

BOROUGH OF MANASQUAN  
AGENDA

REGULAR MEETING OF MAYOR AND COUNCIL, AUGUST 1, 2011 AT 8:00 P.M., IN  
COUNCIL CHAMBERS OF BOROUGH HALL.

Mayor Dempsey's welcoming statement to the audience.

Moment of Silent Prayer and Salute to the Flag.

Mayor Dempsey's statement re: 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:

CONSENT AGENDA:

Resolution re:

- \*Refund of Portion of Boat Slip Lease Fee – Pryma
- \*Accepting Resignation of Chad Manzo, Class II Special Officer
- \*Refund of Trash Receptacle Deposit – NJ Timberline Builders, Inc.
- \*Refund of Beach Use Deposit – Coastal Spine and Rehabilitation
- \*Refund of Beach Use Deposit – Vita Zupko
- \*Tax Lien Installments – 25 Church Street
- \*Payment of Bills

ORDINANCE:

- First Reading and Introduction – Ordinance 2091-11  
Amending Manasquan Code to add posting of Rental CO
- Second Reading and Final Adoption – Ordinance 2088-11  
Adding Alternate Members to Shade Tree and Environmental Commissions
- Second Reading and Final Adoption – Ordinance 2089-11  
Establishing Penalties and Fees for Dogs on Beach
- Second Reading and Final Adoption – Ordinance 2090-11  
Amending 2073-11 to change subsection numbers for Grease Discharge

APPROVAL OF MINUTES

Regular Session Minutes – March 7, 2011

Work Session Minutes – March 21, 2011

COMMITTEE REPORTS

AUDIENCE PARTICIPATION

ADJOURNMENT

**BOROUGH OF MANASQUAN  
RESOLUTION  
193-2011**

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

**WHEREAS**, a refund of monies is due to the following:

**BOAT SLIP REFUND:**

**TO:** Thomas J. Pryma  
86 Whittredge Road  
Summit, New Jersey 07901

**RE:** Boat Slip #3 Perrine

**AMOUNT OF REFUND DUE: \$1757.61**

**REASON:** Slip leaser realized that due to tidal changes the slip was too challenging for his elderly parents and children to access their boat.

**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 refunds with said warrant to be charged against the General Ledger.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the August 1, 2011 meeting.

\_\_\_\_\_  
BARBARA ILARIA, RMC  
Municipal Clerk

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES	NO		

**BOROUGH OF MANASQUAN  
RESOLUTION  
194-11**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, that the resignation of Chad Manzo from the position of Class II Special Officer effective Thursday July 14, 2011 be and is hereby accepted.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, New Jersey, do hereby certify that the foregoing resolution was adopted by the Borough Council at the August 1, 2011 meeting.

\_\_\_\_\_  
BARBARA I LARIA, RMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES	NO		

**BOROUGH OF MANASQUAN  
RESOLUTION  
195-2011**

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

**WHEREAS**, a return of Security Deposit for a Trash Receptacle located on Borough Property is due to the below described property owners in the amount designated as follows:

NAME: NJ TIMBERLINE BUILDERS, INC  
P.O. BOX 103  
ALLENWOOD, NJ 08720

AMOUNT OF REFUND \$500.00

CHECK MADE PAYABLE TO: NJ TIMBERLINE BUILDERS, INC  
P.O. BOX 103  
ALLENWOOD, NJ 08720

**REASON:** After inspection by the Superintendent of Department of Public Works it was determined that the Security Deposits can be returned.

**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 Security Deposit with said warrant to be charged against the General Ledger.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the August 1, 2011 meeting.

\_\_\_\_\_  
BARBARA ILARIA, RMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
196-2011**

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

**WHEREAS**, a return of a Security Deposit is due to the below described Organization for a Beach Event that occurred July 23, 2011:

NAME: Joseph Petrone  
Coastal Spine and Rehabilitation Center  
800 Highway 71  
Sea Girt, NJ 08750

AMOUNT OF REFUND DUE: \$400.00

REASON: Manasquan High School Swim Team 1 Mile Swim Event which took place July 23, 2011. Refund Approval given by Beach Department Head.

**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 Event with said warrant to be charged against the General Ledger.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the August 1, 2011 meeting.

\_\_\_\_\_  
BARBARA ILARIA, RMC  
Municipal Clerk

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES	NO		

**BOROUGH OF MANASQUAN  
RESOLUTION  
197-2011**

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

**WHEREAS**, a return of a Security Deposit is due to the below described Organization for a Beach Event that occurred June 18, 2011:

NAME: Vita M. Zupko  
636 Summit Place  
Brielle, NJ 07730

AMOUNT OF REFUND DUE: \$400.00

REASON: "Walk for Emma" Event which took place July 23, 2011. Refund Approval given by Beach Department Head.

**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 Event with said warrant to be charged against the General Ledger.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the August 1, 2011 meeting.

\_\_\_\_\_  
BARBARA ILARIA, RMC  
Municipal Clerk

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES		NO	

**BOROUGH OF MANASQUAN  
RESOLUTION  
198-2011**

**WHEREAS**, Kimberly Mauro, owner of record of 25 Church Street Manasquan, New Jersey, Block 14 Lot 26.01 incurred a delinquency of property taxes which had been eligible for tax sale as prescribed by law. Taxes for 2010 have accrued to the lien, as required by law; and

**WHEREAS**, on December 30, 2010 the Tax Collector held a tax sale for unpaid 2009 property taxes, however, no bidders appeared and the lien was struck off to the Borough; and

**WHEREAS**, Tax sale certificate #09-00148 was duly recorded on February 11, 2011 in Book: OR-8878, Page 1661 with the original certificate on file in the Tax Collector's Office; and

**WHEREAS**, by way of a written correspondence, July 18, 2011, the property owner expressed a desire to redeem this tax lien in installments as permitted by law; and

**WHEREAS**, as of September 1, 2011, the amount required to redeem this lien is \$9,511.84. The amount required to redeem this lien as of September 1, 2014 is \$12,770.63; and

**WHEREAS**, the property owner has stated that at the time that the agreement is effective, they will pay to the Borough the amount required to bring 2011 taxes up to date and also anticipate providing a down payment of approximately \$2500 to be paid at the time that the agreement is made, leaving a balance of approximately \$10,270.63; and

**WHEREAS**, N.J.S.A. 54:5-68 states "The resolution may provide for payment of the estimated total sum due the municipality on any one parcel in substantially equal monthly installments, over a period not exceeding three (3) years and based on this information, 36 monthly payments would equal approximately \$371.31"; and

**WHEREAS**, N.J.S.A. 54:5-65 states "A municipality holding a tax sale lien may provide by resolution, general or special, as to any one or more specific parcels of property, for the redemption of the lien by installment payments. The resolution may be amended, altered or supplemented from time to time." and

**WHEREAS**, N.J.S.A. 54:5-70 states "The final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except the current year's taxes, and shall include interest properly chargeable on the respective unpaid balances." and

**WHEREAS**, N.J.S.A. 54:5-71 states " The resolution may provide that in making calculation of interest, it may be compounded annually, and that fractions of a month may be disregarded by the collector in giving credit in the computation of interest for payments made at irregular dates"; and

**WHEREAS**, N.J.S.A. 54:5-75 states "If any installment is not paid when due, or redemption is not completed within the time fixed in the resolution, the municipality, in any subsequent proceedings to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it, shall proceed only for the unpaid balance after proper credit of such installment payments as were made." and

**NOW THEREFORE, BE IT RESOLVED** , that the Mayor and Council of the Borough of Manasquan, hereby authorize the Tax Collector to implement an installment payment plan on said property; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council authorize the Tax Collector to make the necessary adjustments as prescribed by law.

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held on August 1, 2011.

\_\_\_\_\_  
**BARBARA ILARIA, RMC**  
 Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES		NO	

**BOROUGH OF MANASQUAN  
RESOLUTION  
199-11**

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 APPROPRIATIONS -	1,755,084.34
WATER/SEWER FUND APPROPRIATIONS -	13,518.85
BEACH UTILITY FD APPROPRIATIONS -	16,411.52
GENERAL CAPITAL FUND -	4,600.54
WATER/SEWER CAPITAL FUND -	250,747.70

Barbara Ilaria, Municipal Clerk of Manasquan, N.J., do hereby certify that the foregoing resolution was duly adopted by the Borough Council at their regular meeting on August 1, 2011.

\_\_\_\_\_  
Barbara Ilaria  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
CONNOLLY						
DONOVAN						
GRASSO						
LEE						
LUCAS						
McCARTHY						
ON CONSENT AGENDA			YES	NO		