

JUNE 18, 2018

Regular Meeting of Mayor and Council was convened at 7:03 p.m. on June 18, 2018 in Council Chambers of Borough Hall with Mayor Donovan presiding.

Mayor Edward Donovan read the statement re: Open Public Meetings Act of 1975 and that adequate notice has been provided by transmitting the Resolution of Annual Meetings to the Asbury Park Press and the Coast Star, by posting it in the Borough Hall on a bulletin board reserved for such announcements, and by posting it on the official website of the borough.

Mayor Donovan 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 Jeffrey Lee, James Walsh, Michael Mangan, Gregg Olivera, and Joseph Bossone

Absent: Council Member Richard Read

Also present were Borough Administrator Tom Flarity and Borough Attorney Mark Kitrick.

Audience Participation

Council Member Mangan went over what has been discussed regarding the Sea Watch property and the possibility of what can be done with the property as it relates to a rebuild. He also went over how the Borough acquired the property and advised that this is a summer of 2020 project. He stated that there will be more public meetings regarding the project to keep the residents informed.

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

Carol Budisak, 77 Beachfront submitted a petition to stop development at Sea Watch and voiced her concerns and opinion on the Sea Watch property as it relates to development of the property.

John Kelly, 59 Beachfront voiced his concerns and opinion on the Sea Watch property as it relates to a rebuild.

Pat Connolly, 65 Ocean Avenue stated that she is very concerned with the lack of inclusion of Green Acres Program in the current conversations about the redevelopment of Sea Watch property. She went over the history of the property and Green Acres and voiced her concerns and opinion on the Sea Watch property and Green Acres Regulations.

Mayor Donovan responded to Ms. Connolly and stated that she mischaracterized what the Borough has been doing and advised that at every step of the way have informed the county and Green Acres of what the Borough was doing. He stated that they will continue to inform and will continue to seek their guidance as to what can be done at the property.

There was discussion between Ms. Connolly and Mayor Donovan about reaching out to Green Acres.

Council Member Mangan advised that council is responding so harshly because there are processes in place and to suggest that council could ignore them is a bit off. He stated that the committee is being appointed tonight so as far as terms of ideas, plans, or specifics none exist yet and that is the purpose for the committee being appointed. He reminded everyone that this is just the beginning of the process.

Mr. Kitrick stated that the Borough has no choice but to have interaction with Green Acres as it was part of the funding mechanism years ago. He stated that it is a legal impossibility for a building to go up without any interaction with Green Acres.

Barbara Cooper, 10 Second Avenue inquired about the block and lot of Sea Watch and why the tax map shows the bungalows under separate lots.

Mr. Kitrick stated that legally it is one lot but for tax purposes there were tax designations for the bungalows.

There was discussion on the leased bungalows and what falls under Green Acres.

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Carolyn Burke, 451 E. Main Street voiced her opinion on the rebuild of Sea Watch and requested that the whole community be included in the committee being formed.

Clair Morrison, 71 Second Avenue inquired about a liquor license being put at Sea Watch.

Mayor Donovan stated that nothing has been eliminated but there are no plans for anything until the Borough can find out what they can do with the property and what is best for the property.

Council Member Mangan stated that a food service was mentioned at the MBIA meeting and that is the main idea right now. He stated that this will require Green Acres approval and more specifics to get an approval.

Mayor Donovan stated that there has not been any discussion on putting a night club at the property but a restaurant has been mentioned with a liquor license and without a liquor license but there are no plans and nothing has been fully vetted yet as this is just in the beginning stages of discussion.

Chris Morrison 71 Second Avenue voiced his concerns on the possibility of a restaurant being at the property. He wanted to make sure that a Leggett's or Osprey type scenario would not be put in at Sea Watch property.

Mayor Donovan stated that a night club is a nonstarter and will not even be thought about for the Sea Watch property.

Council Member Walsh made a motion to close the public portion, seconded by Council Member Mangan. Motion carried unanimously.

Approval of Minutes

Mayor Donovan advised that the minutes were not completed in time for the council review and are being pulled from the Agenda per the Municipal Clerk.

Use of Borough Property

- Run and Paddle Out – September 15 WITHDRAWN (carried from previous meeting)

Mayor Donovan stated that this request has been withdrawn by the applicant.

- Surf Lessons Pineapple 6/25 – 8/31 9-12pm 1-4pm Inlet (carried from prev. meeting)

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

- Big Brothers Volleyball Revised Rain Date Request – September 22, 2018

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

- Block Party – Perrine Blvd. – June 23, 2018

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

- Memorial Day Firework Rain Date Request – July 21, 2018 (7/22/18 rain date)

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

- Tug Of War Change of Date – From 9/29 to 10/20

Council Member Mangan made a motion to carry this request, seconded by Council Member Lee. Motion carried unanimously.

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- Tourism Request for Various Sunday Concerts on the Beach 4 to 6 pm

Council Member Mangan made a motion to approve this request, seconded by Council Member Walsh. Motion carried unanimously.

Sea Watch Redevelopment – Discussion

Council Member Mangan stated that this is listed on the agenda so a committee can be appointed to move forward with the rebuild of the property.

Mayor Donovan went over which standing committee chairs should be involved.

There was discussion on which council members should be on the ad hoc committee for Sea Watch.

Council Member Bossone stated that he will step back as it relates to being on the committee for Sea Watch.

Council Member Mangan made a motion to establish a committee for the Sea Watch Rebuild Project to include Council Members Mangan, Walsh, and Lee, seconded by Council Member Walsh. Motion carried unanimously with Council Member Olivera voting no.

Request for Modification of Liquor License Conditions – Salty Whale

Council Member Mangan made a motion to dismiss this request as it will be discussed during the hearing, seconded by Council Member Walsh. Motion carried unanimously.

Municipal Clerk's Office – Update

Municipal Clerk Barbara Ilaria reported on some of the items that the Clerk's office handles and what is currently being worked on.

Council Member Olivera made a motion to carry ordinance 2263-18, seconded by Council Member Mangan. Motion carried unanimously.

CONSENT AGENDA

RESOLUTION 171-2018

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

WHEREAS, a refund of monies are due to the following:

NAME: WILLIAM SMITH
45 FLETCHER AVE
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$500.00

REASON FOR REFUND: STREET OPENING 1ST RETURN
SO#25/18 45 Fletcher Ave

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.

172-2018

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Recreation Employees for the Summer Season of 2018; and

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NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18th day of June, 2018 appoint the following Seasonal Recreation Employees to work during the Summer Season, 2018:

Counselor	Address	Rate
Kimberly Ward	61 Colby Avenue	\$5,700- Salary
Chris Craig-Asst. Director	48 Allen Avenue	\$26.00
Marisa Marco-Art Director	19B Southbrook Drive, Eatontown, NJ	\$14.00
Megan Farrell-Sports Director	1137 Oak Road	\$15.00
Gina DeMattia	1914 Schley Avenue, Toms River, NJ	\$13.50
Tommy Antonucci	7 Allen Avenue	\$9.25
Madison Rydholm	549 Woodland Avenue, Brielle, NJ	\$9.25
Trey Triggiano	50 Central Avenue	\$9.25
Annie Ragan	228 Broad Street	\$9.25
Julianna DeGenova	54 Iroquois Road	\$9.25
Peter Pastelak	70 Colby Avenue	\$9.13
Bridget Walsh	356 Cedar Avenue	\$9.13
Joey Attardo	390 East Virginia Avenue	\$9.13
Maura Wilson	146 North Main Street	\$9.13
Elise Schmieder	285 Cedar Avenue	\$8.88
Mary Kathleen Huth	220 Broad Street	\$8.88
Matthew Driscoll	11 Muriel Place	\$8.88
Anna DePalma	7 Gardners Lane	\$8.88
Jane Antonucci	7 Allen Avenue	\$8.88
Jack McHugh	7 Spruce Avenue	\$8.69
Christina Giunco	4 Captain Bailey Court, Brielle, NJ	\$8.69
Brigid McCarthy	60 Narrumson Road	\$8.69
Anabel Ferraro	76 Marcellus Avenue	\$8.69
Stephen Schmieder	285 Cedar Avenue	\$8.69
Peyton Rydholm	549 Woodland Avenue, Brielle, NJ	\$8.69
Connor Walsh	356 Cedar Avenue	\$8.69
Michael Antonucci	7 Allen Avenue	\$8.60
Erin Driscoll	11 Muriel Place	\$8.60
Ellen Gallagher	332 Euclid Avenue	\$8.60

Tennis Instructors:

Ryan Ritchey	1119 Minnehaha Trail, Manasquan	\$45.00
Conor Ritchey	1119 Minnehaha Trail, Manasquan	\$27.00
Calli Sebaitis	901 Ocean Avenue, Spring Lake	\$20.00

**RESOLUTION
173-2018**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees for the 2018 Season Badge Sales; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18th day of June, 2018 appoint the following Seasonal Beach Employees to work during the 2018 Season.

Position	Address	Hourly Rate
<u>Badge Checkers</u>		
Emma Bradley	84 Parker Ave, Manasquan	8.00
Diane Cheer	1359 Tamarack Rd., Manasquan	9.00
Jacquelyn Cook	10 Stratford Dr., Brick	8.00
Kaylae Eppley	1205 7 th Ave., Neptune	9.00
Charlie Height	319 E. Virginia Ave., Manasquan	8.00
Perri Jost	292 Perrine Blvd., Manasquan	8.00
Jada Scimeca	123 South St., Manasquan	10.00
Madison Spera	1617 Doris St., Wall	8.00
Sean Wanamaker	515 Woodland Ave., Brielle	8.00

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Parking Attendant

William Christen	1551 Sterling Dr., Manasquan	10.00/11.00/12.00
Chris Daugherty	108 Curtis Ave., Manasquan	10.00/11.00/12.00
Nelson Nieves	166 North 6 th St., Newark	10.00/11.00/12.00
Michael Rafter	2 Jason Dr., Spring Lake Heights	10.00/11.00/12.00

Crew

Jacob Forman	1131 Hillcrest Path, Manasquan	10.50
Peter Forman	1131 Hillcrest Path, Manasquan	10.50
Denver White	366 Pine Ave., Manasquan	10.50

Beach Patrol

Dylan Lord	2432 Orchard Crest Blvd., Manasquan	9.00
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Junior Guard Staff

Jillian Spalt	68 Virginia Ave., Manasquan	9.00
Zack Dipietro	89 Ida Lane, Brick	9.00
Matt Vella	50 Cleveland Ave., Brick	9.00
Grace Price	4 Allen Ave., Manasquan	9.00
Jack Keelan	401 Sycamore Lane, Brielle	9.00
Christian Wall	515 Union Lane, Brielle	9.00
Hayden Anderson	617 Woodland Ave., Brielle	9.00
Gabe Jones	648 Park Avenue, Brielle	9.00
Sophia Centrella	22 Crescent Blvd., Brielle	9.00
Rachel Wall	69 Virginia Avenue, Manasquan	9.00

**RESOLUTION
174-2018**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Volunteer Engine Company No. 2 has submitted the members that qualify under Ordinance 2005- 07 "Free Season Beach Badge and Parking Permit for Certain Members of the Volunteer Fire Companies". These Members responded to 30% or more of the calls of the Unit or are Life Members of Volunteer Engine Company No. 2.

**RESOLUTION
176-2018**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey confirms the appointment of Cassandra Polonis, 301 Tenth Avenue, Manchester, New Jersey from provisional to permanent Deputy Municipal Court Administrator as of June 5, 2018. No salary change. The appointee has met all the necessary requirements and evaluations for the position.

**RESOLUTION
177-2018**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
APPOINTING JAKE ANTONUCCI, QUINN GALVIN AND MATTHEW
LIGGETT AS TEMPORARY FULL TIME FINANCE OFFICE CLERKS**

WHEREAS, the Borough of Manasquan is desirous of appointing a Temporary Finance Clerks until August 31, 2018; and

NOW, THEREFORE BE IT RESOLVED on the 18th day of June, 2018, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Jake Antonucci, Quinn Galvin and Matthew Liggett are appointed Temporary Full-Time Finance Clerks

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2. Salary rate shall be \$10.00 per hour.
3. The effective date of this appointment is June 19, 2018.
4. Hours for the Temporary Finance Clerk shall be determined by the Borough as permitted by law.
5. A certified copy of this resolution shall be sent to:

Jake Antonucci
4 Allen Avenue
Manasquan, NJ

Quinn Galvin
1209 Wall Road
Spring Lake Heights, NJ

Matthew Liggett
27 Newark Avenue
Manasquan, NJ

**RESOLUTION
178-2018**

WHEREAS, the Borough of Manasquan is desirous of appointing a Manasquan Recreation Pickleball Coordinator for the 2018 Season; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18th day of June, 2018 appoint the following Recreation Employee to work during the 2018 Season at a quarterly rate of \$300.00.

Carol Blume 96 Wyckoff Avenue, Manasquan

**RESOLUTION
181-2018**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Stephen J. Kircher from the position of Police Officer from the Manasquan Police Department effective June 24, 2018.

**RESOLUTION
183-2018**

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

WHEREAS, a refund of monies are due to the following:

NAME: FISH OR CUT BAIT, LLC
3716 BLACK BRANT DRIVE
LIVERPOOL, NY 13090

AMOUNT OF REFUND DUE: \$100.00

REASON FOR REFUND: DUPLICATE PAYMENT
Paid rental application with both check and credit card

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.

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**RESOLUTION
184-2018**

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

WHEREAS, a refund of monies are due to the following:

NAME: AMY UNTERMAN
121 WEST RENAISSANCE Blvd.
FARMINGDALE, NJ 07727

AMOUNT OF REFUND DUE: \$85.00

NAME: CRAIG MULVANEY
133 CURTIS PLACE
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$85.00

REASON FOR REFUNDS: Renewed for a larger locker on credit card when the renewal was for a smaller one at a lower price.

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.

**RESOLUTION
185-2018**

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:

NAME: TFM BUILDERS
2390 RIVERCREST TERR
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$1,157.63

REASON FOR REFUND: REFUND TAX PAYMENT ERROR
BLOCK 22 / LOT 32.03
66 CHURCH ST

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.

**RESOLUTION
186-2018**

**RESOLUTION AWARDING A CONTRACT FOR A MOBILE FOOD
CONCESSION TRUCK AT THE FORMER SEA WATCH BEACH
LOCATION AT THE MANASQUAN BEACH FRONT BOROUGH OF
MANASQUAN, COUNTY OF MONMOUTH STATE OF NEW JERSEY**

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WHEREAS, the Borough Council is desirous of awarding a contract for Food Concession for Sea Watch Beach; and

WHEREAS, Cedar Creek Cooking Company, P.O. Box 2061, Ocean Township has submitted a proposal for Food Concession for the Summer Season 2018; and

WHEREAS, Cedar Creek Cooking Company has agreed to accept the terms of the contract set forth by Borough Council and on file in the Borough Clerk's Office.

NOW, THEREFORE BE IT RESOLVED on the 18th day of June, 2018, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with Cedar Creek Cooking Company.
2. A certified copy of this resolution shall be sent to:

Kevin Lawlor
P.O. Box 2061
Ocean Township, NJ 07712

**RESOLUTION
189-2018**

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	180,482.81
Water/Sewer Fund	19,269.38
Beach Fund	48,491.00
Recreation Bldg Trust	6,783.48
Recreation Comm	2,734.00
Tourism Trust	4,137.41
Street Openings	500.00
Affordable Housing	375.00
General Capital Fund	72,009.45
Beach Capital Fund	11,905.24
Animal Control	8.40

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Council Member Walsh made a motion to approve the Consent Agenda, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, Olivera, and Bossone. "No" none.

Resolutions:

**RESOLUTION
175-2018**

WHEREAS, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Coastal Restaurant Group LLC., t/a Reef & Barrel for renewal of Plenary Retail Consumption Liquor License No. 1327-33-011-013 to cover premises at 153 Sea Girt Avenue, Manasquan, New Jersey; and

WHEREAS, the governing body makes the following factual findings with respect to Plenary Retail Consumption Liquor Licenses issued by it:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. Laws and Regulations.
3. The applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license and the licensed premises and/or any additional financing obtained in the previous licensed term for use in the licensed business.

WHEREAS, the governing body of the Borough of Manasquan has determined that Coastal Restaurant Group LLC., is entitled to a Plenary Retail Consumption License.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough Clerk is hereby designated, authorized and instructed to issue and deliver a Plenary Retail Consumption Liquor License to the said Coastal Restaurant Group LLC. t/a Reef & Barrel to sell any alcoholic beverages at 153 Sea Girt Avenue and also to store alcoholic beverages in a separate building until midnight, June 30, 2019, subject, however, to the following conditions:

1. As to the area where the licensee enclosed an existing sundeck as approved by a resolution dated November 3, 1986, the following condition applies:
 - a. An aisle in conformance with BOCA Building and Fire Code Regulations must surround every side of the bar.
 - b. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
2. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
3. The licensee shall provide two (2) qualified uniformed security persons who shall be assigned to duty, about or adjacent to the parking lot serving the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays and holidays from May 15th through September 15th when the licensee shall be open for business.
4. The Borough Council reserves the right to require the licensee to make appropriate arrangements to ensure that patrons of the licensed premises do not park or interfere with parking at 254-256-258 Parker Avenue.
5. There will be no audio speakers in the second floor dining area, no parties shall be planned and there will be no live entertainment.
6. Rooftop dining shall cease and the rooftop area will be vacated at 10:00 p.m., with the

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last seating at 9:00 p.m.

7. Rooftop dining shall have seating for 40 people only and shall be seasonally available during the months of May through September.

Mayor Donovan asked if there were any comments from the audience. There were no comments.

Council Member Mangan made a motion to approve the resolution, seconded by Council Member Walsh. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

**RESOLUTION
179-2018**

WHEREAS, application has been made to the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey by Veterans of Foreign Wars Post 1838 t/a Manasquan VFW Post 1838 for the issuance of a Club License No. 1327-31-016-001 to cover premises at 30 Ridge Avenue in the Borough of Manasquan, New Jersey; and

WHEREAS, the governing body makes the following findings with respect to Club Licenses to be issued by it:

1. The submitted application is complete in all respects including submission of the Club Member list.
2. The officers and directors of the Club are qualified according to statutory, regulatory and local governmental A. B. C. Laws and Regulations.
3. The Club maintains all records required by N.J.C.A. 13:2-8.8 and N.J.C.A. 13:2-8.12; and

WHEREAS, the Manasquan VFW Post 1838 is adjudged to be entitled to a Club License;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the Borough Clerk is hereby designated, authorized and instructed to execute the aforesaid Club License to the Manasquan VFW Post 1838. This license is in effect until midnight, June 30, 2019, subject, however, to the following condition:

1. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.

Mayor Donovan asked if there were any comments from the audience.

Robert Ferrante, 80 Ocean Avenue inquired as to the difference between a club license and a regular license.

Mr. Kitrick explained the difference between the different licenses.

Council Member Walsh made a motion to approve the resolution, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

**RESOLUTION
180-2018**

WHEREAS, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by BPOE Manasquan Lodge 2534 for the issuance of Club

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License No. 1327-31-012-001 to cover premises at 17 Stockton Lake Boulevard in the Borough of Manasquan, New Jersey; and

WHEREAS, the governing body makes the following findings with respect to Club Licenses to be issued by it:

1. The submitted application is complete in all respects, including the submission of the Club Member list.
2. The officers and directors of the Club are qualified according to all statutory and local governmental A.B.C. Laws and Regulations.
3. The Club maintains all records required by N.J.C.A. 13:2-8.8 and N.J.C.A. 13:2-8.12; and

WHEREAS, the BPOE Manasquan Lodge 2534 is adjudged to be entitled to a Club License.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the Borough Clerk is hereby designated, authorized and instructed to issue and deliver the aforesaid Club License to the BPOE Manasquan Lodge 2534. This license is in effect until midnight, June 30, 2019, subject, however, to the following condition:

1. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.

Mayor Donovan asked if there were any comments from the audience. There were no comments.

Council Member Walsh made a motion to approve the resolution, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

RESOLUTION 182-2018

WHEREAS, application has been made to the Borough Council, Borough of Manasquan, New Jersey by Osprey Hotel, Inc., t/a Osprey Hotel for the renewal of Plenary Retail Consumption Liquor License with Broad Package Privilege No. 1327-32-008-008 to cover premises at 201 First Avenue, Manasquan, New Jersey; and

WHEREAS, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor License with Broad Package Privilege issued by it:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and governmental A.B. C. Laws and Regulations.
3. The applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license and the licensed business and/or any additional financing obtained in the previous licensed business.

WHEREAS, the said Osprey Hotel, Inc., trading as Osprey Hotel is adjudged to be entitled to a Plenary Retail Consumption Liquor License with Broad Package Privilege.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough Clerk is hereby designated, authorized and instructed to issue and deliver a Plenary Retail Consumption Liquor License to Osprey, Hotel, Inc. t/a Osprey Hotel to sell any alcoholic beverages with a Broad Package Privilege to sell any alcoholic beverages in original containers for consumption off the premises, and also to store alcoholic beverages in a separate building until midnight, June 30, 2019, subject, however, to the following conditions:

- a. The licensee shall provide six (6) qualified, uniformed, security persons who shall be assigned to duty, about or adjacent to the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays, and legal holidays upon which the licensee is open for business. Three (3) qualified, uniformed security persons shall be assigned to duty about or adjacent to the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on Sundays, Mondays, Tuesdays, Wednesdays and Thursdays upon which the licensee is open for business unless such day is a legal holiday. One exterior security person shall be stationed in the Second Avenue parking area.
- b. The maximum occupancy for the licensed premises shall be equal to one (1) person for each five and one-half (5 ½) square feet of floor area which is not covered by bars or working spaces.
- c. There shall be no "go-go dancing," "mud wrestling," "nudity," "topless dancing" or any lewd activity conducted on the licensed premises.
- d. The exterior security guards shall wear a shirt clearly marked, on front and back, "Osprey Security."
- e. All windows to the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed during hours of operation except for access to and from the licensed premises. Exterior doors shall not be left continuously open to provide access.
- f. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
- g. The licensee shall provide a litter patrol which will remove litter within 200 feet (except for the Municipal Beachwalk) of the licensed premises before nine (9) a. m. each morning following an operational day.
- h. At any time when there is a line of patrons awaiting entrance to the licensed Premises, the line shall start at the front entranceway (corner of East Main Street and First Avenue) and proceed west along the north side of the licensed building and be located within 54" of the main wall of the licensed building. Temporary stanchions with rope or line shall connect each stanchion for the length of the patron line. If the line reaches the west side of the building, it shall be turned in a southerly direction, and be formed in the driveway on the west side of the licensed building. The patron line must be supervised by at least two employees of the licensee whenever there are people awaiting entry to the licensed premises.

The driveway on the west side of the licensed building connecting the parking lot to East Main Street shall be closed between the hours of 6:00 pm and 6:00 am.

- i. No live music at the licensed premises after 1:30 a.m.
- j. The licensee shall comply with all provisions of the "New Jersey Smoke-Free Air Act". N.J.S.A. 26:3d-55 et seq. If a smoking area is provided for patrons, the permitted smoking area cannot be on public property or the public sidewalk. The permitted smoking area, if any, shall be located within the licensed building, in accordance with applicable statutes, or on exterior grounds either owned, leased or otherwise controlled by the licensee.

Mayor Donovan asked if there were any comments from the audience. There were no comments.

Council Member Walsh made a motion to approve the resolution, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

RESOLUTION
187-2018

JUNE 18, 2018

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH,
NEW JERSEY, AUTHORIZING THE MODIFICATION OF
TRANSFER OF PLENARY RETAIL CONSUMPTION
(HOTEL/MOTEL EXCEPTION) LICENSE NO. 1327-36-001-010**

WHEREAS, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Driftwood Hospitality Group LLC d/b/a The Salty Whale & Guesthouse for the person to person transfer of Plenary Retail Consumption License No. 1327-36-001-010 to cover premises known as The Manasquan Beach House at 390 East Main Street, Manasquan, New Jersey; and

WHEREAS, the transfer of the above liquor license was approved by Mayor and Council by resolution 164-2018 on June 4, 2018; and

WHEREAS, the governing body made the following findings with respect to the plenary retail distribution liquor license:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and governmental laws and regulations of the Division of Alcoholic Beverage Control.
3. The applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and/or any additional financing obtained in the previous license term for use in the licensed business.

WHEREAS, Driftwood Hospitality Group LLC. was adjudged to be entitled to a person to person transfer for the Plenary Retail Consumption Liquor License covering premises at 390 East Main Street, Manasquan, New Jersey; and

WHEREAS, Driftwood Hospitality Group LLC. is requesting a modification to the existing conditions, specifically letter "m" as it relates to "Dining Area D" to allow for the porch area to be without screens or plexiglas during the summer months.

NOW, THEREFORE BE IT RESOLVED on the 18th day of June, 2018, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, do hereby allow the modification to the conditions of the liquor license for The Salty Whale as described above.

Mayor Donovan asked if there were any comments from the audience.

Carolyn Burke, 451 East Main Street, inquired about the open air porch being for dining or part of the bar.

Council Member Walsh stated that the area would be for dining.

Mr. Kitrick stated that the closing time of the open air porch would be 10 p.m. from Sunday through Thursday and 11 pm on Friday and Saturday.

Council Member Walsh made a motion to approve the resolution, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

**RESOLUTION
188-2018**

WHEREAS, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House for the renewal of Plenary Retail Consumption Liquor License (Hotel/Motel Exception) No. 1327-36-001-010 to cover premises at 390 E. Main Street, Manasquan, New Jersey; and

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WHEREAS, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor License No. 1327-36-001-010 issued by it:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and governmental A. B. C. Laws and Regulations.
3. The applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and/or any additional financing obtained in the previous license term for use in the licensed business.

WHEREAS, the said Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House judged to be entitled to a Plenary Retail Consumption Liquor License (Hotel/Motel Exception).

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough Clerk is hereby designated, authorized and instructed to issue and deliver a Plenary Retail Consumption Liquor License (Hotel/Motel Exception) to the said, Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House to sell alcoholic beverages at 390 East Main Street in the Borough of Manasquan, New Jersey, until midnight, June 30, 2019, subject, however, to the following conditions:

- a. There shall be no live music or entertainment of patrons by any group exceeding four people; however, the applicant shall have the privilege of applying to the governing body, or its designated committee, to have a larger group on special occasions. In such event, the applicant shall advise the governing body of the proposed date for the entertainment by live music of a group exceeding four people, the proposed time of the event and the number of entertainers proposed at the event.
- b. There shall be no consumption of alcoholic beverages outside of the structure on the property, except for the "proposed outdoor area" shown on a diagram submitted as part of the renewal application for this liquor license. The outdoor area consists of 510 square feet to the east of a portion of the structure labeled on the diagram as "ENCLOSED PORCH – roof over." Alcoholic beverages may only be served and consumed in this area between the hours of 11:00 a.m. and 10:00 p.m. Alcoholic beverages shall be available to patrons only through service by waiters or waitresses. Only a service bar may be maintained in this area. No patrons may be seated or standing at the service bar. No live music or amplified music shall be conducted in this area except for an acoustic guitar. Landscaping shall be provided in accordance with the diagram outlining this area. It is the intention of this provision to prohibit the consumption of alcoholic beverages in the yard or parking lot areas of the premises known as The Salty Whale & Guest House, except in the outdoor area described above.
- c. The total lineal feet of public bar shall not exceed seventy (70) linear feet.
- d. No alcoholic beverages sign on the exterior or adjacent grounds shall exceed 4½ square feet in area.
- e. No renewal or transfer of this license will be allowed, except for or to a hotel containing at least 50 rooms.
- f. The licensee shall provide two (2) qualified, uniformed security persons who shall be assigned to duty, about or adjacent to the parking lot serving the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays and Holidays from May 15th through September 15th, when the licensee shall be open for business. At least one of the security persons shall be stationed directly in the parking lot during the hours of 7:00 p.m. to 3:00 a.m.
- g. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before 9:00 a.m. each morning following an operational day from May 15th to September 15th.
- h. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of midnight and 7:00 a.m.

- i. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously. This condition does not apply to any rooms available for rent.
- j. No live music is permitted at the licensed premises after 1:30 a.m.
- k. Alcoholic beverages shall be available for patrons in conjunction with food service in Dining Area "D."
- l. Alcoholic beverages shall be available to patrons only through service by waiters or waitresses in Dining Area "D."
- m. Alcoholic beverages may be served and consumed between the hours of 10:00 a.m. and 10:00 p.m. on Sunday, and 11:00 a.m. to 10:00 p.m. on Monday, Tuesday, Wednesday and Thursday, and between the hours of 11:00 a.m. and 11:00 p.m. on Friday and Saturday in Dining Area "D".
- n. Dining Area "D" shall be vacated by 10:00 p.m. between Memorial Day and Labor Day and by 11:00 p.m. between Labor Day and Memorial Day. After that hour, there shall be no service of alcoholic beverages or food in this area.
- o. No amplification devices shall be located on the exterior of the building.
- p. No outside bar area, portable bars or similar structures or equipment shall be located in Dining Area "D."

Mayor Donovan asked if there were any comments from the audience. There were no comments.

Council Member Olivera made a motion to approve the resolution, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Olivera. "No" none. Council Member Bossone abstained.

Ordinances – First Reading

The Borough attorney read the title of ordinance 2263-18 for second reading and final hearing.

ORDINANCE TO AMEND SECTION 7-16.1 (TAXI STANDS ESTABLISHED) AND TO ESTABLISH SECTION 7-16.2 (ACTIVE PICKUP AND DROP-OFF ZONE) OF CHAPTER 7 (TRAFFIC) AND SECTION 4-16.2 (FINES AND PENALTIES) OF CHAPTER 4 (LICENSING) OF THE BOROUGH OF MANASQUAN TO DESIGNATE TAXI PICKUP AND DROP-OFF ZONES IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

Council Member Olivera made a motion to carry ordinance 2263-18 prior to the Consent Agenda.

COMMITTEE REPORTS

Public Works Committee – Council Member Lee reported that DPW is working on the parks, catching up on maintenance items, still working on potholes, and working with the beach to get everything ready for the season.

Code/Construction Committee – Council Member Walsh reported on the May 2018 figures for the zoning, construction, and code office as compared to last year.

Administration Committee – Council Member Mangan thanked the administrator and clerk for the administrative meeting and advised that a wide range of topics were covered. He reported that the borough is looking into some repairs to the Lifesaving Station with some grant money and looking ahead to the boat docks for 2019 season as it relates to the large slips.

Public Safety Committee – Council Member Olivera reported that the summer months are the busy months for the police department. He reported on the activities in the police department for the week of June 11.

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Recreation/Beach Committee – Council Member Bossone reported that the beach is fully open for the summer, new beach signs have been installed with rules and regulations, summer recreation offerings are listed on the website, there is an upcoming paving project and knee wall project at the beach garage, and he reported on the events coming up at the beach. He reported on the revenues for the beach so far this year as compared to last year which is higher. He reported on the July 4th celebration for tourism which will be held July 3. He also reported that the cancelled Memorial Day fireworks will be on July 21.

Audience Participation

Council Member Walsh made a motion to open the meeting to the public, seconded by Council Member Mangan. Motion carried unanimously.

Bob McCarthy, Brielle Road, Manasquan stated that the minutes are not posted on the website since November 2017.

Municipal Clerk Barbara Ilaria advised that they will be updated shortly as the Borough was waiting on a program to properly post the minutes.

Donna Gableman, 22 Ocean Avenue inquired about the committee put together for the Sea Watch project and suggested the council consider adding a resident to the committee established tonight.

Mayor Donovan stated that the plan is to put together a much larger committee but at this point the borough needed to appoint a re-development committee which would consist of council members.

Council Member Olivera advised that there is a Citizen Advisory Committee in place which is made up of citizens who wanted to get involved and they will be reached out to also.

Council Member Mangan went over the Citizen Advisory Committee and how it was established and what it consists of.

Mark Fendl, 13 Taylor Avenue inquired about the stop sign on Parker Avenue when traveling west towards Surf Taco and advised that the traffic is backed up across route 71 and blocking it.

Mayor Donovan stated that it will be looked into.

Council Member Bossone made a motion to close the public portion, seconded by Council Member Walsh. Motion carried unanimously.

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.

Council Member Lee made a motion to close the regular meeting at 9:11 p.m., seconded by Council Member Olivera. Motion carried unanimously.