

APRIL 18, 2011

A Regular Meeting of Mayor and Council was convened at 8:22 p.m. on April 18, 2011 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey 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 21, 2010.

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

ROLL CALL: Present: Council Members Connolly, Donovan, Grasso, Lee, and McCarthy

Absent: Council Member Lucas

Also present was Borough Attorney Mark Kitrick, Borough Administrator/CFO Joseph DeLorio, and Borough Auditor Alan Shechter

PROCLAMATIONS:

THOMAS CARROLL

WHEREAS, certain of our citizens contribute of themselves for the betterment of the Borough of Manasquan, thus making this a better community. Thomas Carroll was one of those citizens who gave of his time and energy to help improve the quality of life in the Borough of Manasquan; and

WHEREAS, the passing of Thomas Carroll brings sadness and sorrow to the community; and

WHEREAS, as a longtime summer resident, Mr. Carroll moved to Manasquan permanently in 1999 after living 35 years in Fairlawn New Jersey. His passion for Manasquan resonated in his volunteerism and dedication to many organizations; and

WHEREAS, he served as President and Vice President of the Manasquan Beach Improvement Association and was single handedly responsible for establishing a positive working relationship between the Association and the Mayor and Council. Through his dedication and time, he was able to accomplish many positive initiatives for the beach area. His knowledge and abilities earned the respect of all that worked and knew him; and

WHEREAS, he served as Vice Chairman of the Planning Board and was President of the Board's Technical Review Committee and a member of the Board's Ordinance Subcommittee. During his long years of service Mr. Carroll was able to demonstrate his expertise and professionalism.

WHEREAS, Mr. Carroll was committed to providing the best possible service to the Borough of Manasquan. It is the work and dedication of great people like Mr. Carroll that make our community a wonderful place to live.

WHEREAS, Mayor and Council request that the citizens of the Borough of Manasquan continue the memory of Thomas Carroll as an outstanding example of fine citizenship.

NOW, THEREFORE, BE IT RESOLVED, that I George Dempsey, Jr., Mayor of the Borough of Manasquan, on behalf of the Borough Council and the good people of Manasquan, do hereby remember Thomas Carroll for his outstanding service to the Borough of Manasquan and do hereby proclaim Monday April 18, 2011 as **FOREVER THOMAS CARROLL REMEMBRANCE DAY** in the Borough of Manasquan. Let true and official copies of the Proclamation be spread upon the minutes of the Borough Council meeting held on the 18th of April, 2011.

**APRIL ALCOHOL AWARENESS MONTH
2011**

WHEREAS, Alcohol is the leading contributor to causes of death each year for those under 21, including deaths from alcohol-related injuries, homicides, and suicides; and

WHEREAS, a higher percentage of youths ages 12-20 use alcohol than use tobacco or illicit drugs;

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and

WHEREAS, alcohol is the most frequently used drug by high-school seniors; and

WHEREAS, young people begin drinking, on average, at 13.1 years of age; and

WHEREAS, young people who begin drinking before age 15 are five times more likely to develop alcohol dependence than those who begin drinking at age 21; and

WHEREAS, alcohol abuse is linked to as many as two-thirds of all sexual assaults and date rapes of teens and college students and is a major factor in unprotected sex among youth, increasing their risk of contracting HIV or other transmitted diseases; and

WHEREAS, the typical American young person will see 100,000 beer commercials before he or she turns the age 18 (that is more than for sneakers, gum and jeans); and

WHEREAS, 13 percent of all youth, ages 12-17, had at least one serious problem related to drinking in the past year;

NOW, THEREFORE, BE IT RESOLVED, that I, George R. Dempsey, Jr., Mayor of the Borough of Manasquan, in conjunction with the Shore Community Alliance to Prevent Alcoholism and Drug Abuse, do hereby proclaim that April 2011 is Alcohol Awareness Month in Manasquan. As Mayor of Manasquan, I also call upon all citizens; parents; governmental agencies; public and private institutions; businesses and schools in Manasquan, to support efforts that will encourage recovery throughout our community. Let true and official copies of the Proclamation be spread upon the minutes of the Borough Council meeting held on the 18th day of April, 2011.

2011 MUNICIPAL BUDGET ACTION

Council Member Donovan made a motion to open Ordinance 2078-11 for public hearing, seconded by Council Member McCarthy. Roll call was taken and the motion carried unanimously.

There was audience participation.

Council Member Connolly made a motion to close the hearing, seconded by Council Member McCarthy. Motion carried unanimously.

The Borough Administrator read the title of ordinance #2078-11 for the second reading and final hearing.

BOROUGH OF MANASQUAN ORDINANCE 2078-11

CALENDAR YEAR 2011 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Council Member Donovan made a motion to pass and publish ordinance #2078-11 according to law, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

Mr. Shechter read Resolution 90-2011

RESOLUTION 90-2011

WHEREAS, the 2011 approved budget of the Borough of Manasquan, as advertised, has been posted in the Municipal Building at least one week prior to the date of this hearing; and

WHEREAS, a copy of the same has been made available to each person requesting it during said week and during this public hearing; and

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THEREFORE, BE IT RESOLVED, that having conformed with the condition set forth in N.J.S.

40A:4-8, the 2011 budget be read by its title.

Council Member Donovan made a motion to approve this resolution, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

Mr. Shechter read the 2011 Amended Budget by title.

Council Member Donovan made a motion to open the hearing up to the public, seconded by Council Member Lee. Motion carried unanimously.

There was no audience participation.

Council Member Connolly made a motion to close the public portion of the hearing, seconded by Council Member Lee. Motion carried unanimously.

Mr. Shechter stated that he spoke to the State and the Borough's budget was reviewed and there are a few minor changes. He stated that the Borough uses the original certification of stated aid when the final certification came out the State reduced the Borough's aid by \$4.00 and they also adjusted between the energy and consolidated. He stated that the State wants the adjustment for the \$4.00. He advised that the Borough will be adding \$5,000 in Open Space for the NJIET loan which was short. He stated that because of the changes sub totals are going to change and the inside and outside on the health insurance will change but not the total appropriated.

Mr. Shechter read Resolution No. 98-2011 Amending 2011 Budget.

Council Member Donovan made a motion to approve the amendments per the resolution, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

Mayor Dempsey stated that the final adoption of the budget will be May 2, 2011.

APPOINTMENT:

Mayor Dempsey appointed the following Planning Board Member:

W. Peter Ragan Jr. to 4th Alternate Position – Planning Board

Council Member Donovan made a motion to withdraw Agreement Modification No. 3 Resolution 101-2011, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

Council Member Donovan made a motion to Amend Agreement Modification No. 1 Resolution 100-2011 from \$45,000 to \$36,900, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

Council Member Donovan made a motion to Amend Agreement Modification No. 3 Resolution 102-2011 from \$108,000 to \$86,900, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy, "no" none.

CONSENT AGENDA

**RESOLUTION
89-2011**

BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

WHEREAS, refunds for overpayment on the following water bill

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is due on the below described property in the amount designated as follows:

BLOCK: 169.04 LOT: 8.02 NAME: Muha, John

WATER/SEWER #287900-0

PROPERTY LOCATION: 117 Third Avenue

AMOUNT OF REFUND: \$19.60

REASON FOR REFUND: Tenant moved out 3/27/2011. Tenant had overpaid water/sewer bill due to estimated reading 12/31/2010.

REFUND CHECK TO BE MADE PAYABLE TO:

John Muha
105 Third Avenue
Manasquan, NJ 08736

WHEREAS, the Tax Collector has certified that the previous property owner is entitled to the refund.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION
92-2011**

BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

WHEREAS, a refund of COAH Fees are due on the below described property in the amount designated as follows:

BLOCK: 71 LOT: 114.03 NAME: Heim, Michael & Kim

PROPERTY LOCATION: 71 Morris Avenue

AMOUNT OF REFUND: \$72.50

REASON FOR REFUND: Homeowner paid final COAH fee based on Assessor's valuation of property. Assessor revised valuation based on review with homeowner. Homeowner due refund based on lowered value.

REFUND CHECK TO BE MADE PAYABLE TO:

Michael & Kim Heim
71 Morris Avenue
Manasquan, NJ 08736

WHEREAS, the Tax Collector has certified that the current property owner is entitled to the refund.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is

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hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION
91-2011**

BE IT RESOLVED that the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, has authorized that the base salary of the below listed employees shall be increased as follows:

For the calendar year of 2010, 2011, and 2012 there shall be an increase of 2 % on the base salary effective January 1 of each year.

Borough of Manasquan Office & Professional Employees Local 32 Members

	2010	2011	2012
<u>Part Time</u>			
Richard Furey	\$17,523.04	\$17,873.50	\$18,230.97
<u>Full Time</u>			
Mary Salerno	\$26,668.51	\$27,201.88	\$27,745.92
Barbara Estlow	\$30,117.47	\$30,719.82	\$31,334.22
Courtney Hogan		\$25,000.00	\$25,500.00
Christine White	\$30,131.09	\$30,733.71	\$31,348.38
Ann Longendyck (includes Brielle portion)	\$34,729.74	\$35,424.33	\$36,132.82
Joan Coder	\$29,862.02	\$30,459.26	\$31,068.45
Stephanie Miller	\$26,583.75	\$27,115.42	\$27,657.73
Susan Maniscalco	\$34,435.14	\$35,123.84	\$35,826.32
Nancy Acciavatti (1/1-10/31/2010)	\$28,113.75		
(11/1-12/31/2010)	\$33,723.75	\$34,398.23	\$35,086.19
Sharon Bogie	\$38,006.97	\$38,767.11	\$39,542.45
Helen Fitzsimmons (includes Brielle portion)	\$42,687.69	\$43,541.44	\$44,412.27
Barbara Ilaria (1/1/10 to 10/31/10)	\$36,720.00		
<u>Employee</u>	Hourly Rate		
Michelle Abbott	\$15.30	\$15.61	\$15.92
Charles Wills	\$23.56	\$24.03	\$24.51

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Barbara Kappy
(1/1/10 to 3/31/10)

\$17.80

WHEREAS, any additional stipends, longevity payments or other benefits are as stated in the OPEIU Agreement for years 2010 to 2012, Borough Ordinance, Resolutions or additional contracts, and;

BE IT FURTHER RESOLVED that the Borough Clerk is authorized to notify the employees upon passage of this resolution.

**RESOLUTION
95-2011**

BE IT RESOLVED by the Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that:

WHEREAS, a return of a portion of Boat Slip fee is due to the below described Boat Slip Lessees for the year 2011:

NAME: James Campbell
701 Hardean Road
Brick, NJ 08724 AMOUNT OF REFUND DUE: \$637.00

NAME: Thomas Pair
314 Leslie Ave.
Brielle, NJ 08736 AMOUNT OF REFUND DUE: \$1111.00

NAME: Ronald & Diane Putelo
407 Sycamore Lane
Brielle, NJ 08730 AMOUNT OF RUFUND DUE: \$637.00

NAME: Thomas Egan
14 High St.
Mahwah, NJ 07430 AMOUNT OF REFUND DUE \$637.00

NAME: Andrew Quinn
998 Ridge Ave.
Manasquan, NJ 08736 AMOUNT OF REFUND DUE: \$637.00

REASON: Boat Lessees paid for their Boat Slips by the deadline and then downsized to smaller boat slip at a lower cost.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION
99-2011**

BE IT RESOLVED that the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that Peter Moore be and is hereby granted an Unpaid Leave of Absence under the Family Medical Leave Act effective April 6, 2011 thru June 29, 2011.

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**RESOLUTION
83-2011**

BE IT RESOLVED that the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, has authorized that the hourly salary of the below listed employee be increased by 2% effective January 1, 2011.

EMPLOYEE:

William H. Berardi – Court Officer	\$17.41 per hour 2011
	\$17.75 per hour 2012

BE IT FURTHER RESOLVED that the Borough Clerk is authorized to notify the employee upon passage of this resolution.

**RESOLUTION
96-2011**

WHEREAS, the Borough of Manasquan is the owner of municipal property in various locations throughout the Borough; and

WHEREAS, the Borough of Manasquan has approved the encroachment of real and personal property on municipal property by residential property owners, commercial property owners and vendors within the municipality; and

WHEREAS, the Borough of Manasquan has entered into contracts with entities that have encroached upon municipal properties and those entities remit payment to the Borough of Manasquan for encroachment on said municipal property; and

WHEREAS, these entities are required to make payments on a timely basis pursuant to these individual contracts; and

WHEREAS, a number of these entities have failed to make timely payments with regard to payment of the encroachment fees;

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Manasquan, County of Monmouth, State of New Jersey, as follows:

1. The Clerk's Office is hereby authorized and directed to charge 8% per annum for those delinquent subsequent to the due date in those contracts which require payment of encroachment fees in the amount of \$1,500.00 or less. The Clerk's Office is hereby authorized and directed to charge 18% per annum on any amount for the payment of encroachment fees in excess of \$1,500.00 becoming delinquent after the due date.
2. Payment of encroachment fees shall have a ten (10) day grace period, with the due date counted as being day one (1).

**RESOLUTION
97-2011**

WHEREAS, the Borough of Manasquan ("Manasquan") and Inlet Corner Property LLC ("Property Owner") have entered into an Agreement dated May 12, 2010 relating to property identified on the municipal tax map as Block 187, Lot 25.01. A copy of said Agreement is attached to this resolution; and

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WHEREAS, the license agreement permits the Property Owner to locate a vending machine in an area 2.00 square feet in size that is located within the Borough of Manasquan right of way; and

WHEREAS, it states in paragraph #3 of the Agreement that the property owner may apply to the Borough of Manasquan for an extension of the License Agreement; and

WHEREAS, the property owner has applied for an extension of said agreement from May 4, 2011 through May 3, 2012; and

NOW, THEREFORE BE IT RESOLVED that the Agreement dated May 12, 2010 has been extended from May 4, 2011 through May 3, 2012.

A certified copy of this resolution shall be sent to:

Inlet Corner Property LLC
432 First Avenue
Manasquan NJ 08736.

**RESOLUTION
94-2011**

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 Municipal 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:	184,173.69
WATER/SEWER FUND:	6,227.53
BEACH FUND:	1,017.44
GENERAL CAPITAL FUND:	36,561.89
WATER/SEWER CAPITAL FUND:	
BEACH IMPROVEMENT FUND:	

Council Member Donovan made a motion to approve the Consent Agenda, seconded by Council Member Grasso. Roll call was taken and the motion carried unanimously.

ORDINANCE:

The Borough Attorney read the title of ordinance #2079-11 for introduction.

ORDINANCE AMENDING CHAPTER 2 (ADMINISTRATION) SECTION 2-14.4 AND SECTION 2-15.7 OF THE BOROUGH OF MANASQUAN CODE IN

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**THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF
NEW JERSEY**

Council Member Donovan made a motion to introduce ordinance #2079-11, seconded by Council Member McCarthy. Motion carried by the following vote: "yes" Council Member Connolly, Donovan, Grasso, Lee, and McCarthy. "No" none.

APPROVAL OF MINUTES

Reorganization Meeting Minutes – January 3, 2011

Council Member Donovan made a motion to approve the minutes, seconded by Council Member Lee. Council Member McCarthy abstained. Motion carried unanimously.

COMMITTEE REPORTS

Law & Code Committee – Council Member Grasso reported that revenues for March in the Code Department were \$15,117.00 which is higher than last year at this time of \$8,492.00. He advised that is a 78% increase. He reported that Court revenues for March are \$22,964.00 which is higher than last year at this time of \$11,940.00. He advised that this is a 92% increase. He congratulated and welcomed the new Borough Attorney Mark Kitrick because he missed the last meeting. He stated that he looks forward to working with the new attorney as well as the code department. He reported that there are many issues that the Law and Code Committee needs to address and the committee will be sitting down with the Borough Attorney and the CFO. He stated that some of those issues to be discussed will be the snow removal ordinance, taxi ordinance, dogs on the beach, recycling and garbage practices. He advised that they will also be discussing construction order changes and practice and process. He advised that they will be reviewing the special officer's financial assistance along with identifying Borough water/sewer exemption rates. He reported that he received a letter on March 24, 2011 from JCP&L address to Mayor and Council with regards to posting signs and banners on utility poles. He read the letter. He stated that he wants to go on record as the Code Committee Head that this is a state statute and is also an ordinance in our own town.

Administration & Finance Committee – Council Member Connolly reported that the committee reviewed and signed bills totaling \$277,980.55 and most of that amount (\$180,000) was paid to the fire district. She advised that copies and details of the bills are on the front desk for the public to see and review. She acknowledged a letter from the Mayor of Pt. Pleasant sent to the Mayor and Council that he is setting up concerning shared services. She recommended to this Council that perhaps the shared service committee attend this meeting. She stated that the Mayor has invited 6 towns in Ocean County and 5 in Monmouth County and this is a topic that she believes is very important to the Borough. She reported that the Cable Advisory Committee met and she is the liaison to that committee and they asked her to check with the Council for a date so they could do a trial recording of the Council Meetings to determine if it is possible to record the meetings. She stated that they are not sure with the lighting and the sound. She advised that this film would only be used on a trial basis, it would not be placed on any public TV channel, and she is asking for a few dates?

Beach Committee – Council Member Lee welcomed Mark Kitrick to the Borough and he thanked Council Member Connolly for bringing up the shared services committee. He advised that he is encouraging the rest of the committee to attend the meeting. He reported that the beach badge sales and parking passes are running ahead of last year and the sales will start again on Friday, April 29, 2011 from 10 a.m. to 2 p.m. at the Beach office. He reported that the weekend storm brought erosion to the beach. He thanked the committee, Wally Wall and Chris Rice for leading the Main Street building. He reported that a new facility is being scoped out which will include bathroom facilities at the main beach. He advised that it is a lengthy process and there are a lot of good ideas and concepts that are being brought up. He reported that there are some local high school architectural students that are in the Monmouth County Vocation School and Manasquan High School that are also going to be involved in the plans. He reported that employment applications for the beach were about 175 and he stated that there are employees from last year that will be asked back and then the applications will be looked at. He reported that the signs for no dogs on beach or walkway are up. He thanked Joe DeIorio for moving ahead the Coast Guard Station effort and the Borough is in the process of the final approvals from the Historic Trust. He advised that there is a benefactor that is donating the siding and the actual work to the Coast Guard Station. He advised that this donation could possibly be \$50,000 from Kevin Casey. He reported that Green Acres approved the Borough for \$450,000 which is another payment towards Sea Watch purchase.

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Public Property and Parks Committee – Council Member McCarthy reported that the Mayor and himself attended a meeting last week with Lia Trench and representatives of the Life Saving Station and that the construction is in the punch list phases and should be done within the next week or 10 days. He advised that there was a discussion regarding the Borough working with the Squan Beach Life Saving Preservation Committee about policies and procedures. He stated that the committee should sit down along with Ms. Trench and get some policies and procedures together for when the building is operational. He stated that a fundraiser is being looked into for the fall to raise money for the Life Saving Station. He reported that there is one (1) large boat slip left after the lottery on April 1, 2011 and the information is available on the Borough website. He advised that the Mayor and he attended a meeting with Pat Callahan, several realtors, police department, MBIA, and Charles Wills concerning the upcoming beach season. He advised that this discussion was a general meeting about the procedures of what is expected of the summer guests and the notices that the realtors will be providing to them such as garbage schedule, clean up and what can be curbside was relayed to everyone in attendance. He reported that the realtors stated that the rental market is up here in Manasquan. He reported that Department of Public Works employees have been looking at the fountain and trying to get it up and running. He advised that the Elks and Mr. O'Boyle put a lot of time and effort into getting the fountain restored. He stated that he believes that the leak of the fountain has been identified and corrected but that needs to be confirmed before any efforts are put forward in repairing the motor. He stated as related to Tourism the commission is looking forward to the 125th Anniversary of Manasquan and will be working on the boat parade for next year with more details to follow. He reported that the calendar should be available by the beginning of May which shows all the events, fireworks, concerts, pizza eating contest, bike parade etc.

Public Works Committee – Council Member Donovan reported that the recycling center will be closed Friday, April 22, 2011 in observation of Good Friday but it will be open on Easter Sunday. He reported that Glimmer Glass Phase II project is pretty well completed. He reported that the work on Central Avenue had some weather problems and some other issues and is running a little behind schedule. He reported that the Water Treatment Plant is about 75% completed. He advised that this week and next week the DPW will be flushing fire hydrants and if there is discolored water to let it run for a while and it should clear up. He reported that leaves and brush that schedule begins next week on April 25, 2011 and it runs for 1 week. He advised that the DPW has taken down the geese control system at Mac's Pond for a fishing contest that is coming up. He stated that this program has been successful by keeping the geese off Mac's Pond. He reported that the Borough Auction will be held at the Recycling Center on May 21, 2011 and Manasquan residents are invited to a paper shredding event this Saturday, April 23, 2011 in Brielle. He advised that the Environmental Commission is having a beach sweep on April 30, 2011 in conjunction with Clean Ocean Action. He advised that he has a letter from Mike Sinneck from the Environmental Commission and he would like to thank Jay Price, Ryan Dullea, Ed Hill, and Fire Company No. 1 for their assistance in the thermal imaging program. He reported that the Public Safety and Recycling Committee met to review bid documents for the garbage and recycling contracts to get the bid documents out well in advance of the contract expiring in December. He advised that the Chamber of Commerce is having a Arts & Crafts Festival on Saturday, April 30, 2011 in Squan Plaza.

Council Member Lee asked if he could add something. He wanted to remind the residents that the School Board Election and the Budget is on Wednesday, April 27, 2011 with polls being open from 2 p.m. to 9 p.m.

AUDIENCE PARTICIPATION

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

Lia Trench, 440 East Main Street thanked the Mayor and Council Member McCarthy for meeting with the Preservation Committee Board Members. She stated that Council Member McCarthy is the new man on the block but he is really pitching in and doing his share and he is doing a good job. She advised that Saturday night was a flooding situation on Main Street and the Office of Emergency Management were out there working really hard. She stated that they were out there pulling people out of their cars and carrying them and putting them into the truck and getting them to shelter. She wanted to make sure that the Council was aware of that.

Ron Jacobson, 59 McLean Avenue had a few questions on the water plant. He directed his questions to Charles Rooney, Borough Engineer. He wanted to know if the Water connection at Brielle will be done under the Water Plant contract.

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Mr. Rooney advised that this project will be done separate from the Water Treatment Plant.

Mayor Dempsey stated that the water connection at Brielle comes out of the Capital Improvements.

Mr. Jacobson stated that it seems strange to him that the Borough is going to do a repair or maintenance out of a construction budget. He stated that he has 40 years of construction experience and he believes that it is a repair or maintenance not a construction item. He stated that he does not understand why it is coming out of a construction budget. He stated that if the repair or maintenance was done back in 2008 as Mr. Rooney brought up there was no construction budget and it would have been under repair or maintenance. He wanted to know how much a contractor is allowed to mark up on a change order.

Mr. Rooney stated that he does not understand what Mr. Jacobson means by mark up.

Mr. Jacobson stated that when a contractor submits a change order request, by contract, a certain amount of profit and overhead is allowed.

Mr. Rooney and Mr. Jacobson had a discussion on the change order percentage and the solar panel.

Mr. Jacobson wanted to know who will do the start up procedure on the water plant?

Mr. Rooney stated that DEP oversees the whole project.

Mr. Jacobson wanted to know who is going to perform the start up procedure and make sure it works before the DEP.

Mr. Rooney stated that "it will be the contractor with T&M's oversight."

Mr. Jacobson stated that "Patoch has a responsibility, or his subs do, because he can't even spell scata. You know I am right."

Mr. Rooney stated that "Patoch is responsible."

Mr. Jacobson asked what the percentage billed is on the project.

Mr. Rooney stated that it is a matter of record and he guesses maybe 65% has been paid. That is a guess.

Nick Perone, 59 S. Jackson wanted to know what is being done with the Plaza.

Mr. DeIorio stated that there have been a few meetings to discuss Squan Plaza and he advised that they are reviewing some of the older plans that have been done in the past incorporating those ideas to come up with something is cost effective and under the engineer's review, something that will address some of the safety concerns that are out there now. He stated that it is a potential hazard that the Borough wants to avoid. He stated that nothing has been finalized yet and the engineer is doing some follow ups with DOT because they will have to be involved with any changes to the Plaza.

Mayor Dempsey stated that he is trying to get \$500,000 from the State for the project.

Mr. Perone suggested just curbing and pavement right now.

Mayor Dempsey stated that DPW will fill in all the pot holes before the first craft show or flea market in May.

Mary Ryan, 113 Beachfront referred her question to Council Member Grasso. She asked that when he looks at the codes and contracts would it be possible to speak with the Cablevision and some kind of requirement about them cleaning up the wires and the mess when they do their work.

Council Member Grasso stated that he will look into this.

Mr. DeIorio stated that if the residents see this happening they should e-mail the councilman, myself or Mr. Callahan as soon as you can and it will be immediately address it with Cablevision.

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Ms. Ryan thanked Council Member Lee for his work on the beach. She stated that it is a wonderful idea having the students be a part of this project. She wanted to know who brought them on board.

Council Member Lee stated that he thinks it was Council Member Grasso's initial idea and then Chris Rice moved forward with it.

Council Member Grasso stated that 2 of the students working on this Beach project are from Manasquan. He stated that the students will be invited to a council meeting to be acknowledged.

Ms. Ryan thanked Council Members Lee and Grasso for bringing these young people in on a town project. She wanted to know if a member of the MBIA can come to one of the meetings.

Council Member Lee stated that would be fine.

Ms. Ryan advised that the Mayor had some good suggestions about garbage pick up and owners of properties agree to have back yard pick up. She stated that one of the suggestions was to have a pick up on Saturday and another possibility was having the garbage company make contracts that are seasonal not quarterly.

Mayor Dempsey stated that the Borough can put this in the bid but there is no guarantee that the contracting will bid on it.

Ms. Ryan advised that she is now the President of the MBIA having taken over from Tom Carroll and when Tom became ill and it was clear that he wasn't going to be able to continue in that capacity any more he had spoken with her about the possibility of taking over. She stated that she was totally intimidated by this prospect because there is no way that she would begin to think that she could do half the things that Tom did for this town. She stated that the Mayor's proclamation was beautiful and it really did speak to who Tom was and he was a dedicated public servant. She stated that Tom worked very hard to establish a really wonderful working relationship with the Council and the Borough. She would like to think that the MBIA would continue to have the same kind of warm wonderful working relationship that Tom initiated. She stated that she will work the Council and Borough to the best of her ability.

Council Member Connolly made a motion to close the public session, seconded by Council Member Donovan. Motion carried unanimously.

Council Member Connolly made a motion to close the regular meeting at 9:25 p.m., seconded by Council Member McCarthy. Motion carried unanimously.

Respectfully submitted,



Barbara Ilaria
Municipal Clerk

DATE APPROVED 10-17-11