

JANUARY 17, 2023

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on January 17, 2023 with Council President Jeff Lee presiding. This meeting was held in person at Borough Hall and via Zoom.

Council President Lee 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.

Council President Lee stated that zoom meetings are a courtesy and that there is an issue with the audio coming in from the participants on zoom. He advised that there will be no comment from the participants on zoom because of the issue with the audio.

Council President Lee 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 Bruce Bresnahan, Brian Holly, Jeff Lee, Michael Mangan, Gregg Olivera, and Lori Triggiano.

Absent: None

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

Council Member Triggiano made a motion to remove the engineer's report from the agenda, seconded by Council Member Mangan. Motion carried unanimously.

Audience Participation

Council Member Triggiano made a motion to open the meeting to the public on agenda items, seconded by Council Member Bresnahan. Motion carried unanimously.

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

Approval of Minutes

Regular Meeting Minutes – December 30, 2022

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

Municipal Beautification – Discussion

Council Member Holly stated that he has reached out to the Sea Lavender Club and others within the community to try and do a better job around town bringing more plant material in. He stated that he has noticed a lot of hardscapes, macadam sidewalks but there really is not a downtown that sparks. He wanted to try and budget for some beautification around town and start a beautification committee and wants to take a more formalized approach to the downtown area, parks, and beach area. He stated that there is discussion about the South Street parking lot where some trees were taken down, the sign being in disrepair and beautifying that area and the parking lot. He wanted to bring this forward to the Mayor and Council to see if this is something to move forward with.

Council Member Mangan applauds the idea and thinks it is great. He stated that there are a few different ways to get this done. He stated that it is important to get the council onboard with this direction. He stated that there is room in the budget for small projects like this which can be discussed at the budget meetings.

Council Member Olivera is in favor of this beautification project and believes that some falls on recreation, open space, environmental, public works, finance, beach and code. He stated a cross functional committee with people from public works and potential recreation and someone from finance committee would be a good start.

Council Member Triggiano and Council Member Bresnahan agree with what previous council members stated and are onboard with this beautification committee and project.

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Council Member Holly stated that the plaza could use a really nice landscape or possibly add another gazebo in the center and have a better presence of trees and shrubs.

Council Member Olivera confirmed that this committee will bring in residents for their input similar to the Citizen Advisory Committee is organized.

Council Member Mangan stated that an ad hoc committee from the council can steer it which possibly would include Council Member Holly from public works, Council Member Olivera from finance and himself from recreation. He stated that if there is authorization tonight a committee meeting can take place to start and hammer out details for the next council meeting and come back with more information and thoughts.

Consent Agenda

**RESOLUTION
36-2023**

BE IT RESOLVED by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Fallon Barcheski from the position of Tax Collector from the Borough effective as of January 20, 2023.

**RESOLUTION
37-2023**

**AUTHORIZATION FOR THE BOROUGH OF MANASQUAN,
THROUGH THE MANASQUAN POLICE DEPARTMENT, TO
PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW
ENFORCEMENT SUPPORT OFFICE (LESO), 1033 PROGRAM TO
ENABLE THE MANASQUAN POLICE DEPARTMENT TO
REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE
EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county, and state law enforcement agencies ("LEAs") and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting law enforcement agency; and

WHEREAS, Participation in the 1033 Program allows municipal and county law enforcement agencies to obtain property that they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county law enforcement agencies, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A 40A:5-30.2 requires that the governing body of the municipality or county approve, by majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the Borough of Manasquan that the Manasquan Police Department is hereby authorized to enroll in the 1033 Program for a period of one year from January 1, 2023 through December 31, 2023; and

BE IT FURTHER RESOLVED by the Borough of Manasquan that the Manasquan Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A" which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-

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military vehicles, clothing, traffic and transit signal systems, exercise equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the Manasquan Police Department, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Borough of Manasquan and the Manasquan Police Department, without restriction; and

BE IT FURTHER RESOLVED by the Borough of Manasquan that the Manasquan Police Department is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes; and

BE IT FURTHER RESOLVED that the property available through the Program, “DEMIL A through Q” is attached hereto; and

BE IT FURTHER RESOLVED that the Manasquan Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Manasquan Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately on the date listed herein and shall be valid to authorize requests to acquire (1) “DEMIL A” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes and (2) “DEMIL B through Q” property both of which that may be made available through the 1033 Program; with Program participation and all property request authorization terminating on December 31, 2023.

**RESOLUTION
38-2023**

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: CONVENTRY ADDITIONS & REMODELING LLC
6 PADDOCK CIRCLE
LANOKA HARBOR, NJ 08734

REASON FOR REFUND: PLANNING BOARD ESCROW REFUND
APPLICATION #46-2021/RICCI
451 LONG AVENUE
BLOCK: 175 LOT: 45.01
AMOUNT OF REFUND DUE: \$883.47

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
39-2023**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
AUTHORIZING THE CLERK TO ADVERTISE FOR A TAX
COLLECTOR**

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WHEREAS, the Borough of Manasquan is in need of a full time Tax Collector in the Finance Department; and

NOW, THEREFORE BE IT RESOLVED on the 17th day of January 2023, by the Borough Council of the Borough of Manasquan, hereby authorize the Clerk to advertise for a full time Tax Collector.

**RESOLUTION
40-2023**

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: RH LECHARD & SONS INC.
704 HOWE STREET
POINT PLEASANT, NJ 08742

AMOUNT OF REFUND DUE: \$1,000.00

REASON FOR REFUND: Dumpster Security-401 Perrine Blvd

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
41-2023**

WHEREAS, the Borough of Manasquan is desirous of appointing Manasquan Recreation Program Referees for Pickleball and Biddy Basketball; and

WHEREAS, the following appointments will require a 1099 for their services.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 17th day of January 2023 appoint the following:

Name	Title	Rate of Pay (Hourly/Salary/Seasonal)	Effective Date From and To
Thomas Reichey	Rec Basketball Referee	\$55 per game	January 5,2023 to March 4, 2023
Matthew Lisk	Rec Basketball Referee	\$55 per game	January 5,2023 to March 4, 2023
Lawrence Dight	Pickleball Coordinator	\$1600/year paid quarterly	January 1,2023 to December 31,2023
Jean Perrotta	Assistant Pickleball Coordinator	\$800/year paid quarterly	January 1,2023 to December 31,2023

**RESOLUTION
42-2023**

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WHEREAS, the Borough of Manasquan is desirous of appointing a Seasonal Water Plant Operator in 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 17th day of January 2023 appoint the following Department of Public Works Water Department employee to Seasonal Water Plant Operator effective January 1, 2023 to June 30, 2023:

- Robert Koches Manasquan, NJ \$1000.00 per month

**RESOLUTION
43-2023**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,
AUTHORIZING ADVERTISEMENT FOR A PART TIME CROSSING
GUARD**

WHEREAS, the Borough of Manasquan is in need of a part time Crossing Guard in the Manasquan Police Department; and

NOW, THEREFORE BE IT RESOLVED on the 17th day of January 2023, by the Borough Council of the Borough of Manasquan, hereby authorize the Clerk to advertise for a part time Crossing Guard for the Manasquan Police Department.

**RESOLUTION
44-2023**

WHEREAS, Integra Realty Resources - Coastal is the appointed appraiser for the Borough's NJDOT Streetscapes project; and

WHEREAS, the Streetscapes project design was recently amended to reduce the amount of Right of Way acquisition necessary to complete the project, significantly reducing the acquisition costs to the Borough; and

WHEREAS, this amended design requires that 3 of the previously completed appraisal reports be revised; and

WHEREAS, Integra Realty Resources - Coastal has provided a proposal to revise the 3 reports for a lump sum of \$4,500

NOW THEREFORE BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Integra Realty Resources Coastal Proposal to revise 3 appraisal reports

**RESOLUTION
45-2023**

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.

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Current Fund	\$3,764,252.13
Water/Sewer Fund	\$377,484.77
Beach Fund	\$144,682.77
Beach Capital	\$10,831.50
Grants	\$1,621.81
General Capital	\$40,811.38
Recreation Trust	\$12,602.38
Misc Trust	\$16,571.06
S/E Virginia Pump Stn	\$1,156.30

Council Member Holly made a motion to approve the consent agenda, seconded by Council Member Bresnahan. Motion carried by the following vote: “yes” Council Members Bresnahan, Holly, Lee, Mangan, Olivera, and Triggiano. “No” none.

RESOLUTION AND HEARING

Council Member Triggiano made a motion to open the meeting for public comment, seconded by Council Member Holly. Motion carried unanimously.

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

RESOLUTION 35-2023

RESOLUTION APPROVING THE RENEWAL OF INACTIVE RETAIL CONSUMPTION LIQUOR LICENSE NO. 1327-33-006- 006 FOR THE COMMITTED PIG MANASQUAN LLC.

WHEREAS, the Committed Pig Manasquan LLC. Plenary Retail Consumption License 1327-33-006-006 is under Special Ruling Pursuant to N.J.S.A. 33:1-12.39 due to having an “Inactive License” since December 30, 2019; and

WHEREAS, the licensee is required to file a Verified Petition for renewal of their ABC License to the Director of the Division of Alcoholic Beverage Control if a license is under “Special Ruling” N.J.S.A. 33:1-12.39; and

WHEREAS, the Committed Pig Manasquan LLC. has filed the Verified Petition for the licensing term July 1, 2022, to June 30, 2023; and

WHEREAS, the Director of the the Division of Alcoholic Beverage Control has considered all the facts and circumstances related to the “Inactive Status” and found the Committed Pig Manasquan LLC. has established good cause in accordance with the statutory requirements of N.J.S.A. 33.1-12.39 to warrant an application for renewal of the Inactive Plenary Retail Consumption License No. 1327-33-006-006 for “Nunc Pro Tunc” July 1, 2022 to June 30, 2023 license term.

NOW THEREFORE BE IT RESOLVED, by the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey, that the renewal of the Committed Pig Manasquan LLC Inactive Plenary License No. 1327-33-006-006 is hereby approved for the “Nunc Pro Tunc” July 1, 2022- to June 30, 2023, term.

Council Member Mangan made a motion to approve this resolution, seconded by Council Member Holly. Motion carried by the following vote: “yes” Council Members Bresnahan, Holly, Lee, Mangan, Olivera, and Triggiano. “No” none.

ORDINANCES – FIRST READING

The Borough Attorney read the title of ordinance 2389-23 for introduction.

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**BOND ORDINANCE AMENDING THE PROJECT DESCRIPTION
SET FORTH IN SECTION 3(a) OF BOND ORDINANCE #2318-20 OF
THE BOROUGH OF MANASQUAN, IN THE COUNTY OF
MONMOUTH, NEW JERSEY FINALLY ADOPTED MAY 18, 2020**

Council Member Mangan made a motion to introduce ordinance 2389-23, seconded by Council Member Bresnahan. Motion carried by the following vote: “yes” Council Members Bresnahan, Holly, Lee, Mangan, Olivera, and Triggiano. “No” none.

Committee Reports

Code and Land Use Committee – Council Member Triggiano reported on the permits that were issued through the zoning/construction department and she reported on the warnings and summonses that were issued.

Administration and Finance Committee – Council Member Olivera stated that he does not have anything to report at this time.

Recreation Committee – Council Member Mangan welcomed Chief Tumminelli to his first council meeting. He reported on the fieldhouse and advised that it is up and running with lots of borough events. He stated that recreation will be doing a follow up presentation to the one that was done at the end of the year, and he is looking at that the end of February to update the year end numbers.

Public Safety Committee – Council Member Lee thanked Chief Tumminelli and congratulated him on his appointment to chief. He reported that the surrounding towns have been experiencing recent attempts of theft from motor vehicles. He stated that the police department would like to remind citizens to lock the doors of the vehicles and remove any valuable items and also if you see suspicious activity please call the police department. He went over the police officer recruits that started at the Monmouth County Police Academy to become Special II officers for this upcoming summer. He reminded citizens of the ordinance that requires all vehicles to be removed from the roadway when there is enough snow accumulation that requires plows to be on the road. He stated that the Borough has received their StormReady Certification which gives a certification through 2026 which adds to our annual CRS rating and insurance premium discount. He stated that there are only 18 municipalities in New Jersey that have qualified for this designation.

Public Works and Construction Committee - Council Member Holly welcomed Chief Tumminelli and stated he is looking forward to working with him. He thanked everyone involved in getting the Borough through the CRS designation. He reported on the new park and how well it is being used and the last phase of the project. He went over Euclid and Mount Lane repairs.

Beach Committee – Council Member Bresnahan welcomed Chief Tumminelli and reported on the bathrooms at the beach and that the Main Street bathrooms will remain open from sunrise to sunset. He reported that the playground at Sea Watch is being worked on and is hoping that it will be repaired by summer. He reported that the Brielle Road bathrooms are being looked into and the Inlet building will need the second floor finished to house the lifeguards when a storm rolls in. He reported that according to the State there needs to be 3 buildings that the lifeguards can go when a storm rolls in which would be Sea Watch, Main Beach and the Inlet buildings.

Audience Participation

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

Shane O’Boyle, 41 Fisk Street inquired about a height difference between residential and commercial buildings in town and why.

Council Member Mangan stated that there are different heights set and advised that the zoning map would show what zone every property in Manasquan is in and each zone has its own limits for height depending on what type of building it is. He stated that is how it is done in New Jersey where local towns decide what zone rules are which includes how big the building can be, how much of the property you can cover as well as height of the buildings. He went over the reasons for changing the height of buildings after Superstorm Sandy.

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Nancy Jordan, 261 Euclid Avenue voiced her support for beautification in the borough. She stated that the Sea Lavender Garden Club is entering 30 years of service to the community with 124 members and 48 members actively involved in their gardens. She stated that participation in the beautification of the borough is important, and the borough should look into getting some funding from the State.

Ron Jacobson, 59 McClean Avenue voiced his concern about the CVS project and the tracking of mud and dirt onto the street.

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

Council Member Triggiano made a motion to close the regular meeting at 7:36 p.m., seconded by Council Member Holly. Motion carried unanimously.

Respectfully submitted,



Barbara J. Ilaria
Municipal Clerk

DATE APPROVED 2/21/2023