

NOVEMBER 5, 2018

Regular Meeting of Mayor and Council was convened at 7:03 p.m. on November 5, 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, Michael Mangan, Gregg Olivera, Richard Read, and Joseph Bossone

Absent: Council Member James Walsh

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

Audience Participation

Council Member Read made a motion to open the meeting to the public, seconded by Council Member Bossone.

There being no comment Council Member Olivera made a motion to close the public portion, seconded by Council Member Read.

Approval of Minutes

Regular Meeting Minutes – October 15, 2018

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

Use of Borough Property

- MHS Thanksgiving Parade and Bonfire – November 21, 2018 6 to 9 pm

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

- Manasquan First Aid Beach Clean-Up – November 11, 2018 10 am to noon

Council Member Lee pointed out the Borough cannot approve the clean up on the dog beach as it is owned by the County.

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

- Christmas in Manasquan Tourism Request for December 9, 2018 with Ice Sculpture

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

New Year's Eve Twilight Run/Walk – Request to Waive Fees

There was discussion on this request and the route of the event.

Council Member Olivera made a motion to deny the request to waive the fees, seconded by Council Member Read. Motion carried unanimously.

Unions' Request to Switch February 12, 2019 Holiday with July 5, 2019

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There was discussion on this request.

Council Member Mangan made a motion to table this request to the next scheduled meeting, seconded by Council Member Lee. Motion carried unanimously.

Project Updates

Director of Engineering/Project Manager Chris Tucker updated the council and audience on the current projects including Stockton Lake Blvd., Main Street Business District Streetscapes Project, and Municipal Utility Asset Management Plan.

CONSENT AGENDA

RESOLUTION 271-2018

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: GOLDEN EAST OF MANASQUAN, LLC
6 SHERWOOD DRIVE
BRIELLE, NJ 08730

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #08-2009
87-89 TAYLOR AVENUE
BLOCK: 61-- LOT: 40.01 -- ZONE: B-3

AMOUNT OF REFUND DUE: \$777.30

NAME: BLUE LOBSTER ENTERPRISES, LLC
C/O SURF TACO
PO BOX 1025
POINT PLEASANT BEACH, NJ 08742-1025

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #23-2009
121 PARKER AVENUE
BLOCK: 60-- LOT: 5.01 -- ZONE: B-3

AMOUNT OF REFUND DUE: \$333.50

NAME: FRANK TACKETT
4 VICTORIAN HILL
MANALAPAN, NJ 07726

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #11-2016
75 BEACHFRONT, 74 FIRST AVENUE
BLOCK: 165-- LOT: 30 -- ZONE: R-4

AMOUNT OF REFUND DUE: \$56.25

NAME: 30 N MAIN STREET C/O MASTRORILLI
427 ESSEX AVENUE
SPRING LAKE, NJ 07762-1146

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REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #17-2011
30 N MAIN STREET
BLOCK: 32- LOT: 1.01 - ZONE: B-1

AMOUNT OF REFUND DUE: \$1113.93

NAME: JAMES SWEENEY
574 SALMON AVENUE
MANASQUAN, NJ 08736

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #09-2017
574 SALMON AVENUE
BLOCK: 184.02- LOT: 9 - ZONE: R-3

AMOUNT OF REFUND DUE: \$575.00

NAME: FRANK MORRIS CONSTRUCTION, LLC
2168 ALLENWOOD ROAD
WALL TOWNSHIP, NEW JERSEY 07719

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #17-2016
256 FIRST AVENUE
BLOCK: 181- LOT: 229 - ZONE: R-4

AMOUNT OF REFUND DUE: \$160.00

NAME: 72 ATLANTIC AVENUE, LLC
TERRENCE HEGEL
75 TAYLOR AVENUE
MANASQUAN, NJ 08736

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #43-2016
72 ATLANTIC AVENUE
BLOCK: 39- LOT: 12 - ZONE: R-2

AMOUNT OF REFUND DUE: \$987.50

NAME: WILLIAM A. HERON
1500 HUDSON STREET - APT #121
HOBOKEN, NJ 07030

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #06-2017
257 BEACHFRONT - MINOR SUB
BLOCK: 181- LOT: 17 - ZONE: R-4

AMOUNT OF REFUND DUE: \$218.75

NAME: TERRENCE HEGEL - ATLANTIC MODULAR

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75 TAYLOR AVENUE
MANASQUAN, NJ 08736

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #15-2017
333 EUCLID AVENUE
BLOCK: 119- LOT: 17.01 - ZONE: R-2

AMOUNT OF REFUND DUE: \$718.75

NAME: ANTHONY FERNANDEZ
5 BRANIN AVENUE
MANASQUAN, NEW JERSEY 08736

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #09-2018
5 BRANIN AVENUE
BLOCK: 22- LOT: 6- ZONE: R-2

AMOUNT OF REFUND DUE: \$150.00

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
272-2018**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
RELEASING MORTGAGE MODIFICATION
AGREEMENT**

WHEREAS, Ryan Bigley executed a mortgage modification to the Borough of Manasquan in the amount of \$18,200.00 and recorded in the Monmouth County Clerk's office under the Housing Improvement Program; and

WHEREAS, the Mortgage Modification will satisfied as of October 15, 2018 representing that all conditions have been satisfied; and

WHEREAS, the governing body of the Borough of Manasquan is desirous of releasing the Mortgage Modification Agreement; and

NOW, THEREFORE BE IT RESOLVED on the 5th day of November, 2018, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Mortgage Modification Agreement for Ryan Bigley is hereby satisfied to the terms as of October 15, 2018.
2. A certified copy of this Resolution shall be sent to:

Ryan Bigley
110 Church Street
Manasquan, NJ 08736

Debbie Dovedytis, Program Analyst
Housing Improvement Program

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County of Monmouth
One East Main Street
Freehold, NJ 07728

**RESOLUTION
273-2018**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and are hereby authorized to sign the License Agreement between the Borough of Manasquan and the PNC Bank, National Association commencing October 1, 2018 and terminating September 30, 2023 for the licensing a portion of the premises of 107 Main Street known as "Pocket Park".

**RESOLUTION
274-2018**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey confirms the appointment of Glenn Purves, 9 Homestead Road, Freehold, New Jersey from provisional to permanent Plumbing Sub-Code Official as of November 6, 2018. No salary change. The appointee has met all the necessary requirements and evaluations for the position.

**RESOLUTION
275-2018**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, and Borough Clerk Barbara Ilaria be and are hereby authorized to sign the Animal Control Contract with the Associated Humane Societies, Inc for the term commencing January 1, 2019 through December 31, 2019.

**RESOLUTION
276-2018**

BE IT RESOLVED, by the Mayor and Council of the Borough of Manasquan that Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the agreement with Dynamic Testing Service to provide drug and alcohol testing to the Borough of Manasquan.

**RESOLUTION
277-2018**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Laborers for the Department of Public Works; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 5th day of November, 2018 appoint the following Department of Public Works employee to Seasonal Laborer:

- Kieran Walsh, 253 Euclid Avenue, Manasquan at an hourly rate of \$10.00

**RESOLUTION
278-2018**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Capturepoint Agreement for CommunityPass Online Registration and Payment Management software.

**RESOLUTION
279-2018**

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**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN
APPROVED STATE CONTRACT VENDORS FOR CONTRACTING
UNITS PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the Borough of Manasquan, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Manasquan has the need on a timely basis to purchase goods or services utilizing State contracts for the purpose of the acquisition of a New ODM Trailer Mounted Vacuum Leaf Collector; and

WHEREAS, the Borough of Manasquan intends to enter into contracts with: OLD DOMINION BRUSH CO. located at 5118 Glen Arden Drive, Richmond, VA 23231 through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW THEREFORE BE IT RESOLVED, that the Borough of Manasquan authorizes the Purchasing Agent to purchase certain goods or services from said contractor by approved New Jersey State Contract #041217-ODB pursuant to all conditions of the individual State contracts, in the amount of \$55,090.78; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Manasquan pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**RESOLUTION
280-2018**

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	\$2,760,137.79
Capital Fund	\$ 19,195.14
Water/Sewer Fund	\$ 29,582.43
Water/Sewer Capital Fud	\$
Beach Utility Fund	\$ 25,155.93
Beach Capital Fund	
Recreation Building Trust	\$ 1,451.16
Recreation Trust	\$ 18,269.59
Tourism	\$ 1,275.00
Affordable Housing	\$ 4,487.96
Developer's Escrow Trust	\$ 537.50

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

Ordinances – First Reading

The Borough Attorney read the title of ordinance 2270-18 for introduction.

FIXING SALARIES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF MANASQUAN

Council Member Read made a motion to amend the ordinance to include the OEM coordinator and deputy coordinator at a salary range of \$2,000 to \$6,000 seconded by Council Member Mangan. Motion carried unanimously.

Council Member Mangan made a motion to introduce ordinance 2270-18, seconded by Council Member Read. Motion carried by the following vote: "yes" Council Member Lee, Mangan, Olivera, Read, and Bossone. "No" none.

The Borough Attorney read the title of ordinance 2271-18 for introduction.

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 35 (ZONING), SECTION 35-3.1 (DEFINITIONS) AND SECTION 35-11.4 (FLAG LOTS)

Council Member Olivera made a motion to introduce ordinance 2271-18, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Member Lee, Mangan, Olivera, Read, and Bossone. "No" none.

COMMITTEE REPORTS

Public Works Committee – Council Member Lee stated that he has nothing to report at this time.

Administration Committee – Council Member Mangan thanked the Clerk's office and Council Member Read for putting together a survey for the boat owners at the borough marinas. He encouraged everyone to get out and vote tomorrow.

Public Safety Committee – Council Member Olivera thanked the First Responders for their great work during the recent Nor'easter. He reported that Sergeant Stopera recently completed a four day front line supervision class which will help in to better understand his position of Sergeant. He reported that Sergeant Smith will be attending the same class in November. He also reported that the Manasquan Police Department held their "Not Even Once Campaign" at the Manasquan High School. This program is to inform students leaving high school and going into college of the dangers of Opioids. He reported that the Police Department is participating in No Shave November for cancer charities.

Finance Committee – Council Member Read added onto Council Member Olivera's report of the Not Even Once Campaign program and advised that it is very well received by the students. He reminded everyone to get out and vote tomorrow.

Recreation/Beach Committee – Council Member Bossone reported on the resolution that was passed tonight regarding Capturepoint which is known as Community Pass and this company will main stream signups for recreation and be able to sign up for beach badges.

Audience Participation

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

Elise Stillo, 39 Main Street, read a letter to the editor to the Coast Star regarding the intersection of South Street, Main Street and Broad Street regarding traffic flow in that area. She stated that she is at the meeting to follow up on this and request that this issue be brought forward, make it a priority and get it on the agenda for review.

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Mayor Donovan stated that it is on the agenda and there have been conversations with Monmouth County Engineering Department. He also advised that a study was done in the late 90's which is outdated and the issue is that the County owns South Street and Broad Street and the Borough does not control those roads. He stated that in FY2019 Monmouth County is going to fund a traffic study on that intersection to see what can be done to make it safer.

There was discussion on the intersection and ideas of how to help with the crosswalks.

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

Council Member Olivera made a motion to close the regular meeting at 7:27 p.m., seconded by Council Member Lee. Motion carried unanimously.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "B. Ilaria".

Barbara Ilaria
Municipal Clerk

DATE APPROVED 11/19/18