

JULY 20, 2020

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on July 20, 2020 virtually via Zoom meeting 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 Gregg Olivera

Also present was Borough Attorney Mark Kitrick and Borough Administrator Thomas Flarity.

Audience Participation

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

Mary Ryan, 113 Beachfront inquired about the executive session on the agenda tonight for Open Space Acquisition and wanted to know if the information regarding contract negotiations will be made public tonight.

Mr. Kitrick stated that the information discussed tonight will not be made public tonight.

Ms. Ryan wanted to know if there will be a time for public discussion before a contract is signed.

Mr. Kitrick stated that the information will become public if the process moves forward.

Ms. Ryan wanted to know if there will be an opportunity for anyone to voice their concerns they have about the contract negotiations if it does move forward.

Mr. Kitrick wanted to know if Ms. Ryan is referring to the negotiations or the property in question.

Ms. Ryan stated that it is both negotiations and the property in question as she has concerns and wanted to know when the public will have an opportunity to have public input as to how their money is being spent on a particular piece of property.

Mr. Kitrick stated that if this moves forward this will be part of the public domain.

Ms. Ryan wanted Mr. Kitrick to confirm that the property that is being discussed in closed session is not the Clarke property on Main Street.

Mr. Kitrick stated that this is an executive session discussion tonight and he is not going to comment on what is being discussed in executive session.

Ms. Ryan reworded her question to Mr. Kitrick and wanted to know if he will not deny that it is the Clarke property.

Mr. Kitrick wanted to be clear and stated again that he will not comment on executive session discussions.

Ms. Ryan stated that it could be the Clark property.

Mr. Kitrick again stated that he will not comment.

Ms. Ryan stated that Mr. Kitrick could not confirm nor deny that the discussion will be about the Clarke property.

Mr. Kitrick reiterated that he will not comment on this topic as it is in Executive Session for tonight.

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

Resolutions:

**RESOLUTION
172-2020**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, NEW
JERSEY, APPOINTING A POLICE OFFICER**

WHEREAS, the Borough of Manasquan is desirous of appointing a full time Police Officer for the Manasquan Police Department; and

WHEREAS, the Chief of Police has reviewed the candidates for the position of Police Officer; and

WHEREAS, the Chief of Police has recommended that the Borough of Manasquan hire Michael Tantum as Police Officer effective July 20, 2020.

NOW, THEREFORE BE IT RESOLVED on the 20th day of July, 2020 by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Michael Tantum is appointed to the position of Police Officer of the Borough of Manasquan.
2. The effective date of this appointment is July 20, 2020.
3. The salary for this position is \$35,000 per year.
4. A certified copy of this resolution shall be sent to:

Michael Tantum

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

**RESOLUTION
173-2020**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, NEW
JERSEY, APPOINTING A POLICE OFFICER**

WHEREAS, the Borough of Manasquan is desirous of appointing a full time Police Officer for the Manasquan Police Department; and

WHEREAS, the Chief of Police has reviewed the candidates for the position of Police Officer; and

WHEREAS, the Chief of Police has recommended that the Borough of Manasquan hire Anthony Molisso as Police Officer effective July 20, 2020.

NOW, THEREFORE BE IT RESOLVED on the 20th day of July, 2020 by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Anthony Molisso is appointed to the position of Police Officer of the Borough of Manasquan.
2. The effective date of this appointment is July 20, 2020.
3. The salary for this position is \$35,000 per year.
4. A certified copy of this resolution shall be sent to:

Anthony Molisso

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

Mayor Donovan stated that the 2 new police officers will be sworn in at a later date.

Approval of Minutes:

Regular Meeting Minutes – June 15, 2020

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

Use of Borough Property

E50-20 Fletcher Block Party

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

CONSENT AGENDA

**RESOLUTION
168-2020**

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: Stacey Schaad
PO Box 50
Spring Lake, NJ 07762

AMOUNT OF REFUND DUE: \$85.00

REASON FOR REFUND: Unable to attend Tennis Lesson because of illness

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
169-2020**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, Monmouth County, New Jersey the contract for the Advanced Metering Infrastructure Project by HD Supply Waterworks Ltd. 61 Gross Avenue, Edison, New Jersey 08837, in accordance with the Plans and Specifications, as directed by Maser Consulting 331 Newman Spring Road, Suite 203, Red Bank, New Jersey 07701. Said construction is hereby accepted; and

WHEREAS, the Contractor having supplied a Maintenance Bond (Number CMS0288597M) on November 2, 2017 in the amount of One Hundred thirty six thousand two hundred twenty nine and 00/100 Dollars (\$136,229.00) for a period of One (1) year and one (1) year extension from November 3, 2018 to November 3, 2019; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

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Maser Consulting P.A.
331 Newman Springs Road, Suite 203
Red Bank, NJ 07701

HD Supply Waterworks Ltd.
61 Gross Avenue
Edison, NJ 08837

**RESOLUTION
170-2020**

WHEREAS, application has been made to the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey, by the Johannessen Sisti Inc., t/a Spirit of '76 Wines and Liquors for the renewal of the Plenary Retail Distribution Liquor License No. 1327-44-004-005 to cover premises at 119 Taylor Avenue, Manasquan, New Jersey; and

WHEREAS, the governing body makes the following findings with respect to Plenary Retail Distribution Licenses to be issued by it;

1. The submitted application form 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 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 Johannessen Sisti Inc., is adjudged to be entitled to a Plenary Retail Distribution Liquor 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 Distribution Liquor License to the Johannessen Sisti Inc., to sell at 119 Taylor Avenue, Manasquan, New Jersey for consumption off the licensed premises any alcoholic beverages in their original containers until midnight, June 30, 2021.

**RESOLUTION
171-2020**

**RESOLUTION OF THE BOROUGH OF MANASQUAN,
RATIFYING THE EMERGENCY REPAIR TO WATER MAIN ON
EAST VIRGINIA AND RIVER PLACE**

WHEREAS, an emergency existed due to a broken Water Main on E. Virginia Avenue and River Place; 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 E. Virginia and River Place; 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 not to exceed \$17,950.00 to North American Pipeline Services LLC. for the emergency repair of the Water Main on E. Virginia and River Place in the Borough of Manasquan.

**RESOLUTION
174-2020**

BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Polar Air of NJ Inc. Maintenance Contract.

**RESOLUTION
175-2020**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Connor Lyttle from the position of Special Law Enforcement Officer I from the Manasquan Police Department effective July 15, 2020.

**RESOLUTION
176-2020**

WHEREAS, the Borough of Manasquan is desirous of appointing Manasquan Recreation Stickball Coordinators for the Summer Recreation Program 2020; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 20th day of July, 2020 appoint the following Recreation Employees to work during 2020 summer season:

Manasquan Recreation Stickball Coordinators

Adam Schreck	\$1,200.00 onetime stipend
Tommy Antonucci	\$1,200.00 onetime stipend

**RESOLUTION
177-2020**

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

WHEREAS, the Borough of Manasquan, as a Local Government Unit, may by resolution and without advertising for bids, purchase any goods or services under any contract for such goods or services entered into on behalf of the municipality of Cranford Police Cooperative Pricing System pursuant to the provision of N.J.S.A 40A: 11-11(5); and

WHEREAS, the municipality of Cranford CO-OP does have a cooperative purchasing agreement to Lease/Purchase police vehicles at a discounted rate with the following company:

911 Leasing.com
432A Frye Farm Road
Greensburg, PA 15601

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WHEREAS, the Borough of Manasquan intends to enter into a Finance Agreement with: 911Leasing.com, located at 732A Frye Farm Road, Greensburg, PA 15601 through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current Cooperative Contracts;

NOW THEREFORE BE IT RESOLVED, that the Borough of Manasquan authorizes the Purchasing Agent to lease certain goods or services from said contractor by approved Cranford Cooperative Pricing System, in the amount of \$36,917.75 with the terms as follows:

2020 Inceptor Explorer

TERM	RATE	PAYMENTS
Three Years	3.97%	3 Annual Payment of \$13,152.21
Due Starting December 1, 2020		

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
178-2020**

WHEREAS, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 20th day of July, 2020 appoint the following Seasonal Beach and Recreations Employees to work during the 2020 Summer Season.

Badge Checkers - \$9.00 per hour

Ellie Feuster
Sadie Kinn-Gurzo
Alycia Holmes
Avery Walsh
Katie Killeen
Kylie Ebner

Badge Checkers - \$10.30 per hour

Jeremy Slivinski

Bathroom Monitors - \$15.00 per hour

Jack Trabattoni
Nicolette Mauro

Parking Lot Attendant - \$11.50 per hour

Jack Trabattoni

Beach Patrol - \$12.50 per hour

Tom Hall

Beach Crew

Peter Forman - \$10.50 per hour
Jacob Forman - \$10.50 per hour
Liam McHugh - \$ 9.00 per hour
Ryan Esdaile - \$ 9.00 per hour

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Lifeguards

Ryan Campbell - \$17.50 per hour

Junior Guard - \$9.00 per hour

Madeline Anderson

Isabella Lepore

Kylie Spalt

Sofia Wall

Summer Recreation - \$8.50 per hour

Meghan Stehle

Kiernan McMenaman

**RESOLUTION
179-2020**

WHEREAS, due to the COVID-19 pandemic and the State and Federal declarations of a major disaster throughout New Jersey, the governing body of the Borough of Manasquan wishes to authorize the CFO and the Recreation Superintendent the ability to issue refunds for Summer Recreation, Junior Guard and Stickball if requested.

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 20th day of July 2020 authorize the CFO and Recreation Superintendent to refund fees for prepaid Recreation, Junior Guard and Stickball.

**RESOLUTION
180-2020**

Governor's Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2020-June 2025

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the **Borough of Manasquan**, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Manasquan, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the **Shore** Municipal Alliance grant for fiscal year **2021** in the amount of:

DEDR	\$ <u>19,575.00</u>
Cash Match	\$ <u>4,893.75</u>
In-Kind	\$ <u>14,681.25</u>

GRAND TOTAL ALLIANCE DEDR BUDGET MANASQUAN, BRIELLE, SEA GIRT, SPRING LAKE HEIGHTS \$39,150.00

- 2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**RESOLUTION
181-2020**

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	\$580,499.69
Capital Fund	\$10,163.45
Water/Sewer Fund	\$14,709.29
Water/Sewer Utility Fund	
Beach Utility Fund	\$35,022.96
Beach Capital Fund	\$30,881.60
Recreation Building Trust	\$200.00
Tourism Trust	\$5,323.70
Junior Lifeguard	\$399.75
Affordable Housing	\$300.00
Animal Control Trust	\$33.60
Developer’s Trust	\$1,758.00

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

Ordinances – Second Reading

The Borough Attorney read the title of ordinance 2321-20 for second reading and final hearing.

ORDINANCE AMENDING AND SUPPLIMENTING CHAPTER 35 (ZONING) AFFORDABLE HOUSING AR-2 ZONE OF THE BOROUGH OF MANASQUAN CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Walsh 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 hearing, seconded by Council Member Bryant. Motion carried unanimously.

Council Member Mangan made a motion to pass and publish ordinance 2321-20 according to law, seconded by Council Member Bryant. Motion carried by the following vote: “yes” Council Members Bryant, Lee, Mangan, Read, and Walsh. “No” none.

The Borough Attorney read the title of ordinance 2322-20 for second reading and final hearing.

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BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A COMMUNITY CENTER IN AND BY THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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

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

Council Member Mangan made a motion to pass and publish ordinance 2322-20 according to law, seconded by Council Member Read. Motion carried by the following vote: "yes" Council Members Bryant, Lee, Mangan, Read, and Walsh. "No" none.

Committee Reports

Public Works Committee – Council Member Walsh advised that the Borough will have the trees trimmed twice this year given all the storms that have happened. He gave a shout out to Council President Mangan for his speeches he did for the high school and grammar school graduations.

Public Safety Committee – Council Member Lee thanked council for their support for the two new police hires tonight. He went over the background on each officer hired tonight and congratulated both of them. He went over the violations for the week and advised that the police academy training graduation will take place July 31.

Beach & Recreation Committee – Council Member Mangan congratulated the officers and welcome them onboard with the town. He reported on a program that the recreation counselors will be re-cast to work out to be ambassadors for the community to help distribute masks and work with the County for handouts and information on how to educate people. He stated that it should be coming within the next week. He encouraged everyone to help keep events and the beach open by following the rules during the pandemic. He thanked the beach and recreation staff for their continued support and efforts. He stated that if anyone has any questions they can reach out to him directly.

Administration Committee – Council Member Read stated that the NJ Complete Count Commission in the NJ Department of State is promoting the Power of the Census in a dedicated social media campaign. He is urging all residents to complete the Census either on the forms that were mailed or online at the Census Bureau. He congratulated the two new officers and is excited about them joining the force.

Code & Zoning Committee – Council Member Bryant congratulated the two new police officer hires. He reported that he met with the code/construction to go over protocol and policies with the code department. He stated that he is anticipating some planning board ordinances and he will have a full report at the next meeting. He took a moment to recognize the passing of two of America's civil rights leaders this week, C.T. Vivian and Representative John Lewis from Georgia.

Mayor Donovan stated that he has been in contact with the both sides of the blue line down the center of town and that he is giving them both an opportunity to present their side at the next council meeting. He stated that his position on the blue line is that it will stay as the intent was pure when it was put down and it was to honor fallen law enforcement officers and current officers and first responders.

Audience Participation

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

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

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Mr. Kitrick acknowledged the tragic death of Judge Salas's son and her husband who was also shot and is recovering. He wanted to remind everyone how vulnerable our judiciary is and don't always get the protection they need. He asked that everyone remember that family in their prayers.

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 7:46 p.m., seconded by Council Member Lee. Motion carried unanimously.

DATE APPROVED

8/17/2020