

SEPTEMBER 13, 2010

A Regular Meeting of the Manasquan Mayor and Council was convened at 8:18 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.

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 Bossone, Connolly, Donovan, Grasso, Lee, Lucas .

Also present were Borough Attorney James Kinneally, retiring Borough Administrator John Trengrove and Borough Administrator Joseph Delorio were present.

Council Member Bossone made a motion to include work session Item #1/ Letter from Nancy Acciavatti requesting permission to attend the Municipal Clerk's Program on the regular meeting agenda, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Lee, Lucas. "No" Council Member Connolly and Grasso.

Council Member Bossone made a motion approve work session Item #1/ Letter from Nancy Acciavatti requesting permission to attend the Municipal Clerk's Program , seconded by Council Member Donovan. Motion carried by the following vote: "yes" Council Member Bossone, Donovan, Lee, Lucas. "No" Council Member Connolly and Grasso

APPOINTMENTS:

- Wally Wall, Department Head – Manasquan Beach Department, Salary \$26,300.00 effective 10/01/10

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

- Brett Nielsen, Part-Time DPW Laborer, Salary \$15.00 per hour, effective September 13<sup>th</sup>, 2010

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

- Ryan Dullea, Temporary DPW Laborer, Salary \$10.00 per hour, effective September 13<sup>th</sup>, 2010 - six months maximum

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

- Owen McCarthy, Manasquan Environmental Commission, effective 9/13/10 to 12/31/10 (unexpired three year term)

Council Member Bossone made a motion to confirm the appointment, seconded by Council Member Donovan. Roll Call was taken and the motion was unanimously.

- Manasquan Police Department substitute School Traffic Guard and Class II Special Law Enforcement Officers (lists attached)

Council Member Lucas made a motion to appoint the Class II Special Officers.

Council Member Connolly asked if these positions have been advertised.

Council Member Lucas related that they are not new officers but that they are being reappointed.

Council Member Connolly asked if that is the case for the school crossing guard.

Council Member Lucas related that he will check with the Police Chief and noted that it is difficult to fill that position.

Council Member Connolly related that the position pays \$14.91 an hour and this day and age people might be interested in.

Council Member Lucas related that he will report back at the next meeting of the Governing Body. The Substitute Traffic Guard Position appointment was removed from the agenda.

The motion was seconded by Council Member Lee. Roll Call was taken and the motion was unanimously approved.

SEPTEMBER 13, 2010

The Municipal Clerk related that the environmental commission appointment is a Mayor's appointment that does not require approval by the members of the Council.

CONSENT AGENDA

The Borough Attorney presented the following resolutions for approval.

**BOROUGH OF MANASQUAN  
RESOLUTION  
139-2010**

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 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	78,055.71
WATER/SEWER FUND:	311,589.14
BEACH FUND. :	7,129.68
GENERAL CAPITAL FUND:	5,353.44
WATER/SEWER CAPITAL FUND:	
BEACH IMPROVEMENT FUND:	

**BOROUGH OF MANASQUAN  
RESOLUTION NO. 113-10**

**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 DEPARTMENT HEAD OF THE  
BEACH DEPARTMENT AND THE BOROUGH OF MANASQUAN**

**WHEREAS**, the Borough of Manasquan is desirous of entering an employment agreement with Walter M. Wall for the position of Department Head of the Beach Department; 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 13th day of September, 2010, as follows:

- The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the employment contract with Walter M. Wall, Department Head of the Beach Department.
- A certified copy of this Resolution shall be sent to:

Mr. Walter M. Wall  
Department Head of Beach Department  
Borough of Manasquan  
201 East Main Street  
Manasquan NJ 08736

**BOROUGH OF MANASQUAN  
RESOLUTION NO. 123-2010**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MANASQUAN,  
COUNTY OF MONMOUTH, NEW JERSEY, APPOINTING BRETT AS LABORER**

SEPTEMBER 13, 2010

WHEREAS, the Borough of Manasquan ("Manasquan") operates the Manasquan Beach and;

WHEREAS, the Beach operations require significant off season work, both before and after the normal Beach season and;

WHEREAS, the Borough Council is desirous of appointing Brett to a part time position of Laborer to perform needed services on the Beach; and

NOW, THEREFORE BE IT RESOLVED on the 13<sup>th</sup> day of September, 2010, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Mr. Brett is appointed as Laborer.
2. Mr. shall be paid \$15.00 per hour for his work as Laborer.
3. The Borough Council may adjust the hourly compensation for the Laborer position on an annual basis.

BOROUGH OF MANASQUAN  
RESOLUTION NO. 117-10

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 MUNICIPAL ADMINISTRATOR/CFO AND FINANCE OFFICE DEPARTMENT HEAD  
AND THE BOROUGH OF MANASQUAN

WHEREAS, the Borough of Manasquan is desirous of entering an employment agreement with Joseph Delorio for the position of Municipal Administrator/CFO and Finance Office Department Head; 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 13th day of September, 2010, as follows:

- The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the employment contract with Joseph Delorio, Municipal Administrator/CFO and Finance Office Department Head.
- A certified copy of this Resolution shall be sent to:  
Mr. Joseph Delorio  
Municipal Administrator/CFO and  
Finance Office Department Head  
Borough of Manasquan  
201 East Main Street  
Manasquan NJ 08736

BOROUGH OF MANASQUAN  
RESOLUTION NO. 118-10

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 CHIEF OF POLICE  
AND THE BOROUGH OF MANASQUAN

WHEREAS, the Borough of Manasquan is desirous of entering a 3 year employment agreement with Daniel Scimeca for the position of Chief of Police; 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 13th day of September, 2010, as follows:

SEPTEMBER 13, 2010

- The Borough Council authorizes and directs the Mayor and Municipal Clerk to execute the employment contract with Daniel Scimeca, Chief of Police.
- A certified copy of this Resolution shall be sent to:

- - Mr. Daniel Scimeca  
Chief of Police  
Borough of Manasquan  
201 East Main Street  
Manasquan NJ 08736

**BOROUGH OF MANASQUAN  
RESOLUTION  
119-2010**

**BE IT RESOLVED**, by the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Mayor and Municipal Clerk be authorized to sign the Addendum to the Agreement between the Borough of Manasquan and Manasquan Municipal Workers Association.

**BOROUGH OF MANASQUAN  
RESOLUTION  
120-2010**

**BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, that Mayor George R. Dempsey, Jr., Certified Municipal Financial Officer John Trengrove and Police Chief Daniel Scimeca be authorized to sign the State of New Jersey Division of Highway Traffic Safety Drunk Driving Enforcement Fund Application in the amount of \$4,428.22.

**BOROUGH OF MANASQUAN  
RESOLUTION  
115-2010**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that Joseph Delorio be appointed JIF Fund Commissioner and CJHIF Health Fund Commissioner from October 1, 2010 through December 31, 2010.

**BOROUGH OF MANASQUAN  
RESOLUTION  
116-10**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Mayor be authorized to sign The State Local Cooperative Housing Inspection Program Agreement with the Bureau of Housing Inspections to conduct State inspections during the period from July 1, 2010 to June 30, 2011.

**BOROUGH OF MANASQUAN  
COUNTY OF MONMOUTH  
STATE OF NEW JERSEY  
RESOLUTION 122-2010**

**RESOLUTION OBJECTING TO A PROPOSED LARGE SCALE WIND TURBINE AT THE NEW JERSEY NATIONAL GUARD TRAINING CENTER AND REQUESTING PUBLIC MEETING TO REVIEW SAME**

**WHEREAS**, the New Jersey National Guard, via a project funded by the U.S. Army's Environmental Conservation Improvement Program, is proposing to erect a large scale wind power turbine at the New Jersey National Guard Training Center located within the Borough of Manasquan; and

**WHEREAS**, published reports concerning the proposal indicate that the turbine will be one of the largest in the State of New Jersey at a height of almost 400 feet high; and

**WHEREAS**, the Mayor & Council of the Borough support the use of alternative energies and are impressed with and laud the intent of the New Jersey Army National Guard to pursue alternative energies; and

SEPTEMBER 13, 2010

**WHEREAS**, despite the honorable intent of the proposal the Governing Body has received numerous inquires of concern regarding the proposal particularly as it relates to noise, visual impact, environmental impact, property values and other quality of life impacts such as landscape dominance and aesthetics; and

**WHEREAS**, the Governing Body has concerns that a wind turbine of this scale and magnitude raises safety issues for the residents of the Borough and surrounding communities; and

**WHEREAS**, the proposed turbine is in close proximity to the breeding and habitat areas of the endangered species, the protection and preservation of which has been supported by the Borough at significant cost; and

**WHEREAS**, the Borough Council finds the current proposal is inappropriate for a number of reasons as set forth herein and seeks an opportunity to express the significant public concern regarding the proposal.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The Mayor and Council of the Borough of Manasquan strongly oppose the proposed erection of a large scale wind turbine at the New Jersey Army National Guard Training Center in Sea Girt.
2. The Governing Body finds that in small developed communities such as Manasquan, wind turbines appear to be impractical, obtrusive and generally result in an overall negative impact to the community and property values and tend to lessen the quality of life for residents living in proximity to the turbine.
3. A copy of this resolution shall be forwarded to Jose Diaz, Project Manager, Army Corps of Engineers, New York District, Major General Glenn K. Rieth, The Adjutant General of the New Jersey Army and Air National Guard, Governor Christopher Christie as Commander In Chief of the New Jersey Army National Guard, New Jersey Department of Environmental Protection, NJ State Assemblyman James W. Holzapfel, NJ State Assemblyman David W. Wolfe, State Senator Andrew R. Ciesla, Congressman Christopher H. Smith, and President Obama.

**BOROUGH OF MANASQUAN  
RESOLUTION 125-2010**

**RESOLUTION FOR RENEWAL OF  
MEMBERSHIP IN THE MONMOUTH MUNICIPAL  
JOINT INSURANCE FUND**

**WHEREAS**, the Borough of Manasquan is a member of the Monmouth Municipal Joint Insurance Fund; and

**WHEREAS**, said renewed membership terminates as of December 31, 2010 unless earlier renewed by agreement between the Municipality and the Fund; and

**WHEREAS**, the Municipality desires to renew said membership; and

**NOW THEREFORE**, be it resolved as follows:

1. The Borough of Manasquan agrees to renew its membership in the Monmouth Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Monmouth Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

**BOROUGH OF MANASQUAN  
RESOLUTION  
121-2010**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that Patrick Callahan be appointed Community Rating System Coordinator through December 31, 2010.

**BOROUGH OF MANASQUAN  
RESOLUTION  
124-2010**

SEPTEMBER 13, 2010

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that Municipal Administrator Joseph Delorio be appointed as the representative to the Monmouth County Community Block Grant Development Program through December 31, 2010.

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

#### APPROVAL OF MINUTES

Council Member Lee made a motion to approve the following minutes:

Special Meeting Minutes of August 2<sup>nd</sup>, 2010 and August 11, 2010

The motion was seconded by Council Member Lucas. Motion carried unanimously.

#### COMMITTEE REPORTS

Law and Code Committee – Council Member Grasso read the Building/Code Department Monthly Report. He related that the new Building/Code Department Supervisor, Patrick Callahan is doing a fine job and that he has received numerous emails from residents about his demeanor and approach to work. He related that it is greatly appreciated and that he thinks the Borough made the right choice. He related that I along with the committee have been working on the taxi ordinance since March and we still have made no grounds done on it. He related that he is very concerned about it and that it is for the safety of the people and is something that other towns are doing. He related that and that other towns are collecting fees for it. He related that it is getting to the point where it may not be done this year or that maybe it just doesn't want to get done. He related that he is concerned and that he hopes it gets done before 2012 season starts.

The Municipal Clerk related that she emailed the entire governing Body that the taxi fee ordinance is scheduled for discussion at the next meeting of the governing body.

Administration and Finance Committee – Council Member Connolly related that the Administration and Finance Committee has reviewed the bills that are being paid this evening. She welcomed Mr. Delorio the new Borough Administrator and CFO. She thanked the personnel committee for participating in the review process for this position. She related that many of the Borough's managers and department heads have signed employment agreements. She informed the audience of the details of these agreements that are on file in the Municipal Clerk's Office. She announced the details of the N.J. State Governor's new law regarding public records.

Public Safety and Recycling Committee – Council Member Lucas announced the details of Operation Take Back - a program where residents can drop off their prescription drugs at a local collection site so that the unused, unwanted and expired medicines will be disposed of properly. He read the Manasquan Police Department End of the Summer Enforcement Activity Report

Public Property and Parks Committee – Council Member Lee related that the Squan Plaza Fountain is being repaired by volunteers including the Manasquan Elks. He also related that the DCI Building has been retrofitted by various church, civic and youth groups along with the Governing Body and Manasquan Recreation Commission. He related that there are too many volunteers to name now but that there will be a ceremony on the 29<sup>th</sup> to recognize all those who helped with this project. He related that they are working on resolving the geese issue in Mac's Pond and other areas of Manasquan. He related that the N.J. Clean Energy Audit process has begun and a recommendation of what level of improvements will be forthcoming. He thanked Barbara Ilaria for following up on the Sea Watch bid and that the contract should be awarded at the next meeting of the Governing Body.

Beach Committee – Council Member Bossone related that the beach is officially closed but that lifeguards will be on duty for one more weekend from 9:00 a.m. to 5:00 p.m. He announced the beach bathroom schedule. He announced that dogs are not allowed on the beach until November 1<sup>st</sup>. He related that the playground equipment has been installed at the beach and has been a big hit with the children. He related that beach revenue for 2010 is approximately \$1,793,000.00 which is an increase of \$256,000 over last year's revenue. He related that surplus has been rebuilt by about \$50,000.00 and that there were only 7 no sale days. He also noted that they sold 10 less season beach badge tickets this year than in 2009. He related that all beach sales were similar and that the increase in revenue was from the increase in badge prices. He commended the Manasquan Lifeguards for safely retrieving 100 swimmers from the rough surf the weekend of August 27<sup>th</sup>, 2010. He noted that several New York news station responded to the Manasquan beach to cover the event. He thanked the entire Beach Department staff for a job well done in 2010.

Mayor Dempsey thanked Council Member Donovan for filling in for him recently and that he heard that Council Member Donovan gave a very good speech at the 9-11 Memorial Service on Saturday.

SEPTEMBER 13, 2010

Public Works Committee – Council Member Donovan updated the audience on the Water Interconnection Study and that the report should be forthcoming this week. He related that the Borough has an agreement with the Monmouth County Mosquito Commission to dredge Mac's Pond pit for free. He related that the dredge spoils will be stored at Mac's Pond where they will dewater and will be removed and transported to the Landfill by the DPW. He related that the End of the Summer Inlet Celebration was terrific. He related that the new Water Treatment Project has begun and should be completed during the month of May 2011. He related that all of the stop signs have been replaced with DOT compliant reflectorized stop signs. He related that the DPW and Code Enforcement Department are working on a grease trap ordinance and the draft should be available for discussion at the next meeting of the Governing Body. He related that the DPW leaf removal schedule is on the Borough website. He asked that the residents refrain from putting their leaves out until their pick up day because it is a violation of the stormwater regulation. He announced that a Paper Shredding Event will be held on September 26<sup>th</sup>, 2010 from 9:00 a.m. to 12 Noon at the 4<sup>th</sup> Avenue Parking Lot for Manasquan residents. He related that the Manasquan Recreation Commission will hold its annual Family Picnic at Main Beach on Sunday, September 19<sup>th</sup>, 2010 from 2:00 p.m. to 6:00 p.m.

Council Member Lee related that the Algonquin Arts Theater is requesting to use the Borough's portable bandstand on September 18<sup>th</sup>, 2010.

The Municipal Clerk related that the Governing Body had previously approved the request with the stipulation that a fee be paid to the Borough. She related that the issues of charging a private organization a fee to use Borough property has to be addressed.

Council Member Lee suggested approving the Algonquin Arts Theater Group's request and studying the fee issue .

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

Lia Trench, 444 East Main Street asked what will be done with the prescription drugs that will be collected at the Police Department.

Council Member Lucas and Donovan related that they are transported to another location and disposed of, most likely in an incinerator.

Rick Bartholomew, 121 Lake Avenue thanked the Governing Body for being fiscally responsible and related that these things that Pat had to work through were difficult and that he is sure that the people weren't very happy with the cuts that happened but those are the kinds of things that the taxpayers want to see. He related that the agendas were not posted on the website. He discussed a Manasquan School issue where an email about a political fundraiser was sent by a school teacher on school technology which is a violation of school policies. He related that Mayor Dempsey, Council Member Lee, Council Member Donovan and Council Member Bossone were mentioned in the email. He asked if they were aware of the email.

Mayor Dempsey related that the Borough will check on why the agendas were not posted.

Mayor Dempsey related that he was not aware of the email.

Council Member Lee related that he was not aware and also noted that he was surprised that Mr. Bartholomew didn't call him about it. He asked Mr. Bartholomew to share it with him.

Mr. Bartholomew related that a leading republican called the school superintendent about this issue.

Council Member Lee asked for the name of this person.

Mr. Bartholomew related that he believes it was former Mayor Dunne.

Mr. Bartholomew continued by stating that former Mayor Dunne called the school to express concerns about the school facilities being used for such a thing and that he seemed satisfied with how the Superintendent had responded to it. He related that the republicans felt that this was just wrong and asked the left side of the Council what their feelings about this type of use of school facilities.

Mayor Dempsey related that school facilities should not be used for this type of activity, however, school employees can do this type of activity on their home computer.

Council Member Lee related that he will be withholding his comment until he sees the email.

Council Member Donovan related that he would not approve of the use of school or borough technology for this type of activity.

Ed Hyer, 56 Second Ave related that the wind turbine could have a serious impact on the proposed community center if it is built.

SEPTEMBER 13, 2010

Council Member Lee also pointed out that the young children practice soccer on the Army Camp fields also.

Betsy Orner, 26 Ocean Ave related that it was her impression that the Governing Body would be reading a resolution opposing the Wind Turbine.

Mayor Dempsey related that it was read.

The Clerk related that copies will be available to be picked up, faxed, or scanned to Ms. Orner once the final version is produced.

Council Member Connolly related that the resolutions and ordinance should be available for the public to see. She related that the Borough should make an effort to have them available to the public prior to the meeting.

Mary Kotsopulous, 30 Ocean Ave asked that the Governing Body consider getting a grant for a reverse 911 Alert System .

Mayor Dempsey related that the Borough has looked into it and the systems are very expensive.

Mr. Trengrove related that OEM along with the County are researching that type of program.

Mary Ryan, 113 Beachfront added to Council Member Bossone's report that dogs are never allowed on the boardwalk.

Council Member Bossone made a motion to adjourn the regular meeting at 9:04 p.m., seconded by Council Member Donovan. Motion carried unanimously.

Respectfully submitted,



Colleen Scimeca  
Municipal Clerk

DATE APPROVED 10/13/10