

DECEMBER 16, 2019

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on December 16, 2019 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 Jason Bryant, Jeffrey Lee, Michael Mangan, Richard Read, and James Walsh

Absent: Council Member Joseph Bossone

Council Member Read arrived at 7:08 pm

Also present was Borough Attorney Mark Kitrick.

### **Audience Participation**

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

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

### **Approval of Minutes**

Regular Meeting Minutes – December 2, 2019

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

### **Use of Borough Property**

- **Sea Lavender Garden Club–Use of Hancock Park Gazebo–6/25/2020 - 3 pm**

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

### **2020 Committee Appointments**

Council Member Mangan went over the 2020 Committee List and advised that there is one change which is on the Negotiations Committee.

Council Member Walsh stated that he would be the third person on the Negotiations Committee for 2020.

### **Presentation by Manasquan Board Riders Club**

Members of the Manasquan Board Riders Club made a presentation to the Recreation Department with a check in the amount of \$1,000.

### **CONSENT AGENDA**

### **RESOLUTION 310 -2019**

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

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

NAME: RABENDA, PAUL & DEBORAH  
136 MOHEGAN ROAD  
WALL, NJ 08736

AMOUNT OF REFUND DUE: \$699.00

REASON FOR REFUND: BUILDING PERMIT REFUND  
Building permit refund, project was cancelled.

**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  
311-2019**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Emily Neal from the position of Special Law Enforcement Officer II and Dispatcher from the Manasquan Police Department effective December 16, 2019.

**RESOLUTION  
312-2019**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Manasquan Recreation Trainers and Referees for Fall 2019 and Winter 2020 Season; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 4<sup>th</sup> day of November, 2019 appoint the following Recreation Employees to work during the 2019/2020 season:

Manasquan Recreation Soccer Referees

Emma Brown	Manasquan	\$20.00 per Game
Emily Scranton	Manasquan	\$20.00 per Game
Rylie Rampone	Manasquan	\$20.00 per Game
Mary Elizabeth Donnelly	Manasquan	\$20.00 per Game
Isabella Ragan	Manasquan	\$20.00 per Game
John McHugh	Manasquan	\$20.00 per Game

**RESOLUTION  
313-2019**

**RESOLUTION OF THE BOROUGH OF MANASQUAN,  
RATIFYING THE EMERGENCY REPAIRS OF THE WATER  
MAIN BREAK ON FOREST AVENUE**

**WHEREAS**, an emergency existed due to a water main break on Forest Avenue which caused the road to cave in; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-6 a contract may be negotiated or awarded for a contracting unit without public advertising or solicitation of quotes therefor, when an emergency affecting the public and/or employee health, safety or welfare requires the immediate delivery of goods or the performance of services; and

**WHEREAS**, immediate action was required for the repair of the water main on Forest Avenue; and

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**WHEREAS**, the Borough of Manasquan, pursuant to N.J.S.A. 40A:11-6 permits the authorization of an emergency purchase without prior consent by the governing body; and

**NOW THEREFORE BE IT RESOLVED**, the Borough of Manasquan, in compliance with all Local Public Contract Laws, emergency purchase provisions, does hereby ratify and approve the payment in the amount of \$7,050.18 to Mark Woszczak Mechanical Contractors, Inc. for the emergency repair of the water main break on Forest Avenue in the Borough of Manasquan.

**RESOLUTION  
314-2019**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, that regular meetings of the Borough Council are to be held on the dates listed below and will begin at 7:00 p.m.

**BE IT FURTHER RESOLVED** that the regular meetings will be conducted in Council Chambers, Borough Hall, 201 East Main Street, Manasquan, New Jersey and will not be conducted on a legal holiday observed by the Borough of Manasquan.

**SCHEDULE OF MEETINGS FOR THE YEAR 2020**

**Reorganization Meeting will be held on Monday, January 6, 2020 at 7:00 p.m.**

**Regular Meetings - 7:00 p.m.**

January 21<sup>st</sup> (Tuesday)

February 3<sup>rd</sup> and 18<sup>th</sup> (Tuesday)

March 2<sup>nd</sup> and 16<sup>th</sup>

April 6<sup>th</sup> and 20<sup>th</sup>

May 4<sup>th</sup> and 18<sup>th</sup>

June 1<sup>st</sup> and 15<sup>th</sup>

July 6<sup>th</sup> and 20<sup>th</sup>

August 3<sup>rd</sup> and 17<sup>th</sup>

September 8<sup>th</sup> (Tuesday) and 21<sup>st</sup>

October 5<sup>th</sup> and 19<sup>th</sup>

November 2<sup>nd</sup>, and 16<sup>th</sup>

December 7<sup>th</sup> and 21<sup>st</sup>

December 30<sup>th</sup> (5:00 p.m.)(Wednesday)

**Work Session/Budget Meetings - 9:00 a.m.**

**February 22<sup>nd</sup>, March 7<sup>th</sup>, 14<sup>th</sup>, 21<sup>st</sup>**

**RESOLUTION  
315-2019**

**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 16<sup>th</sup> day of December, 2019 appoint the following Seasonal Beach Employees to work during the 2019-2020 Pre-Season.

Office Staff:

Kevin Wall	239 Beachfront, Manasquan	\$13.75 per hour
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**RESOLUTION  
316-2019**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE  
BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, NEW  
JERSEY, PROMOTING YVONNE RAY TO RECORDS SUPPORT  
TECH III IN THE POLICE DEPARTMENT**

WHEREAS, the Chief of Police has recommended a promotion to Yvonne Ray from Records Support Tech II to Records Support Tech III as defined by Civil Service; and

NOW, THEREFORE BE IT RESOLVED on the 16<sup>th</sup> day of December, 2019, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Yvonne Ray is promoted to Records Support Tech III as defined by Civil Service in the Police Department.
2. The effective date of this appointment will be January 1, 2020.
3. Salary increase of \$5,000.
4. A certified copy of this resolution shall be sent to :

Yvonne Ray  
1120 New Brunswick Avenue  
Manasquan, New Jersey 08736

**RESOLUTION  
317-2019**

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	\$150,101.82
Capital Fund	\$53,319.21
Water/Sewer Fund	\$23,153.82
Water/Sewer Utility Fund	
Beach Utility Fund	\$19,594.53
Beach Capital Fund	\$4,645.00
Recreation Building Trust	\$3,493.13
Recreation Trust	\$960.10
Tourism	\$1,067.69
Miscellaneous Trust	\$750.00
Dev Escrow Trust	\$3,741.25
Animal Reserve	\$7.80

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

**Ordinances – Second Reading**

- 2299-19 Amending Chapter 20 & 35 Streets, Driveways & Sidewalks
- 2300-19 Amending Chapter 35 Lot Height/Yard Requirements and Principal Bldgs.
- 2301-19 Amending Chapter 35 Lot Height/Yard Requirements

2302-19 Amending Chapter 35 Dormer Mother/Daughter

Council Member Bryant made a motion to withdraw the above Ordinances, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Members Bryant, Lee, Mangan, Read, and Walsh. "No" none.

**Ordinance – Second Reading**

The Borough Attorney read the title of ordinance 2306-19 for second reading and final hearing.

**ORDINANCE AMENDING SECTIONS 22-2 (BASE WATER AND SEWER SERVICE RATE) OF CHAPTER 22, WATER AND SEWER UTILITY OF THE REVISED GENERAL ORDINANCES IN ORDER TO INCREASE WATER AND SEWER RATES IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

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

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

Council Member Read made a motion to pass and publish ordinance 2306-19 according to law, seconded by Council Member Walsh. Motion carried by the following vote: "yes" Council Members Bryant, Lee, Mangan, Read, and Walsh. "No" none.

**Committee Reports**

Code & Zoning Committee – Council Member Bryant thanked the code/construction department for all their work this year and wished everyone a Happy Holidays and Merry Christmas.

Public Works Committee – Council Member Lee reported that the leaf pickup is ending this week, pot holes are being worked on, winterization of the boat docks and park fountains. He stated that public works is getting ready for any storms and that the hiring process is in the final stage for two (2) new laborer hires. He thanked the public works department for all their time and energy they put into the job. He thanked Chris Muly for her leadership with the Sea Lavender Club and he thanked everyone and wished everyone a Merry Christmas.

Beach & Recreation Committee – Council Member Mangan reported that the committee will be discussion the business plan for the new community center. He reported that the borough has closed the applications for the Assistant Rec Director position so interviews will start after the New Year. He reported on the use of Community Pass as it relates to the beach parking passes and the purpose for this program.

Erik Ertle, Superintendent of Beach/Recreation updated the council on the Community Pass program and the issues that occurred and stated that the committee is looking into the issues to make sure that they do not happen again.

Administration Committee – Council Member Read reported that it has been a busy year in the Clerk's office and thanked the Clerk, Administrator and the staff for their leadership in the administration end of the work at the Borough. He wished everyone a Safe and Happy Holiday Season and Merry Christmas.

Finance Committee – Council Member Walsh reported that he lives on the east side of the tracks and the leaf pickup this year was outstanding. He stated that he looks forward to starting the budget process Saturdays in February. He wish everyone a Merry Christmas and a Happy Holiday.

Council Member Mangan stated that there will be an additional weekend (December 21 and 22 from 10 am to 1 pm) for beach badge sales to accommodate extra sales.

Council Member Walsh made a motion to approve the additional sale dates, seconded by Council Member Mangan. Motion carried unanimously.

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Mayor Donovan thanked the Chamber of Commerce for a great Candy Cane Hunt and the tree lighting and the Manasquan Tourism and the Woman's Club of Manasquan for a great Holiday House Tour. He also thanked Tourism for Christmas in Manasquan. He also thanked the police department and public works for all their help with town events. He wished everyone a Merry Christmas, Happy New Year and Happy Holidays.

### **Audience Participation**

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

Joanne Korb, 465 Euclid Avenue inquired about where her street stands with getting the issue cleared up.

Chris Tucker, Engineering Director updated the council and residence on the funding for this project. He stated that the Borough has received an initial grant awarded in the amount of \$160,000 which the Borough should receive notification in April 2020 with any movement on this project to begin in the fall or winter of 2020.

Alex Schmieder, 285 Cedar Avenue inquired about the lot height and yard requirement ordinance and wanted to know what the issues are with this ordinance.

Council Member Bryant stated that the Borough wants to clean up a few issues for non-conforming lots and they will be more restrictive.

Chris Muly, 189 Stockton Lake Blvd., President of the Sea Lavender Club thanked Council Member Lee for all his cooperation with the organization this year. She also thanked DPW for all their help with the gardens throughout town. She stated that the water truck was a great help and is hoping that it will continue next year.

Carol Kirkman, 22 Willow Way thanked everyone for the work that is done for the town. She went over jobs that are done around town and especially in her neighborhood. She reported that there is a really bad pot hole on Broad Street going north. She thanked Erik Ertle for opening the St. Denis building for beach sales this year early. She voiced her concerns on a fence and blocking the view of traffic coming out of Old Squan Road.

Mayor Donovan stated that he will ask Code and the Traffic Safety Officer to look into the fence.

Roger Taylor, Church Street inquired about standing water on Mount Lane by his business. He stated that it is a health issue and is going to be a safety issue when it freezes.

Mayor Donovan stated that he will ask the engineer to take a look at this issue.

Ron Jacobson, 59 McLean Avenue voiced his concern on the shortcut to the beach and speeding on McLean.

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

Council Member Walsh made a motion to close the regular meeting at 7:38 p.m., seconded by Council Member Lee. Motion carried unanimously.

Respectfully Submitted,



Barbara Ilaria, Municipal Clerk

Date Approved 12/30/2019