

SEPTEMBER 4, 2018

Regular Meeting of Mayor and Council was convened at 7:02 p.m. on September 4, 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: James Walsh

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

Proclamation – Declaring September 10-16 as Patriotism Week

Mayor Donovan read the following proclamation and presented it to the Elks.

PATRIOTISM WEEK

WHEREAS, The Benevolent and Protective Order of Elks, through its Constitution, is a Patriotic Order; and

WHEREAS, The Order promotes the ideals that the citizens of this nation live in freedom, won through the great sacrifices and many tribulations which have provided the foundation for a free, prosperous and independent life; and

WHEREAS, we realize that each generation must work to maintain this freedom, otherwise, through carelessness or indifference, the rights and liberties enjoyed may vanish; and

WHEREAS, it is fitting and proper to recognize this freedom and to honor the nation, which provides it.

NOW, THEREFORE, BE IT RESOLVED that I, Edward G. Donovan, Mayor of the Borough of Manasquan, do hereby proclaim September 10th -16th, 2018, as

NATIONAL PATRIOTISM WEEK

During this event, urge all citizens to join the Benevolent and Protective Order of Elk's in expressing gratitude for the privilege of American Citizenship with appropriate celebrations and observances.

Council Member Lee made a motion to add a discussion topic to the Agenda for a Girl Scout project, seconded by Council Member Mangan. Motion carried unanimously.

Audience Participation

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

There being no comment Council Member Mangan made a motion to close the public portion, seconded by Council Member Read. Motion carried unanimously.

Approval of Minutes

Regular Meeting Minutes – August 20, 2018

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

Council Member Lee went over the Girl Scout project that Orla McBride from Spring Lake Heights will be doing in conjunction with the beautification of Hancock Park.

Ms. McBride presented the project to Mayor and Council.

Use of Borough Property

- National Scholastic Surf Contest – Sept. 30 – 7 am to 3 pm (rain 10/7)

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

- Jersey Shore Relay 2019 – April 6, 2019 - 9 am to Noon

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

- Autism MVP Foundation Walk – Nov. 4 – starting at 11 am

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

- Tug Of War – October 20, 2018 (carried)

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

Beach Department – Update

Superintendent of Beach/Recreation Erik Ertle went over the beach season which included the beach First Aid Squad calls, Lifeguard activity and rescues, and he went over the multi-agency drill set for September 10. He went over the post season beach plan as it relates to guards being on duty which would go to September 23. He also went over the schedule for the Beach Headquarter renovation with a date of substantial completion set for February 2019. He reported that the bathrooms will be open until the end of October and once the work on the Main Street bathrooms is completed they will be open for the remainder of the year. He also reported that the beach revenues to date are \$1,841,000 as compared to last year of \$1,892,166. He also reported on the revenue from the Sea Watch lockers and parking for the year. He updated the council on recreation programs and upcoming fall programs including the soccer program and he went over the background checks on coaches that will be implemented. He advised that the committee will be meeting with the Fire Department to discuss the partnership in regards to Mallard Park.

There was discussion on reports to see where recreation is with regards to what programs are working and which ones are not.

Engineer's Monthly Report

Chris Tucker, Borough Director of Engineering reported on Stockton Lake Boulevard Project, Stockton Lake Bulkhead and Park area loans and grants, Main Street paving and road elevation project, Main Street Streetscapes Project, Rebidding of Mallard Park, and the Radio relocation project. He also reported on the DPW Management Plan Project to inventory and come up with a strategic long term tracking and improvements to the public works infrastructure.

Mr. Robert Mannix went over the remainder of the Engineer's Monthly report for August.

There was discussion on which committee should be overseeing the Mallard Park project and to make recommendations as to how to move forward with the park. There was discussion on the overall project and the bids that were received.

CONSENT AGENDA

**RESOLUTION
243-2018**

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**AUTHORIZING THE EXECUTION OF A COMMODITY
RESALE AGREEMENT WITH THE COUNTY OF
MONMOUTH**

WHEREAS, N.J.A.C. 5:34-7.15 authorizes local contracting units to enter into Commodity Resale Agreements for the purchase of certain commodities from other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174-MCCRS); for the period of October 1, 2018 through September 30, 2023; and

WHEREAS, it would be in the best interest of this Municipality to remain a member of the Monmouth County Commodity Resale System for that period.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Manasquan that the Mayor and Municipal Clerk be and are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Commodity Resale Agreement to Director of Shared Services, County of Monmouth, Hall of Records Annex, First Floor, 1 East Main Street, Freehold, NJ 07728.

**RESOLUTION
244-2018**

**AUTHORIZING THE EXECUTION OF A MUNICIPAL
ASSISTANCE/SHARED SERVICES AGREEMENT WITH
THE COUNTY OF MONMOUTH**

WHEREAS, N.J.S.A. 40A:65-1 et seq. authorizes local contracting units to enter into agreements with other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Municipal Assistance/Shared Services Agreement for a ten (10) year period from October 1, 2018 through September 30, 2028; and

WHEREAS, it would be in the best interest of this Municipality to remain a member of the Monmouth County Municipal Assistance/Shared Services Agreement for that period.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Manasquan that the Mayor and Municipal Clerk be and are hereby authorized to execute the attached Municipal Assistance/Shared Services Agreement with the County of Monmouth.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Municipal Assistance/Shared Services Agreement to Director of Shared Services, County of Monmouth, Hall of Records Annex, First Floor, 1 East Main Street, Freehold, NJ 07728.

**RESOLUTION
245-2018**

**RESOLUTION AUTHORIZING THE BOROUGH TO
PARTICIPATE IN THE STATE OF NEW JERSEY PILOT
PROGRAM FOR ELECTRONIC TAX SALES**

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of Government Services, and

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WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/Real Auction.com to conduct pilot programs, and

WHEREAS, the rules and regulations authorize a municipality to submit an application for participation in the pilot program for an electronic tax sale, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

WHEREAS, the Borough of Manasquan wishes to participate in the pilot program for an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Manasquan, New Jersey, that the Tax Collector is hereby authorized to complete an application to participate in the electronic tax sale program and submit same to the Director of the Division of Local Government Services.

**RESOLUTION
246-2018**

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

WHEREAS, Lynda F. Grannick, 104 Lenape Trail executed a mortgage to the Borough of Manasquan in the amount of \$12,475.00, dated August 30, 2013 and recorded in the Monmouth County Clerk's Office under the Housing Improvement Program September 9, 2013; and

WHEREAS, a Mortgage Modification Agreement was entered and dated January 15, 2014 to increase the amount of the mortgage from \$12,475.00.00 to \$15,275.00 and recorded in the Monmouth County Clerk's Office, March 20, 2014; and

WHEREAS, the Borough of Manasquan has received a check in the amount of \$15,275.00 representing all fees have been paid and conditions 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 4th day of September, 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 Lynda F. Grannick, 104 Lenape Trail hereby paid in full.
2. A certified copy of this Resolution shall be sent to:

Anchor Title Company
1955 Route 34, Building 1, Suite B
Wall, NJ 07719

Debbie Dovedytis, Program Analyst
Housing Improvement Program
County of Monmouth
One East Main Street
Freehold, NJ 07728

**RESOLUTION
247-2018**

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**RESOLUTION OF THE MAYOR AND COUNCIL OF
THE BOROUGH OF MANASQUAN, COUNTY OF
MONMOUTH, STATE OF NEW JERSEY,
AUTHORIZING THE SIGNING OF GOVERNMENT
ENERGY AGGREGATION PROGRAM AGREEMENTS**

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric and natural gas utility markets; and

WHEREAS, the establishment of a governmental energy aggregation program ("GEA Program") to purchase electric generation service and natural gas pursuant to the Government Energy Act of 2003, *N.J.S.A. 48:3-93.1 et seq.* ("Act") and the New Jersey Board of Public Utilities' implementing rules at *N.J.A.C. 14:4-6.1 et seq.* ("Rules") will increase competition for the provision of electric power and natural gas to residential and non-residential electricity and gas ratepayers, thereby increasing the likelihood of lower electric rates and natural gas rates for these users without causing an interruption in service; and

WHEREAS, under a GEA Program the residential ratepayers may have the opportunity to receive a direct reduction in their electric bills through the bulk purchase of energy from a third-party energy supplier; and

WHEREAS, pursuant to Ordinance 2265-18 adopted by the Borough Council on August 6, 2018, the Borough of Manasquan publicly declared its intent to commence a GEA Program by participating in the Monmouth Ocean Area Energy Cooperative (MOAEC); and

WHEREAS, the Borough of Farmingdale is the Lead Agency for the MOAEC program and shall accept or reject pricing on behalf of the Cooperative and its participant members; and

WHEREAS, the Borough of Manasquan, as a participating member of the MOAEC program hereby agrees to proceed with the program, by signing the Supplier Agreement, the Borough of Farmingdale accept pricing, which provides a savings on the supply portion of the electric bill for the residential energy aggregation program; and

WHEREAS, the Borough of Farmingdale appointed Commercial Utility Consultants, Inc. (CUC) and Concord Engineering dba Concord Energy Services (CES) for the MOAEC program to serve as the Energy Agents to assist and administer the GEA program at no cost to the Borough of Farmingdale, the Borough of Manasquan and other MOAEC program's participating members; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, New Jersey, are hereby authorized to execute any agreements and documents to fulfil the intent of this resolution.

**RESOLUTION
248-2018**

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 4th day of September, 2018 appoint the following Department of Public Works employee to Seasonal Laborer:

- John Rogers, 3 James Place, Manasquan at an hourly rate of \$10.00

**RESOLUTION
249-2018**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Settlement Agreement between the Borough of Manasquan and Bird Construction.

**RESOLUTION
250-2018**

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	\$1,742,874.31
Capital Fund	\$ 23,832.50
Water/Sewer Fund	\$ 289,449.71
Beach Utility Fund	\$ 17,210.89
Beach Capital Fund	\$ 24,888.25
Recreation Building Trust	\$ 3,877.62
Recreation Trust	\$ 5,925.50
Public Defender	\$ 180.00
Tourism	\$ 379.50
Affordable Housing	\$ 124.50

Council Member Lee made a motion to approve the Consent Agenda, seconded by Council Member Mangan. 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 thanked Orla for her efforts and the Chief for securing the area during a walkthrough of the area. He also thanked the Clerk for keeping everyone posted on the special bulk pickup scheduled for next week.

Administration Committee – Council Member Mangan thanked the Administrator for following up on employee contracts. He reported on the boat docks and advised the committee will be looking to get input from the renters for any improvements for next year. He reported on the Manasquan Food Pantry collection and the 911 Ceremony to be held in the Plaza

Public Safety Committee – Council Member Olivera reported on the multi-agency water rescue and added a few items relating to the event. He reported on the police activity over the summer. He reminded everyone that school opens tomorrow and to be careful.

Finance Committee – Council Member Read reported on the bond anticipation note sale and the amount with an interest rate of 2.64%.

Beach/Recreation Committee – Council Member Bossone thanked Mr. Ertle and stated that overall it was a great summer. He thanked the beach staff for a great season and thanked everyone involved in getting the

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guards during the week until September 23. He stated that there are no dogs allowed on the beach until October 1.

Audience Participation

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

Bob Grunder, 416 Perrine Blvd., inquired about Mallard Park and the surrounding area and voiced his concerns and opinion over the project.

There was discussion on the project and rejecting the bid.

Jack Langell, 405 Pine Avenue voiced his concerns and opinion on the placement of the pickleball court fence.

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

Council Member Mangan made a motion to close the regular meeting at 8:08 p.m., seconded by Council Member Lee. Motion carried unanimously.

Respectfully submitted,



Barbara Ilaria
Municipal Clerk

DATE APPROVED 9-17-18