

JULY 19, 2010

A Regular Meeting of Mayor and Council was convened at 8:19 p.m., in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey welcomed the audience and invited them to join in a moment of silent prayer and a salute to the Flag.

Mayor Dempsey related that Margo Monsell passed away this past weekend. He related that she was a very important person in Manasquan. He stated that she was the Borough Clerk for many years, served on Council and was very active in the Tourism Commission. He asked that all remember her in their prayers.

The Mayor 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 22, 2009.

ROLL CALL: Present: Council Members Connolly, Donovan, Grasso, Lee.

Absent: Council Member Bossone and Lucas.

Also present were Municipal Attorney James Kinneally and Municipal Administrator John Trengrove.

APPOINTMENT: 8: 24 p.m. Michael Sinneck, Manasquan Environmental Commission Chairman and Dr. Louise Wooton, University of Maryland Marine and Estuarial Expert.

Mr. Sinneck related that Dr. Wooton and her colleagues have developed an approach to help the Borough deal with the invasive Asiatic Sand Sedge which is expanding rapidly on the Borough's dunes and also through out New Jersey. Mr. Sinneck and Dr. Wooton discussed in detail the negative effects that Asiatic Sand Sedge has on the dunes and their plan to use a herbicide to restore the natural dune ecosystems. Mr. Sinneck provided a hand out and photos of the sedge grass which is on file in the Clerk's office. They related that they are investigating what type of herbicide to use and noted that native plants will be planted in the treated areas.

Dr. Wooton pointed out that they have worked with DEP to find a way to proceed without having to obtain a permit for this work. She also related that they were able to procure a grant from the National Fish and Wildlife Federation. She pointed out that they can do the removal for the Borough but the Borough will have to purchase the replacement plants. She related that it would be helpful to get help from local organizations to help with planting the new plants. She also related that donors will get a tax reimbursement if they want to donate plants. She noted that the Borough has about a two year window from when the herbicide is applied to when the replanting takes place.

There were no objections from the members of the Governing Body.

Council Member Lee asked if the replacement plants will also control the height of the dune.

Dr. Wooton related that the dunes are shorter and lower than they should be because the stature of the Asiatic Sand Sedge. She related that a more natural structure which will provide better storm protection will be created with the native plants.

Council Member Lee related that he does not like the higher dunes and that some of them up on the beach are unmanageable.

Dr. Wooton related that most of the native grasses will create a higher dune.

Mr. Sinneck related that they would like to put the sand fence on the east side of the dune to prevent the dunes from getting higher.

Mayor Dempsey related that they will be purchased when the Borough gets the reimbursement from FEMA for the damage that was done to the fence there.

Mr. Sinneck related that he has provided Mr. Trengrove with the grant application package and informed him that it will have to be filled out and returned to Dr. Wooton.

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Council Member Donovan made a motion to authorize the Borough Administrator and/or Mayor to sign the aforementioned grant application documents, seconded by Council Member Lee. Roll Call was taken and the motion was unanimously approved.

APPOINTMENTS:

Mayor Dempsey announced the following Manasquan Environmental Commission appointments:

- Judy Mangan, Expires 12/31/10
- Donna Smith, Expires, 12/31/11

Council Member Donovan made a motion to confirm the appointment, seconded by Council Member Lee. Motion carried unanimously.

CONSENT AGENDA

The Borough Attorney presented the following resolutions for approval.

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 Law and Finance Committee and as set forth in the 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:	\$ 45,039.08
WATER/SEWER FUND:	659.59
BEACH FUND:	2,090.64
GENERAL CAPITAL FUND:	102,675.45
WATER/SEWER CAPITAL FUND:	
BEACH IMPROVEMENT FUND:	

BOROUGH OF MANASQUAN
RESOLUTION NO. 96-2010

RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY, AUTHORIZING THE MAYOR AND
MUNICIPAL CLERK TO EXECUTE AN EXTENSION OF THE
INTERLOCAL SERVICE AGREEMENT BETWEEN THE
BOROUGH OF BRIELLE AND MANASQUAN FOR
THE PROVISION OF GASOLINE AND DIESEL FUEL
IN COMPLIANCE WITH THE PROVISIONS OF N.J.S.A. 40:8A

WHEREAS, the Boroughs of Brielle and Manasquan previously entered into an Interlocal Agreement under the provisions of the "Interlocal Services Act" for the joint procurement of gasoline and diesel fuel; and

WHEREAS, the Interlocal Services Agreement, by its terms, expires on December 31, 2010; and

WHEREAS, the Borough of Manasquan is desirous of extending the Interlocal Agreement for another five-year term, running from January 1, 2011 through December 31, 2015; and

NOW, THEREFORE, BE IT RESOLVED, on this 19th day of July, 2010 by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, as follows:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute an Extension to the Interlocal Services Agreement.
2. A copy of the proposed Extension is attached and made a part of this Resolution;

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3. The Extension shall be in effect for a five (5) year period commencing January 1, 2011 and terminating December 31, 2015.
4. A certified copy of this Resolution shall be sent to:
Mr. Thomas Nolan
Municipal Clerk
Borough of Brielle
PO Box 445
Brielle NJ 08730

BOROUGH OF MANASQUAN
RESOLUTION NO. 93-2010

RESOLUTION EXERCISING ONE YEAR OPTION TO CONTRACT WITH DELISA DEMOLITION
INC FOR THE COLLECTION, REMOVAL AND DISPOSAL OF SOLID WASTE 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 collection, removal and disposal of solid waste; and

WHEREAS, a contract was awarded to DeLisa Demolition Inc. pursuant to the public bidding process for the period commencing January 1, 2009; and

WHEREAS, pursuant to the original Bid Specifications and the bid by DeLisa Demolition Inc., the Borough of Manasquan reserved the right to exercise its option to extend this contract for two additional one year periods commencing January 1, 2010; and

WHEREAS the Borough Council previously exercised its option to extend this contract for the year 2010; and

WHEREAS the Borough Council is desirous of exercising the second one year option for the period January 1, 2011 through December 31, 2011.

NOW, THEREFORE BE IT RESOLVED on the 19th day of July, 2010, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. The Borough Council exercises the second one year option with DeLisa Demolition Inc. for the period January 1, 2011 through December 31, 2011 for the collection, removal and disposal of solid waste in the amount of \$297,000.00 for Option #2 and \$250/resident for Option #6 as contained in the original contract between the Borough of Manasquan and DeLisa Demolition, Inc. dated September 8, 2008.
2. All other provisions contained in the September 8, 2008 contract between the Borough of Manasquan and DeLisa Demolition Inc. remain in full force and effect.
3. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate the one year option with DeLisa Demolition Inc.
4. A certified copy of this resolution shall be sent to:

DeLisa Demolition Inc.
64 Steiner Avenue
Neptune City, NJ 07753

BOROUGH OF MANASQUAN
RESOLUTION NO. 94-2010

RESOLUTION EXERCISING ONE YEAR OPTION TO CONTRACT WITH DELISA DEMOLITION
INC FOR THE COLLECTION, REMOVAL AND DISPOSAL OF RECYCLABLE MATERIALS 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 collection, removal and disposal of recyclable materials; and

WHEREAS, a contract was awarded to DeLisa Demolition Inc. pursuant to the public bidding process for the period January 1, 2009 through December 31, 2009; and

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WHEREAS, pursuant to the original Bid Specifications and the bid by DeLisa Demolition Inc., the Borough of Manasquan reserved the right to exercise its option to extend this contract for two additional one year periods commencing January 1, 2010; and

WHEREAS the Borough council previously exercised its first option for the year 2010; and

WHEREAS the Borough Council is desirous of exercising the second one year option for the period January 1, 2011 through December 31, 2011.

NOW, THEREFORE BE IT RESOLVED on the 19th day of July, 2010, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. The Borough Council exercises the second one year option with DeLisa Demolition Inc. for the period January 1, 2011 through December 31, 2011 for the collection, removal and disposal of recyclable materials in the amount of \$85,300.00 as contained in the original contract between the Borough of Manasquan and DeLisa Demolition, Inc. dated September 8, 2008.
2. All other provisions contained in the September 8, 2008 contract between the Borough of Manasquan and DeLisa Demolition Inc. remain in full force and effect.
3. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate the one year option with DeLisa Demolition Inc.
4. A certified copy of this resolution shall be sent to:

DeLisa Demolition Inc.
64 Steiner Avenue
Neptune City, NJ 07753

**BOROUGH OF MANASQUAN
RESOLUTION NO. 95-10**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY, AUTHORIZING THE MAYOR AND
MUNICIPAL CLERK TO EXECUTE AN EMPLOYMENT
AGREEMENT BETWEEN THE ZONING OFFICER
AND THE BOROUGH OF MANASQUAN**

WHEREAS, the Borough of Manasquan is desirous of entering an employment agreement with Mr. Patrick Callahan for the position of Zoning Officer; and

WHEREAS, the proposed employment contract is attached and made a part of this Resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 19th day of July, 2010, as follows:

1. The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the employment contract with Mr. Patrick Callahan, Zoning Officer dated July 19, 2010.
2. A certified copy of this Resolution shall be sent to:

Mr. Patrick Callahan
Zoning Officer
Borough of Manasquan
201 East Main Street
Manasquan NJ 08736

**BOROUGH OF MANASQUAN
RESOLUTION
92-2010**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that the Mayor and Municipal Clerk be authorized to sign the Right of Entry Agreement and Hold Harmless Agreement

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authorizing the Monmouth County Mosquito Extermination Commission to perform mosquito control related activities at Mac's Pond.

Council Member Donovan made a motion to approve the Consent Agenda, seconded by Council Member Lee. Roll Call was taken and the motion was unanimously approved.

ORDINANCES

The Borough Attorney read the title of ordinance #2071-10 for the first reading and introduction.

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION AND/OR RECONSTRUCTION OF THE ROADWAY, CONCRETE CURBS, SIDEWALKS AND DRIVEWAY APRONS ON CENTRAL AVENUE FROM CHURCH STREET TO NORTH MAIN STREET, APPROPRIATING \$350,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$332,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION AND TO DETERMINE THAT SPECIAL ASSESSMENTS BE LEVIED FOR THE CONSTRUCTION OF THE CONCRETE CURBS, SIDEWALKS AND DRIVEWAY APRONS AGAINST PROPERTIES ABUTTING CENTRAL AVENUE TO PAY FOR THE COST OF SUCH IMPROVEMENTS IN AND BY THE BOROUGH OF MANASQUAN, MONMOUTH COUNTY, NEW JERSEY

Council Member Donovan related that the Borough is receiving a grant to cover the paving but that it won't pay for the infrastructure work. He related that the reason that Central Ave is being done now is because there is a real serious sewer line problem there.

Council Member Donovan made a motion to introduce ordinance #2071-10 with the second reading scheduled for August 2nd, 2010, seconded by Council Member Lee. Roll Call was taken and the motion was unanimously approved.

COMMITTEE REPORTS

Public Works Committee – Council Member Donovan related that a preconstruction meeting was held with Patock Construction Co. for the Water Treatment Plant Project. He updated the audience on the progress of the project to date.

Public Property and Parks Committee – Council Member Lee thanked the DPW staff for tending to the boat dock repairs in a timely basis. He congratulated the DPW for securing an agreement with the M.C. Mosquito Control Commission to help with desnaging the silt trap at Mac's Pond. He stated that a preliminary meeting was held for grant opportunities for the bulkheading project.

Administration and Finance Committee – Council Member Connolly related that the Payment of Bills were approved by the committee. She related that \$106,000 of the bills was payment for work done to the Squan Beach Lifesaving Station and that it can be reimbursed from grants. She related that 10 candidates for the CFO/Administrator will be interviewed this week.

Mayor Dempsey asked if all of the \$106,000 will be recouped.

Council Member Connolly replied affirmatively.

Law and Code Committee – Council Member Grasso related that he met with the Borough Attorney and Police Chief Scimeca to review the Taxi Fee Ordinance. He related that the Borough Attorney will get back to them about the suggestions and recommendations.

AUDIENCE PARTICIPATION

There were no comments or questions from the audience.

Council Member Grasso made a motion to adjourn the regular meeting at 8:52 p.m. to the work session meeting, seconded by Council Member Connolly. Motion carried unanimously.

DATE APPROVED 8/2/10

Respectfully submitted,



Colleen Scimeca
Municipal Clerk