ITEM #4: Community Development Block Grant Fund –update**

Mr. DeIorio stated that the Borough received a letter from the Community Development of Monmouth County and applications will be accepted on June 3, 2011 for applicable community development projects. He advised that this funding is targeted towards low to moderate income areas and Manasquan does not have any of those areas, however these projects are eligible towards ADA accessibility such as curb cuts at intersections and also handicap doorways that enter into Borough Hall. He advised that he will be meeting, as a requirement, with Community Development and asked if there was any suggestions from the Governing Body for any projects.

Council Member McCarthy asked if the Borough is limited to just those specific projects that were mentioned.

Mayor Dempsey stated only if it is ADA compliant.

Mr. DeIorio stated that under other conditions if there was an area that was considered low to moderate income, streets and sidewalks could be done. He stated that it is any public property that is eligible for this grant.

Council Member McCarthy stated that it might be worth it to look into the Beach Pavilion renovations to see if there is anything there that can be made ADA accessible, such as a ramp or the bathrooms.

Mr. DeIorio asked the Governing Body to let him know if they think of any areas that this grant could be applied. He advised that he will be meeting with Community Development within the next month and he will be discussing the project that is forwarded to him as well as the ones that were just mentioned.

Council Member Donovan stated that the engineer seemed to feel that the Borough could get quite a few handicap curbs done at different intersections.

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Mr. DeIorio stated that the applications can not exceed the amount of \$250,000 and he wants to ask for the maximum amount and see what the Borough would get.

**ITEM #5: Environmental Commission Beach Sweep – Clean Ocean Action**

Council Member McCarthy stated that last year there was some miscommunications with Clean Ocean Action with regards to the beach sweeps and what paper work is needed. He stated that Clean Ocean Action will have a hold harmless and indemnification agreement that will be executed that will be part of the beach clean up that is sponsored by the Borough's Environmental Commission. He stated that the sweep is scheduled for April 30, 2011.

Council Member Donovan stated that Clean Ocean Action has corporate sponsors and they provide most of the volunteers and equipment used to clean up the beach. He stated that the relationship between the Environmental Commission and Clean Ocean Action certainly benefits the town.

Mr. DeIorio stated that the only action that needs to be taken is that, if the Governing Body is supportive of Clean Ocean Action to return to the Borough of Manasquan and to authorize the municipal attorney to review the Hold Harmless Agreement and any insurance requirements.

Council Member McCarthy advised that time is of the essence because Clean Ocean Action is going to start advertising soon and he would like a decision tonight and let the staff work on this would be a real benefit to the Borough.

Mr. Kitrick stated that he started working on a draft Hold Harmless Agreement and he will take care of calling Clean Ocean Action.

Council Member Donovan made a motion authorizing the borough attorney to review the Hold Harmless and Insurance Agreement from Clean Ocean Action and authorize the Administrator to grant approval if the conditions are met, seconded by Council Member McCarthy. Motion carried unanimously.

**ITEM #6: 125<sup>TH</sup> Anniversary of Manasquan – Discussion**

Mayor Dempsey stated that next year will be the 125<sup>th</sup> Anniversary of Manasquan and he asked Council Member Donovan if he would be the liaison to the group and that he would be advertising shortly for a chairman and committee people for different events. He stated that it would be posted on the website and advertised in the paper and get as many people involved as possible.

Council Member McCarthy stated that the Manasquan Tourism Commission is looking to have the Boat Parade again for the 125<sup>th</sup> Anniversary of Manasquan. He stated that he spoke with Gary McTighe of the County OEM as well as the Coast Guard, unfortunately, none of the tidal tables are set for next year but it is something that is being looked at as part of the celebration.

**ITEM #7: Review of Resolutions for Consideration at the Regular Meeting**

Mayor Dempsey asked if there were any questions from the Council on the Resolutions scheduled for the Regular meeting.

There were none.

**COMMITTEE REPORTS**

Public Works Committee–Council Member Donovan reported that the Public Works will be doing their annual Spring clean up, brush and leaves, April 25 – 29, 2011. He stated that brush, no longer then 4', no wider then 3" in diameter and leaves will be picked up. He stated that if you miss this Spring Clean Up then you can put your brush out at the curb, tied up, no longer then 4', no wider then 3" diameter. He reported that the DPW will be doing fire hydrant flushing starting April 19, 2011. He advised that if there is discolored water let it run for a little while and it should clear up.

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Public Property & Parks Committee – Council Member McCarthy reported that with regard to the Planning Board himself, Rich Read, Jay Price and Patrick Callahan all attended the required NJ Planning Officials Class that was offered at Brookdale College. He reported that he should be receiving the results of that class shortly. He reported that the sub-committee proposed various changes in light of the upcoming time of decision rule, that will be presented to the full planning board tomorrow at the scheduled meeting and he advised that he did hear from Neil Paulsen and Pat DiSalvo from the Shade Tree Commission and they were in favor of the prohibition only for trees as plantings in the right of way. He conveyed his condolences to the Carroll Family for the passing of Tom Carroll, Planning Board vice-chair. He stated that he has been a long time volunteer in the Borough, former president of MBIA and he was a true asset in the review of the ordinances in the municipality and will be truly missed. He reported on behalf of the Parks and Public Property that himself, Council Members Lucas and Lee met with Mr. Wall from the Beach as well as Captain Correia to discuss dogs on the beach as well as dogs in other areas of the Borough. He stated that they will be looking on how the signs and notices will be addressed. He reported as to the Tourism Commission they are looking forward to the Boat Parade next year and more information will be coming. He thanked John Paglia from Leggetts and River House for once again being a sponsor for the July Fourth Fireworks Celebration.

Public Safety & Recycling Committee – Council Member Lucas reported that he will be working with Council Member McCarthy on various issues especially since the summer season is coming and it is anticipated that a large volume of people will patronage the beach area. He reported that he spoke to the Captain and he is already preparing the assignments for different places to the Special Officers and the Regular Police Officers that patrol during the summer season in an effort to protect the quality of life of the residents and people that visit our community.

Administration & Finance Committee – Council Member Connolly welcomed the new Deputy Clerk, Nancy Acciavatti and the Borough Attorney, Mark Kitrick. She reported that the committee approved bills this month amounting to \$2,566,822.09 and \$2,028,630.33 was attributed to the Board of Education. She also reported that the Census was just completed and as a result Districts were re-drawn for the voting districts and that in the past 10 years the Borough was in District 10 which was Ocean County. She stated that Manasquan was the only town in Monmouth County in with Ocean County. She advised that the Borough is now in District 30 with Avon, Belmar, Bradley Beach, Brielle, Howell, Lake Como, Lakewood, Sea Girt, Spring Lake, Spring Lake Heights and Wall. She reported that the Cablevision channel is 77 for the Borough and is put together by the High School and Verizon has come in to install a new channel which is 28.

#### **AUDIENCE PARTICIPATION**

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

Lou Coccozza, 45 N. Potter, wanted to know what the status is of televising the Council Meeting on Cablevision and Verizon.

Council Member Connolly stated that one of the problems is that the Council Room is not set up for sound and when you televise the sound does not come across correctly. She stated that the Cable Advisory Committee is looking into it to see what would have to be done to make it work. She advised that she believes it would be effective and people would like to see it.

Mr. Coccozza asked that as studies and negotiations go on that the public be kept informed through the Borough website. He stated that it was a long argues process to get the minutes posted on line and he thanked the Administrator for getting them posted on line. He stated that this would be the final tool that the residents of Manasquan could use to be better informed as to what is going on at the Council meeting. He stated that he believes it is an important thing to do and have it available to the residence of Manasquan.

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Nancy Tishcio, 17 Meadow Avenue, inquired about the bathrooms and does anyone know who damaged the bathrooms.

Mayor Dempsey stated that the people that did the damage were not caught.

Ms. Tischio asked if there was any filming of it.

Mayor Dempsey stated that by law you can not have cameras in the bathrooms.

Ms. Tischio wanted to know if there were any in the area outside of the bathrooms and if it will be pursued. She stated that something like this happens and is taken away from the majority of the people who could use it due to a few that did something wrong.

Council Member Lucas made a motion to close the public portion of the work session meeting, seconded by Council Member McCarthy. Motion carried unanimously.

Council Member Donovan made a motion to close the work session meeting at 7:48 p.m., seconded by Council Member McCarthy. 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.