

APRIL 2, 2018

Regular Meeting of Mayor and Council was convened at 7:03 p.m. on April 2, 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, and Joseph Bossone

Absent: Council Members Gregg Olivera and Richard Read

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

Audience Participation

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

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

Appointing K-9 Unit – Officer Nick Norcia and Officer George

Mayor Donovan swore in Officer George as the first canine officer in Manasquan with his handler Officer Nick Norcia.

Approval of Minutes:

Regular Meeting Minutes – March 5, 2018

Budget Meeting Minutes – March 10, 2018

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

Use of Borough Property

- MBIA Clean Up – May 14 through May 19 – 8 am to 5 pm – SBLSS & Area

The organization was advised that the Borough does not own the wall around the tower and that they would need to seek approval from the Coast Guard to obtain permission.

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

- Recreation Beach Yoga – SW Beach – June 11 – Sept. 3 – 7:30 to 8:30 am

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

- Stomp the Monster Run – October 20 – 11 am

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

- RAFTS Run – Beach Walk – April 28 – 10 am

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

APRIL 2, 2018

- Brillo Productions Surf Competition – Aug. 18 – 8 am to 3 pm

Larry Schmidt, 100 Wyckoff Avenue went over the event and how it will run.

There was discussion on the event and what exactly will be brought onto borough property and beach badges will be required.

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

Paint the Town Pink Banner and Ribbon Request

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

Department of Public Works – Update

Council Member Lee introduced Kevin Thompson, Superintendent of Public works.

Mr. Thompson updated the council and the audience on brush pick up, fire hydrant flushing, and other items that are going on through the public works department. He briefly discussed the possibility of a warrantee/insurance policy that homeowners might have the opportunity to buy a warrantee on outside pipes. He went over how it works now when there is a break in a water line outside the home.

Engineer's Monthly Report

Mr. Robert Mannix went over the Engineer's Monthly report for March 2018.

There was discussion on upcoming projects and timelines.

Mayor Donovan advised that there is typo on resolution 116-2018. He stated that the grant amount should be \$75,000 nit \$75.00.

CONSENT AGENDA

RESOLUTION 105-2018

BE IT RESOLVED by the Council of the Borough of Manasquan that:

WHEREAS, refunds for NJ State Court Appeals for the following properties
Are due back on the below described properties in the amount designated as follows:

BLOCK: 178 / **LOT:** 9.01 **NAME:** 236 AV, LLC; KRUTAYARSKY & LIL

PROPERTY LOCATION: 236 Second Ave

AMOUNT: \$14,959.97

REASON FOR REFUND: 2016-2017 Tax Appeal judgements

REFUND CHECK TO BE MADE PAYABLE TO:

236 Av, LLC; Krutayarsky & Lil
67 Marine Terr
Long Branch, NJ 07740

BLOCK: 47/ **LOT:** 23.05 **NAME:** Brach Eichler, LLC / S&B Assoc, LP

PROPERTY LOCATION: 187 Parker Ave

AMOUNT: \$55,874.01

APRIL 2, 2018

REASON FOR REFUND: 2013-2017 Tax Appeal judgements

REFUND CHECK TO BE MADE PAYABLE TO:

Brach Eichler, LLC / S&B Assoc, LP
101 Eisenhower Pkwy
Long Branch, NJ 07740

WHEREAS, the Tax Collector has certified that the current homeowner is entitled to the refund.

NOW, THEREFORE, BE IT RESOLVED that the Borough Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION
106-2018**

BE IT RESOLVED by the Council of the Borough of Manasquan that:

WHEREAS, a refund for the Tax Title Lien Redemption for the below described property is due in the amount designated as follows:

BLOCK: 191 / **LOT:** 12 **NAME:** 539 BRIELLE, LLC C/O KESSLER ESQ

PROPERTY LOCATION: 539 BRIELLE RD

AMOUNT: \$8,357.74

REASON FOR REFUND: REDEMPTION OF TTL #16-00003

REFUND CHECK TO BE MADE PAYABLE TO:

US BANK CUST BV002 TRST & CRDT
50 SOUTH 16TH ST, SUITE 2050
PHILADELPHIA, PA 19102

BLOCK: 191 / **LOT:** 12 **NAME:** 539 BRIELLE, LLC C/O KESSLER ESQ

PROPERTY LOCATION: 539 BRIELLE RD

AMOUNT: \$16,100.00

REASON FOR REFUND: RETURN OF PREMIUM PAID AT TAX SALE

REFUND CHECK TO BE MADE PAYABLE TO:

US BANK CUST BV002 TRST & CRDT
50 SOUTH 16TH ST, SUITE 2050
PHILADELPHIA, PA 19102

WHEREAS, the Tax Collector has certified that the current lien holder is entitled to the refund.

NOW, THEREFORE, BE IT RESOLVED that the Borough Chief Financial Officer is hereby authorized and directed to draw a warrant in the said amount to the above listed property with said warrant to be charged against the General Ledger.

**RESOLUTION
107-2018**

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

APRIL 2, 2018

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April, 2018 appoint the following Seasonal Beach Employees to work during the Pre-Season, 2018:

Beach Crew

Sean Bruns	346 Prospect Drive, Brick	\$9.00
Daniel Fisk	40 Central Ave, Manasquan	\$9.00
Peter Forman	9 B. Beech Ct, Brielle	\$10.50
Conor Goetz	56 South St., Manasquan	\$10.50
Ethan Kotar	405 Greene Ave, Brielle	\$9.00
John Revel	23 A Euclid Ave, Manasquan	\$11.50
Nick Wagner	7 Wagner Lane, Manasquan	\$9.00
Joseph Waldeyer	69 Marcellus Ave., Manasquan	\$10.50
Brandon Wall	14 Roslyn Drive, Tinton Falls	\$11.50
Denver White	366 Pine Ave, Manasquan	\$10.00

Rake Operator

Kevin Keefe	PO Box 102, Allenwood	\$14.00
Joseph Waldeyer	69 Marcellus Ave., Manasquan	\$13.50
Brandon Wall	14 Roslyn Drive, Tinton Falls	\$13.50

E.M.T.

Jerry Hall	30 Marcellus Ave, Manasquan	\$13.50
Thomas Hartman	P.O. Box 471 Colts Neck	\$13.50

RESOLUTION

108-2018

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, that the application of Coastal Restaurant Group, LLC, d/b/a Reef & Barrel, for an Amusement Game License to operate an Amusement Game at 153 Sea Girt Avenue, Manasquan, New Jersey for the year 2018 is hereby approved and accepted.

BE IT FURTHER RESOLVED, that the Borough Clerk is instructed and authorized to issue a license, that is,

<u>NAME OF APPLICANT</u>	<u>ADDRESS OF PREMISE TO BE LICENSED</u>	<u>TYPE OF GAME AND LICENSE</u>
Reef & Barrel	153 Sea Girt Avenue Manasquan, NJ 08736	Ms. PAC-MAN

RESOLUTION

109-2018

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 2nd day of April, 2018 appoint the following Seasonal Beach Employees to work during the Pre-Season, 2018:

Beach Manager

Walter Wall	239 Beachfront, Manasquan	\$29,036.75 Yearly
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Chief Lifeguard

Harry Neil	107 Colby Avenue, Manasquan	\$14,900 Salary
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APRIL 2, 2018

Tracey Sullivan	149 Curtis Place, Manasquan	\$17.00
Frank Cavalieri	16 Rosewood Court, Spring Lake	\$17.00
Mike Hurden	2559 Collier Rd, Manasquan	\$17.00
Eileen McFadden	117 Marcellus Ave, Manasquan	\$17.00
Heather Saake	1731 Elizabeth Court, Manasquan	\$13.00
Laurie Brandon	600 Bradley Avenue, Brielle	\$13.00
Amanda Matayas	28 North McClellan Ave, Manasquan	\$13.00
Alison Waller	290 E Virginia Ave, Manasquan	\$13.00
Kevin Wall	643 Rankin Road, Brielle	\$13.00

**RESOLUTION
110-2018**

**RESOLUTION AWARDING A CONTRACT FOR THE URBAN
AND COMMUNITY FORESTRY PROGRAM 2016 CSIP TREE
PLANTING GRANT IN THE BOROUGH OF MANASQUAN,
COUNTY OF MONMOUTH STATE OF NEW JERSEY**

WHEREAS, public bids were advertised for and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for the 2016 CSIP Tree Planting Grant; and

WHEREAS, one bid for this project was submitted, and

WHEREAS, the one received bid is:

Burke Environmental	\$27,755.00
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WHEREAS, Burke Environmental submitted a bid in the amount of \$27,755.00; and

WHEREAS, the Borough Attorney has determined the bid proposal with Burke Environmental complies with the specifications and includes all required documentation and has recommended the award of the bid proposal; and

WHEREAS, the Borough Council is desirous of awarding a contract to Burke Environmental for the bid proposal in the amount of \$27,755.00.

NOW, THEREFORE BE IT RESOLVED on the 2nd day of April, 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 Burke Environmental.
2. A certified copy of this resolution shall be sent to:

BURKE ENVIRONMENTAL
2553 Highway 34
Wall, NJ 08736

**RESOLUTION
111-2018**

APRIL 2, 2018

**RESOLUTION AWARDING A CONTRACT FOR
THE CLEANING SERVICES FOR THE BOROUGH
OF MANASQUAN OWNED BUILDINGS**

WHEREAS, public bids were advertised for and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for Cleaning Services for Borough of Manasquan; and

WHEREAS, Three (3) bids for this project were submitted, and

WHEREAS, the three (3) received bids are:

	Option #1	Option #2	DPW	Windows
Urucorp	\$21,216.00	\$32,370.00	\$756	\$1,500
United Cleaning	\$12,480.00	\$17,640.00	\$ 35	\$ 725
Fays Cleaning	\$21,840.00	No Bid	\$ 50	\$ 460

WHEREAS, Fays Cleaning submitted a bid in the amount of \$21,216.00 for the Borough Hall Cleaning; and

WHEREAS, United Cleaning submitted a bid in the amount of \$17,600 for the Beach Buildings; and

WHEREAS, the Borough Attorney has determined the bid proposal with Fays Cleaning and United Cleaning comply with the specifications and includes all required documentation and has recommended the award of the bid proposal; and

WHEREAS, the Borough Council is desirous of awarding a contract to Fays Cleaning for the bid proposal in the amount of \$21,216.00 for the Borough Hall cleaning and United Cleaning for the bid proposal of \$17,600 for the Beach Buildings.

NOW, THEREFORE BE IT RESOLVED on the 2nd day of April, 2018, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

3. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with Fay Cleaning and United Cleaning.
4. A certified copy of this resolution shall be sent to:

Fays Cleaning
1212 Minnehaha Trail
Manasquan, NJ 08736

United Cleaning
920 Sewell Avenue
Asbury Park, NJ 07712

**RESOLUTION
112-2018**

**RESOLUTION AWARDING A CONTRACT FOR THE
BOROUGH HALL EXTERIOR PAINTING PROJECT
IN THE BOROUGH OF MANASQUAN, COUNTY OF
MONMOUTH STATE OF NEW JERSEY**

WHEREAS, public bids were advertised for and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for the Borough Hall Exterior Painting Project; and

WHEREAS, Seven (7) bids for this project were submitted, and

WHEREAS, the seven (7) received bid are:

RVT Construction	\$38,000.00
Fresh Look Painting	\$44,000.00
The G Meyer Group	\$59,600.00

APRIL 2, 2018

Titan Industrial Services	\$92,000.00
Spartan Construction	\$94,000.00
J & E Contracting	\$103,000.00
Balanikas Painting	No Bid Listed

WHEREAS, RVT Construction submitted a bid in the amount of \$38,000.00; and

WHEREAS, the Borough Attorney has determined the bid proposal with RVT Construction complies with the specifications and includes all required documentation and has recommended the award of the bid proposal; and

WHEREAS, the Borough Council is desirous of awarding a contract to RVT Construction for the bid proposal in the amount of \$38,000.00.

NOW, THEREFORE BE IT RESOLVED on the 2nd day of April, 2018, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

5. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with RTV Construction.
6. A certified copy of this resolution shall be sent to:

RVT CONSTRUCTION
85 5TH Avenue
Paterson, NJ 07524

**RESOLUTION
113-2018**

Whereas, the Borough of Manasquan is a Municipal Corporation formed in compliance with the applicable statutes, and

Whereas, the Governing Body of the Borough of Manasquan has had an opportunity to participate in a series of stakeholder meetings and public forums sponsored by the County of Monmouth regarding the various options regarding the future of County Bridge W9 aka "Glimmer Glass Bridge", and

Whereas, W9 has been closed since early November 2017 and the closure has an adverse Impact on the residents of Manasquan and the Borough of Brielle, and

Whereas, the bridge is a primary access for Public Safety Vehicles responding to emergency situations at the Manasquan Beachfront and is also a main component of the Coastal Evacuation Route from Manasquan to points West, and

Whereas, after careful consideration and regardless of any historic or cultural considerations, the Governing Body believes that it is in the public interest to replace the existing bridge with a new structure that meets all current NJDOT standards.

Now Therefore Be It Resolved, that the Mayor & Council of the Borough of Manasquan do hereby Petition the Monmouth County Board of Chosen Freeholders to replace County Bridge W9 with a new state-of-the art structure that can bear the weight loads as established by current NJDOT Standards.

**RESOLUTION
114-2018**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the following Agreements:

APRIL 2, 2018

Borough Administrator – Thomas Flarity
Municipal Clerk – Barbara Ilaria
Superintendent of Public Works – Kevin Thompson
Police Chief – Michael Bauer
Certified Financial Officer – Amy Spera
Court Administrator – Marie Higgins
Water/Sewer & Tax Collector – Courtney Hogan
Supervising Code Enforcement Officer – Frank DiRoma
Superintendent of Beach/Recreation – Erik Ertle
AFL-CIO Local 32
Manasquan Municipal Workers Association
Special Police Officers
School Traffic Guards

**RESOLUTION
115-2018**

BE IT RESOLVED, that the Borough of Manasquan is desirous of creating a K-9 Unit in the Borough; and

BE IT FURTHER 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 an agreement with Patrol Officer Nicholas Norcia for the daily care and maintenance of Canine Officer George.

**RESOLUTION
116-2018**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of assisting with the management of the Borough of Manasquan's \$75,000 NJHT Level 1 Capital Preservation Grant for the Exterior Repairs at the Squan Beach Life Saving Station as follows:

- Phase 1.0 Grant Agreement \$2,300.00
- Phase 2.0 Procurement Grant Compliance \$2,200.00
- Phase 3.0 Reporting and Reimbursement \$4,000.00

For a total amount not to exceed \$8,500.00 for the services outlined in the proposal dated March 28, 2018.

AND BE IT FURTHER RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the borough authorizes Maser Consultants to assist with the management of the Borough of Manasquan's \$75.00 NJHT Level 1 Capital Preservation Grant for the Exterior Repairs at the Squan Beach Life Saving Station.

**RESOLUTION
117-2018**

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

APRIL 2, 2018

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	2,512,503.56 (Includes 2,449,781.00 BOE Tax)
Water/Sewer Fund	24,198.98
Beach Fund	7,344.46
Recreation Bldg Trust	9,381.49
Recreation Comm	3,183.80
Reserve for Public Defender	250.00
Miscellaneous Trust I	500.00
Street Opening	500.00
Affordable Housing	1,797.50
General Capital Fund	11,205.75
Water/Sewer Capital Fund	
Beach Capital Fund	

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

ORDINANCES – Second Reading

The Borough Attorney read the title of ordinance 2258-18 for second reading and final hearing.

**BOND ORDINANCE PROVIDING FOR VARIOUS
IMPROVEMENTS TO THE BEACH UTILITY IN AND BY THE
BOROUGH OF MANASQUAN, IN THE COUNTY OF
MONMOUTH, NEW JERSEY, APPROPRIATING \$250,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$250,000
BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST
THEREOF**

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

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

Council Member Bossone made a motion to pass and publish ordinance 2258-18 according to law, seconded by Council Member Walsh. Motion carried by the following vote: "yes" Council Member Lee, Walsh, Mangan, and Bossone. "No" none.

ORDINANCES – First Reading

The Borough Attorney read the title of ordinance 2259-18 for introduction.

APRIL 2, 2018

AN ORDINANCE AMENDING CHAPTER 6 (ALCOHOLIC BEVERAGE CONTROL), SECTION 6-4.2 (SUNDAYS), SECTION 6-4.4 (HOURS FOR SALE OR DELIVERY OF ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION), AND SECTION 6-4.6 (CLOSING PROVISIONS) FOR THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Walsh made a motion to introduce ordinance 2259-18, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Member Lee, Walsh, and Mangan, "No" none. Council Member Bossone abstained.

COMMITTEE REPORTS

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

Code Committee – Council Member Walsh stated that he has nothing to report at this time.

Administration and Finance Committee – Council Member Mangan stated that he has nothing to report at this time. He went over why he voted to approve the K-9 Unit as he has voiced his concerns about the costs and logistics of the appointment.

Beach/Recreation Committee – Council Member Bossone reported on the beach badge and parking pass sales, sand removal on private property on the beachfront, steps being taken to accommodate the county coming in and helping with the sand leveling and beach headquarter proposed bid dates. He reported that the organization that was requesting the Mud Run for Fun has withdrawn their request.

Audience Participation

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

Mary Ryan, 113 Beachfront inquired about the Stockton Lake Blvd. project and the bulkhead.

Council Member Lee advised that the bulkhead project is a separate project then the project being discussed for Stockton Lake Blvd.

Ms. Ryan inquired about dredging Stockton Lake.

There was discussion on dredging Stockton Lake and flooding. There was also discussion on what steps have already been taken to try and get the lake dredged.

Council Member Walsh made a motion to close the public portion, seconded by Council Member Mangan. 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 Walsh made a motion to close the regular meeting at 8:09 p.m., seconded by Council Member Mangan. Motion carried unanimously.