

AUGUST 16, 2010

A Work Session Meeting of the Manasquan Mayor and Council was held on August 16, 2010 at 7:00 p.m., in Council Chambers of Borough Hall.

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 22, 2009.

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

Also present was Borough Attorney James Kinneally and Borough Administrator John Trengrove.

Absent: None.

ITEM #1. Review of the follow-Up List.

The Governing Body reviewed and updated the follow-up list dated 8/13/10.

ITEM #2. Request from the Algonquin Arts to Use the Borough's Band Stand.

Council Member Connolly related that since they are a non-profit organization the Borough could be generous and not charge them.

Council Member Bossone related that would be setting a precedent for other users including the Chamber of Commerce. He noted that the Chamber is using it less frequently now that they are being charged.

Council Member Connolly related that they are non-profit organizations that give back to the community.

Mr. Trengrove noted that the Borough charges non-profits to use the beachfront on a regular basis.

Council Member Connolly related that this is for the bandstand only – not fees in general.

Council Member Lee related that while he agrees with the approach of accommodate everyone the real issue is that the fee is for the labor and support services that are being provided. He related that it is no different than charging someone to hold a walk to raise funds who will need police coverage.

Council Member Bossone made a motion to approve the request with a \$100.00 fee, seconded by Council Member Lucas. Roll Call was taken with the following results: "yes" Council Member Bossone. Council Member Connolly voted "no" to the charge and "yes" to the permission.

The Borough Attorney related that the motion has to be disposed of as a whole motion.

Council Member Connolly voted against the motion.

Council Members Donovan, Grasso and Lee voted in favor of the motion.

Council Member Lucas voted against the motion.

ITEM #3. Use of Borough Property Request:

- Revised Beachfront Wedding Request – Lubeck

Council Member Bossone related that one tent was removed from Borough property and they will be imposing strict conditions that there will be no alcohol consumption since it is on Borough property.

Rachel Lubeck related that she is hiring three security personnel from Bar Anticipation for the event. She also related that alcohol will only be served on private property and the second tent that is located on Borough property will be used for older guests who might want to sit in the event it rains. She also related that the portable restroom will be located there.

Council Member Bossone made a motion to approve the request, seconded by Council Member

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Donovan. Motion carried unanimously.

- Manasquan Tourism – Tents on the Beach – End of Summer Celebration

Council Member Connolly made a motion to approve the request, seconded by Council Member Bossone. Motion carried unanimously.

- Ladacin Network Ocean Plunge – 1-15-11

Council Member Bossone made a motion to approve the event, seconded by Council Member Lucas. Motion carried unanimously.

- Curtis Ave Block Party

Council Member Lee made a motion to approve the request, seconded by Council Member Lucas. Motion carried unanimously.

- Manasquan Recreation Commission Beach Picnic – 9-19-10

Council Member Lee asked that folks bring a donation to the Manasquan food pantry.

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

ITEM #4. Virginia Crossing Bond Issue.

This item was moved to the closed session meeting agenda.

ITEM #5. Letter from RedHawk Environmental requesting permission to install monitoring wells on Borough Property to monitor groundwater contamination.

Mayor Dempsey related that the agreement should state that the property will be restored to its original condition.

The Borough Attorney asked if the Borough has required a bond for similar type work.

The Municipal Clerk related that this is the first request of this type.

The Borough Attorney related that the Borough should obtain a hold harmless agreement.

Mayor Dempsey suggested obtaining a bond to ensure that the property is restored to its original condition.

Council Member Connolly related that the work is being done on behalf of an insurance company.

Mr. Kinneally related that if a bond is put in place the Borough will have the resources to draw from in the event they do not restore the property to its original condition.

The Municipal Clerk suggested that the Borough Engineer provide a bond estimate.

Mr. Kinneally related that he will talk to the Borough Engineer and will work out the details if the Borough Council authorizes him to.

Council Member Donovan made a motion to authorize the Borough Attorney to work with the Borough Engineer on preparing an agreement and bond requirement for Red Hawk, seconded by Council Member Lucas. Roll Call was taken and the motion was unanimously approved.

ITEM #6. Use of Credit Cards for Payment of Property and Water/Sewer Taxes.

Council Member Connolly related that the Borough Tax Collector has requested that the Borough provide the tax payers with the ability to pay their water/sewer and taxes with a credit card. She related that the Tax Collector is recommending using MuniTax. She related that there will be no cost to the Borough. She related that the users will pay a fee if they take advantage of it.

Mr. Trengrove related that the convenience fee is passed on to the user and he noted that it is a

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service that is provided by the Borough and it is voluntary. He related that the Borough has to see if it is subject to the bid laws.

Mr. Kinneally related that he will research the matter.

Council Member Connolly related that they are not getting the benefit from the Borough.

Mr. Trengrove related that the Borough was required to go out to bid for ATM machines which would have benefitted the user also.

The Municipal Clerk related that an agreement and resolution will be needed for the next meeting if it does not have to be bid out.

Council Member Connolly made a motion to authorize the Tax Collector to get the information subject to the bidding laws, seconded by Council Member Bossone. Roll Call was taken and the motion was unanimously approved.

ITEM #7. Review of the Ordinances and Resolutions for Consideration at the Regular Meeting.

There were no questions or comments regarding this item.

Law and Code Committee – Council Member Grasso related that the Borough Attorney has reviewed the proposed taxi fee ordinance with Council Member Lucas and Police Chief Scimeca. He related that a follow up meeting will be held then it will be scheduled for discussion at the next Council Meeting.

Administration and Finance Committee – Council Member Connolly read the Payment of Bills total that is scheduled for approval at the regular meeting. She related that they are continuing deliberations for the CMFO/Administrator position. She related that the DPW has settled their contract and she informed the public of the terms of the contract. She related that they are entering into bidding arbitration with the PBA and that they have not settled with the Dispatchers or Crossing Guards. She related that they will be looking at the Manager and Department Head contracts.

Public Safety and Recycling Contract – Council Member Lucas read the Police Department's weekly activity report. He related that the Police Chief reported that a significant number of juveniles have been issued warnings and traffic summonses for riding bicycles at night without a light and for helmet violations. He related that Chief Scimeca is asking for the parents cooperation with this matter.

Public Property and Parks Committee – Council Member Lee announced that the low bidder for the Energy Audit Project is Stephen Winter Associates at \$22,287.00. He related that they will be evaluating the public buildings and lift stations then giving the Borough recommendations on how to reduce energy costs. He related that Council Member Bossone has been researching ways to control the overcrowding geese problem in Manasquan

Beach Committee – Council Member Bossone gave the Beach Department revenue update. He related that the playground equipment should be installed this week. He related that today's Lifeguard Tournament was postponed to tomorrow because of the high wind and rough surf conditions. He thanked Manasquan Tourism Commission member Jim Coakley for running the Sand Castle Contest and also thanked Owen McCarthy for running the canoe/kayak event. He announced the upcoming Manasquan Tourism Commission events.

Public Works Committee – Council Member Donovan gave an update on the Third Ave Bulkhead Project and related that the Borough Engineer reported that the project should begin in early Fall. He related that due to excessive grease build up the Sewer/Jet Vac was used in the Main Street sanitary sewer. He gave an update on the Water Treatment Plant Project and related that the project is moving along according to the schedule.

AUDIENCE PARTICIPATION

There were no questions or comments from the members of the audience.