

June 13, 2022

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on June 13, 2022 with Mayor Donovan presiding. This meeting was held in person at Borough Hall and via Zoom.

Mayor 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 Brian Holly, Jeff Lee, Gregg Olivera, Richard Read and Lori Triggiano

Absent: Michael Mangan

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

Council Member Holly made a motion to table the Engineer's monthly report until July 11, 2022, seconded by Council Member Lee. Motion carried unanimously.

### **Audience Participation**

Council Member Olivera made a motion to open the meeting to the public on agenda items, seconded by Council Member Read. 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.

### **Ordinance – Second Reading**

The Borough Attorney read the title of ordinance 2371-22 for second reading and final hearing.

**CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE  
MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO  
ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

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

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

Council Member Lee made a motion to pass and publish ordinance 2372-22 according to law, seconded by Council Member Triggiano. Motion carried by the following vote: "yes" Council Members Holly, Lee, Olivera, Read and Triggiano. "No" none.

**RESOLUTION  
163-2022**

**WHEREAS**, the 2022 approved budget of the Borough of Manasquan, as advertised, has been posted in the Municipal Building at least one week prior to the date of this hearing, and

**WHEREAS**, a copy of the same has been made available to each person requesting it during said week and during public hearing.

**THEREFORE, BE IT RESOLVED**, that having conformed to the conditions set forth in N.J.S. 40A:4-8. The 2022 budget be read by its title.

Council Member Holly made a motion to approve this resolution, seconded by Council Member Read. Motion carried unanimously.

### **2022 MUNICIPAL BUDGET**

Mr. Schechter went over the budget to be adopted.

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Council Member Read made a motion to open the budget hearing to the public, seconded by Council Member Holly. Motion carried unanimously.

There being no comment Council member Triggiano made a motion to close the hearing, second by Council Member Holly. Motion carried unanimously.

Council Member Lee made a motion to adopt the 2022 budget, seconded by Council Member Holly. Motion carried by the following vote: "yes" Council Members Holly, Lee, Olivera, Read and Triggiano. "No" none.

### **Appointment**

Mayor Donovan made the following appointment:

Tourism Member -Danielle Cook – Unexpired Term (1/1/22-12/31/24)

### **Approval of Minutes**

Regular Meeting Minutes – May 2, 2022  
Regular Meeting Minutes – May 16, 2022

Council Member Holly made a motion to approve the minutes, seconded by Council Member Triggiano. Motion carried unanimously. Motion carried by the following vote: "yes" Council Members Holly, Lee, Olivera, Read and Triggiano. "No" none.

### **CONSENT AGENDA**

#### **RESOLUTION 144-2022**

**WHEREAS**, it has been determined that the Borough operations is in need of a Personnel Officer to handle its expansive personnel and human resource-related responsibilities; and

**WHEREAS**, after the execution of the Borough hiring process, Ms. Sheri Gumina has been identified by the assigned hiring team as the recommended candidate for the position; and

**NOW, THEREFORE, BE IT RESOLVED** on the 13<sup>th</sup> day of June, 2022 by the Borough Council of the Borough of Manasquan, County of Monmouth and state of New Jersey as follows:

1. Ms. Sheri Gumina is hereby appointed as the Borough Personnel Officer at an annual salary of \$72,000.
2. Ms. Gumina's appointment shall be effective June 20, 2022.
3. A certified copy of this resolution shall be forwarded to Ms. Gumina.
4. The Mayor is hereby authorized to execute Ms. Gumina's Employment Retention Statement in accordance with this Resolution.

#### **RESOLUTION 148-2022**

**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: R. POPVITCH BUILDERS, INC  
403 BEL AIRE ROAD  
BRIELLE, NJ 08730

AMOUNT OF REFUND DUE: \$10,000.00

REASON FOR REFUND: BEACH ACCESS SECURITY BOND  
2/2022- 385 BEACHFRONT

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**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  
149-2022**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Timothy Lackner from the position of Special Law Enforcement Officer II from the Manasquan Police Department effective June 15, 2022.

**RESOLUTION  
150-2022**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, that the retirement of Thomas Morton from the position of Police Officer with the Manasquan Police Department effective April 1, 2022 be and is hereby accepted.

**RESOLUTION  
151-2022**

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

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

**NAME:** JANEY HUBER  
256 PINE AVE  
MANASQUAN, NJ 08736

**AMOUNT OF REFUND DUE:** \$1.02

**REASON FOR REFUND:** SPECIAL ASSESSMENT OVERPAYMENT  
Block 85 Lot 1.01  
Janey Huber  
256 Pine Ave  
Manasquan, NJ 08736

**WHEREAS**, the Tax Collector has certified that the 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  
161-2022**

**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 13th day of June, 2022 appoint the following Department of Public Works employee to Seasonal Laborer effective May 16, 2022.

- Frank Servidio Manasquan, NJ \$15.00 per hour

**RESOLUTION  
162-2022**

**SELF-EXAMINATION OF BUDGET RESOLUTION**

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**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Manasquan has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2022 budget year.

**NOW THEREFORE BE IT RESOLVED** by the governing body of the Borough of Manasquan that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED** that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

**RESOLUTION  
164-2022**

**RESOLUTION AWARDING A CONTRACT FOR CURTIS PARK  
IMPROVEMENTS 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 Curtis Park Improvements Project; and

**WHEREAS**, the bids submitted for this project were:

<b>BIDDERS</b>	<b>BASE BID</b>	<b>BASE BID &amp; ALTERNATE A</b>	<b>BASE BID + ALTERNATE A+B</b>
Precise Construction, Inc.	\$284,845.00	\$339,985.00	\$354,985.00

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Whirl Construction, Inc.	\$334,617.00	\$391,137.00	\$404,262.00
Down to Earth Landscaping	\$378,688.00	\$419,418.00	\$433,418.00

**WHEREAS**, three (3) bids for this project were received; and

**WHEREAS**, Precise Construction, Inc. submitted a base bid in the amount of \$284,845, with an additional for Alternate A & B for the total amount of \$354,985.00; and

**WHEREAS**, the Borough Engineer has determined the bid by Precise Construction, Inc. complies with the bid specifications and includes all required documentation and has recommended the award of the bid; and

**WHEREAS**, the Borough Council has determined, for the reasons set forth below, that the bid of Precise Construction, Inc. is a responsive and responsible bid; and

**WHEREAS**, Borough Council is desirous of awarding a contract to Precise Construction, Inc. for the Base Bid with Alternates A & B for a total bid amount of \$354,985.00 for the project;

**NOW THEREFORE IT BE IT RESOLVED** on the 13<sup>th</sup> day of June, 2022, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. This Bid award is subject to the review and approval of the Bid documents by the Manasquan Borough attorney.
2. Subject to the above condition, a contract in the amount of \$354,985.00 is awarded to Precise Construction Inc. for this project.
3. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with Precise Construction Inc.
4. A certified copy of this resolution shall be sent to:

Precise Construction, Inc..  
1016 Highway 33  
Freehold, NJ 07728

**RESOLUTION  
165-2022**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND  
EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY  
DEPARTMENT OF TRANSPORTATION FOR THE RIVERSIDE  
DRIVE IMPROVEMENTS PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** that Council of Borough of Manasquan formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk and Colliers Engineering & Design are hereby authorized to submit an electronic grant application identified as MA-2023-Riverside Drive Improvements-00074 to the New Jersey Department of Transportation on behalf of Borough of Manasquan.

**BE IT FURTHER RESOLVED** that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Borough of Manasquan and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**RESOLUTION  
166-2022**

**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 Professional Engineering services of Colliers Engineering & Design, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, to provide professional services for additional Design Services for the Mount Lane Roadway and Drainage Improvements. The fees are as follows:

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- Phase 1.0 Construction Documents \$6,500.00
- Phase 2.0 Construction Administration \$31,000.00

for a total amount not to exceed \$37,500.00 for the service outlined in a revised proposal dated May 26, 2022.

**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 Task 1.0 with the provision that each subsequent task shall require additional authorization subject to the recommendation of the Governing Body.

**RESOLUTION  
168-2022**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF  
MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
APPOINTING KATHLEEN SALERNO TO FULL TIME ACCOUNT  
CLERK IN THE FINANCE DEPARTMENT**

**WHEREAS**, there is an impending Account Clerk vacancy in the Borough Finance Accounts Payable office; and

**WHEREAS**, after execution of the Borough hiring process, Ms. Kathleen Salerno has been identified by the assigned hiring team as the recommended candidate for the position.

**NOW, THEREFORE BE IT RESOLVED** on the 13<sup>th</sup> day of June 2022, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Kathleen Salerno appointed to full-time Account Clerk.
2. The annual salary of \$35,000.
3. The effective date of this appointment is July 5, 2022.
4. A certified copy of this resolution shall be sent to:

Kathleen Salerno

**RESOLUTION  
169-2022**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE  
BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, NEW  
JERSEY, AUTHORIZING EXECUTION OF AGREEMENT #23A-8  
WITH THE COUNTY OF MONMOUTH**

**WHEREAS**, the County of Monmouth desires to obtain alcoholism/drug abuse prevention services; and

**WHEREAS**, the Borough of Manasquan, and its partner towns of Brielle, Sea Girt and Spring Lake Heights have formed the Shore Community Alliance for the purposes of providing alcoholism and drug abuse prevention services; and

**WHEREAS**, the County of Monmouth has agreed to pay the Borough of Manasquan a sum not to exceed \$21,360.00 to provide the aforementioned services for the term of July 1, 2022 through June 30, 2023; and

**WHEREAS**, the County of Monmouth provided a written agreement #23A-8 to the Borough of Manasquan in return for the payment not to exceed \$21,360.00; and

**NOW, THEREFORE BE IT RESOLVED** on the 13<sup>th</sup> day of June, 2022, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey do hereby authorize the

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execution of an agreement on behalf of the Borough of Manasquan with the County of Monmouth for funding for the Shore Community Alliance for the term July 1, 2022 through June 30, 2023.

**RESOLUTION  
170-2022**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Beach Employees for various beach responsibilities; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 13<sup>th</sup> day of June 2022 appoint the following Beach Employees to work during the 2022 Season.

**Crew:**

Austin Lord \$12.50 per hour

**Crew/Bathroom Monitor:**

Kyle Martinelli \$12.50 per hour  
\$18.00 per hour – Bathroom Monitor

**Bathroom Monitor:**

Jacob Forman \$18.00 per hour

**Badge Checker:**

Tess Calzaretta \$12.00 per hour  
Carolina O’Hara \$12.00 per hour  
Isabella LePore \$12.50 per hour  
\$13.50 per hour – Badge Booth

**Parking:**

Christian Martin \$13.00 per hour  
Liam Rogers \$12.50 per hour  
\$13.50 per hour – Badge Booth

**Rake Operator:**

Jay Cotta \$17.50 per hour  
Trevor Wells \$17.50 per hour

**RESOLUTION  
171-2022**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Kevin Pompilio from the position of Accounts Payable Clerk from the Manasquan Finance Department effective July 1, 2022.

**RESOLUTION  
172-2022**

**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 Colliers Engineering & Design, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing the preparation and submittal of the 2023 NJDOT Municipal Aid Application for the Riverside Drive and Stockton Lake Boulevard Improvements. For a per diem rate not to exceed \$4,800.00 for the services outlined in the proposal dated May 17, 2022.

**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 the Scope of Work for the 2023 NJDOT Municipal Aid Application Riverside Drive and Stockton Lake Boulevard Improvements.

**RESOLUTION  
173-2022**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF**

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**TRANSPORTATION FOR THE STOCKTON LAKE BLVD  
IMPROVEMENTS PHASE 3 PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** that Council of Borough of Manasquan formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk and Colliers Engineering & Design are hereby authorized to submit an electronic grant application identified as MA-2023-Stockton Lake Blvd Improvements Phas-00210 to the New Jersey Department of Transportation on behalf of Borough of Manasquan.

**BE IT FURTHER RESOLVED** that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Borough of Manasquan and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**RESOLUTION  
174-2022**

**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 Professional Engineering services of Colliers Engineering & Design, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, to provide the Minerva and Fletcher Avenue Traffic Analysis. For a total amount not to exceed \$2,800.00 for the service outlined in a proposal dated October 27, 2021.

**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 the lump sum with the provision that each subsequent tasks shall require additional authorization subject to the recommendation of the Governing Body.

**RESOLUTION  
175-2022**

**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 Professional Engineering services of Colliers Engineering & Design, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, to provide professional services for the Construction Administration, Construction Inspection Services and Grant Administration Services for the Curtis Park Improvements Project. The fees are as follows:

- Phase 1.0 Construction Administration and  
Construction Inspection Services \$52,500.00
- Phase 2.0 Grant Administration Services \$6,000.00
- Reimbursables \$750.00

for a total amount not to exceed \$59,250.00 for the service outlined in the proposal dated June 3, 2022.

**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 Task 1.0 with the provision that each subsequent task shall require additional authorization subject to the recommendation of the Governing Body.

**RESOLUTION  
176-2022**

**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 Professional Engineering services of Colliers Engineering & Design, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, to provide professional services for a Manasquan Lead Service Study. The fees are as follows:

- Phase 1.0 Lump Sum Fee \$4,500.00



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for a total amount not to exceed \$4,500.00.00 for the service outlined in a revised proposal dated June 9, 2022.

**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 Phase 1.0 with the provision that each subsequent phase shall require additional authorization subject to the recommendation of the Governing Body.

**RESOLUTION  
177-2022**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Seasonal Recreation Employees for the Summer Season of 2022; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 13<sup>th</sup> day of June 2022 appoint the following Seasonal Recreation Employees to work during the Summer Season, 2022:

<u>Counselor</u>	<u>Rate</u>
Kimberly Ward- Director	\$6,000- Salary
Christopher Craig-Asst. Director	\$28.00
Marisa Marco- STEM Coordinator	\$20.00
Gina DeMattia-Pre-K Coordinator	\$20.00
Harmony Schwier- Health and Wellness Coordinator	\$20.00
Megan Farrell- Sports Director	\$20.00
Nicole Pagano- Art Director	\$20.00
Delia Kline	\$15.00
Kevin Klodowski	\$15.00
Keira Roberts	\$12.00
John Canning	\$12.00
Catherine Canning	\$12.00
Megan Liggett	\$12.00
Amanda Dingler	\$12.00
Molly McCarthy	\$12.00
Garrett Devine	\$12.00
Meghan Stehle	\$15.00
Will Pettit	\$12.00
Ally Attardo	\$12.00
Liam Pollock	\$12.00
Josey Lebeda	\$12.00
Maeve Korth	\$12.00
Joey Presbrey	\$12.00
Dylan Morris	\$12.00
John DePalma	\$12.00
Lily Pellegrino	\$12.00
Kelly Juska	\$12.00
Finley O'Neill	\$12.00
Michael Loffredo	\$12.00
Jake Romano	\$12.00

**RESOLUTION  
178-2022**

**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.

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The computer print-out of the list of checks will be on file in the Clerk's Office.

Current Fund	\$660,942.42
Current Capital Fund	\$11,831.88
Water/Sewer Fund	\$364,485.66
Beach Utility Fund	\$30,287.70
Beach Capital Fund	\$40,592.25
Recreation Trust-Building	\$9,288.94
Recreation Trust	\$9,787.16
Reserve For Open Space	\$1,350.00
Tourism	\$150.00
Junior Lifeguards	\$990.07
Affordable Housing	\$221.00
Developer's Escrow	\$4,349.25
Reserve For Animal Control	\$1,833.33

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

**Liquor License Renewals**

**RESOLUTION  
152-2022**

**WHEREAS**, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by BPOE Manasquan Lodge 2534 for the issuance of Club License No. 1327-31-012-001 to cover premises at 17 Stockton Lake Boulevard in the Borough of Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Club Licenses to be issued by it:

1. The submitted application is complete in all respects, including the submission of the Club Member list.
2. The officers and directors of the Club are qualified according to all statutory and local governmental A.B.C. Laws and Regulations.
3. The Club maintains all records required by N.J.C.A. 13:2-8.8 and N.J.C.A. 13:2-8.12; and

**WHEREAS**, the BPOE Manasquan Lodge 2534 is adjudged to be entitled to a Club 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 the aforesaid Club License to the BPOE Manasquan Lodge 2534. This license is in effect until midnight, June 30, 2023, subject, however, to the following condition:

- a. At any time the licensed premises offers indoor live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
- b. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premise for inspection.

There were no comments from the audience.

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

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**RESOLUTION  
153-2022**

**WHEREAS**, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, by the Inshore Atlantic Inc. t/a Leggett's Sand Bar for renewal of Plenary Retail Consumption Liquor License No. 1327-33-007-007 to cover premises at 211-213-215-217 First Avenue, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor Licenses 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 laws and regulations of the Division of the Alcoholic Beverage Control.

**WHEREAS**, the said Inshore Atlantic, Inc. t/a Leggett's Sand Bar is adjudged to be entitled to a Plenary Retail Consumption Liquor License covering premises at 211-213-215-217 First Avenue, Manasquan, New Jersey.

**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 be designated, authorized and instructed to issue and deliver a Plenary Retail Consumption Liquor License to the said Inshore Atlantic, Inc. t/a Leggett's Sand Bar to sell at 211-213-215- 217 First Avenue, Manasquan, New Jersey any alcoholic beverages and also to include in this license an additional building in the rear to be used for storage purposes until midnight, June 30, 2023, subject, however, to the following conditions:

- a. The licensee shall provide two (2) qualified uniformed security persons who shall be assigned to duty in the parking lot from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays and holidays upon which the licensee shall be open for business.
- b. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed.
- c. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
- d. No live music at the licensed premises after 1:30 a.m.
- e. Alcoholic beverages may only be served in connection with the service of food to patrons seated at tables in Section "B" of the premises (see diagram attached). Alcoholic beverages shall be served only by waiters or waitresses.
- f. No permanent or portable service bar shall be located in Section "B".
- g. The dining facilities and service of alcoholic beverages in Section "B" shall be closed and vacated no later than 12:00 midnight of each day. Further, Section "B" shall be open only when the kitchen is open.
- h. All patrons in Section "B" shall be seated.
- i. The 12' opening connecting Section "A" to Section "B" shall be reduced to a maximum of 8'. The restaurant area of Section "B" shall be physically secured after 12:00 midnight of each day to prevent patrons from using the area.
- j. The second floor of the building in Section "B" may only be used for administrative offices servicing the business on this site.
- k. All trash, refuse, and garbage shall be stored inside a separate designated enclosed area adjacent to the existing restaurant building and away from residential area.
- l. There shall be no outside storage of packaging material or building materials on the site.
- m. The hours of operation in Section "C" will include having the kitchen open until midnight with last

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seating at 11:00 p.m. and patrons out by midnight.

- n. No live music in Section "C" after 11:00 p.m.
- o. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.
- p. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before 9:00 a.m. each morning following an operational day from May 15<sup>th</sup> to September 15<sup>th</sup>.
- q. The licensee shall comply with all provisions of the "New Jersey Smoke-Free Air Act". N.J.S.A. 26:3d-55 et seq. If a smoking area is provided for patrons, the permitted smoking area cannot be on public property or the public sidewalk. The permitted smoking area, if any, shall be located within the licensed building, in accordance with applicable statutes, or on exterior grounds either owned, leased or otherwise controlled by the licensee.

There were no comments from the audience.

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

**RESOLUTION  
154-2022**

**WHEREAS**, application has been made to the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey, from C. Jung, LLC., t/a Manasquan Liquors for renewal of the Plenary Retail Distribution Liquor License No. 1327-44-002-007 to cover premises at 139 Main Street, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to the Plenary Retail Distribution License 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.

**WHEREAS**, the governing body of the Borough of Manasquan has determined that C. Jung LLC., t/a Manasquan Liquors is entitled to a Plenary Retail Distribution 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 License to C. Jung LLC., t/a Manasquan Liquors to sell at 139 Main Street, Manasquan, New Jersey for consumption off the licensed premises of any alcoholic beverages in their original containers until midnight, June 30, 2023.

There were no comments from the audience.

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

**RESOLUTION  
155-2022**

**WHEREAS**, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House for the renewal of Plenary Retail Consumption Liquor License (Hotel/Motel Exception) No. 1327-36-001-011 to cover premises at 390 E. Main Street, Manasquan, New Jersey; and

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**WHEREAS**, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor License No. 1327-36-001-011 issued by it:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and governmental A. B. C. Laws and Regulations.

**WHEREAS**, the said Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House judged to be entitled to a Plenary Retail Consumption Liquor License (Hotel/Motel Exception).

**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 Consumption Liquor License (Hotel/Motel Exception) to the said, Driftwood Hospitality Group LLC, t/a The Salty Whale & Guest House to sell alcoholic beverages at 390 East Main Street in the Borough of Manasquan, New Jersey, until midnight, June 30, 2023, subject, however, to the following conditions:

1. There shall be no live music or entertainment of patrons by any group exceeding four people; however, the applicant shall have the privilege of applying to the governing body, or its designated committee, to have a larger group on special occasions. In such event, the applicant shall advise the governing body of the proposed date for the entertainment by live music of a group exceeding four people, the proposed time of the event and the number of entertainers proposed at the event.
2. There shall be no consumption of alcoholic beverages outside of the structure on the property, except for the "proposed outdoor area" shown on a diagram submitted as part of the renewal application for this liquor license. The outdoor area consists of 510 square feet to the east of a portion of the structure labeled on the diagram as "ENCLOSED PORCH – roof over." Alcoholic beverages may only be served and consumed in this area between the hours of 11:00 a.m. and 10:00 p.m. Alcoholic beverages shall be available to patrons only through service by waiters or waitresses. Only a service bar may be maintained in this area. No patrons may be seated or standing at the service bar. No live music or amplified music shall be conducted in this area except for an acoustic guitar. Landscaping shall be provided in accordance with the diagram outlining this area.
3. The total lineal feet of public bar shall not exceed seventy (70) linear feet.
4. No alcoholic beverage signs on the exterior or adjacent grounds shall exceed 4½ square feet in area.
5. No renewal or transfer of this license will be allowed, except for or to a hotel containing at least 50 rooms.
6. The licensee shall provide two (2) qualified, uniformed security persons who shall be assigned to duty, about or adjacent to the parking lot serving the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays, and Holidays from May 15<sup>th</sup> through September 15<sup>th</sup>, when the licensee shall be open for business. At least one of the security persons shall be stationed directly in the parking lot during the hours of 7:00 p.m. to 3:00 a.m.
7. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before 9:00 a.m. each morning following an operational day from May 15<sup>th</sup> to September 15<sup>th</sup>.
8. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of midnight and 7:00 a.m.
9. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously. This condition does not apply to any rooms available for rent.
10. No live music is permitted at the licensed premises after 1:30 a.m.

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11. Alcoholic beverages shall be available for patrons in conjunction with food service in Dining Area "D."
12. Alcoholic beverages shall be available to patrons only through service by waiters or waitresses in Dining Area "D."
13. Alcoholic beverages may be served and consumed between the hours of 10:00 a.m. and 10:00 p.m. on Sunday, and 11:00 a.m. to 10:00 p.m. on Monday, Tuesday, Wednesday and Thursday, and between the hours of 11:00 A.m. and 11:00 p.m. in Friday and Saturday in Dining Area "D".
14. Dining Area "D" shall be vacated by 10:00 p.m. between Memorial Day and Labor Day and by 11:00 p.m. Between Labor Day and Memorial Day. After that hour, there shall be no service of alcoholic beverages or food in this area.
15. No amplification devices shall be located on the exterior of the building.
16. No outside bar area, portable bars or similar structures or equipment shall be located in Dining Area "D."
17. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.

There were no comments from the audience.

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

**RESOLUTION  
156-2022**

**WHEREAS**, application has been made to the Borough Council, Borough of Manasquan, New Jersey by Osprey Hotel, Inc., t/a Osprey Hotel for the renewal of Plenary Retail Consumption Liquor License with Broad Package Privilege No. 1327-32-008-011 to cover premises at 201 First Avenue, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor License with Broad Package Privilege issued by it:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and governmental A. B. C. Laws and Regulations.

**WHEREAS**, the said Osprey Hotel, Inc., trading as Osprey Hotel is adjudged to be entitled to a Plenary Retail Consumption Liquor License with Broad Package Privilege.

**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 Consumption Liquor License to Osprey, Hotel, Inc. t/a Osprey Hotel to sell any alcoholic beverages with a Broad Package Privilege to sell any alcoholic beverages in original containers for consumption off the premises, and also to store alcoholic beverages in a separate building until midnight, June 30, 2023, subject, however, to the following conditions:

- a. The licensee shall provide six (6) qualified, uniformed, security persons who shall be assigned to duty, about or adjacent to the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays, and legal holidays upon which the licensee is open for business. Three (3) qualified, uniformed security persons shall be assigned to duty about or adjacent to the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on Sundays, Mondays, Tuesdays, Wednesdays, and Thursdays upon which the licensee is open for business unless such day is a legal holiday. One exterior security person shall be stationed in the Second Avenue parking area.

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- b. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.
- c. The maximum occupancy for the licensed premises shall be equal to one (1) person for each five and one-half (5 ½) square feet of floor area which is not covered by bars or working spaces.
- d. There shall be no "go-go dancing," "mud wrestling," "nudity," "topless dancing" or any lewd activity conducted on the licensed premises.
- e. The exterior security guards shall wear a shirt clearly marked, on front and back, "Osprey Security."
- f. All windows to the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed during hours of operation except for access to and from the licensed premises. Exterior doors shall not be left continuously open to provide access.
- g. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
- h. The licensee shall provide a litter patrol which will remove litter within 200 feet (except for the Municipal Beachwalk) of the licensed premises before nine (9) a. m. each morning following an operational day.
- i. At any time when there is a line of patrons awaiting entrance to the licensed premises, the line shall start at the front entranceway (corner of East Main Street and First Avenue) and proceed west along the north side of the licensed building and be located within 54" of the main wall of the licensed building. Temporary stanchions with rope or line shall connect each stanchion for the length of the patron line. If the line reaches the west side of the building, it shall be turned in a southerly direction, and be formed in the driveway on the west side of the licensed building. The patron line must be supervised by at least two employees of the licensee whenever there are people awaiting entry to the licensed premises.
- j. The driveway on the west side of the licensed building connecting the parking lot to East Main Street shall be closed between the hours of 6:00 pm and 6:00 am.
- k. No live music at the licensed premises after 1:30 a.m.
- l. The licensee shall comply with all provisions of the "New Jersey Smoke-Free Air Act". N.J.S.A. 26:3d-55 et seq. If a smoking area is provided for patrons, the permitted smoking area cannot be on public property or the public sidewalk. The permitted smoking area, if any, shall be located within the licensed building, in accordance with applicable statutes, or on exterior grounds either owned, leased or otherwise controlled by the licensee.

There were no comments from the audience.

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

**RESOLUTION  
157-2022**

**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. 1327-44-004-006 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

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governmental A.B.C. Laws and Regulations.

**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, 2023.

There were no comments from the audience.

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

**RESOLUTION**  
**158-2022**

**WHEREAS**, application has been made to the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey, by Max Devros L.L.C. for Plenary Retail Consumption Liquor License No. 1327-33-010-013 to cover premises at 142 Main Street, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor Licenses 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.

**WHEREAS**, the said Max Devros L.L.C. is adjudged to be entitled to a Plenary Retail Consumption Liquor License.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough Clerk be designated, authorized, and instructed to issue and deliver a Plenary Retail Consumption Liquor License to the said Max Devros L.L.C. to sell alcoholic beverages at 142 Main Street, Manasquan, New Jersey, until midnight, June 30, 2023, subject, however, to the following conditions:

1. At any time the licensed premises offers live entertainment, which is limited to three musicians, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
2. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
3. Alcoholic beverages will only be served in the permitted outdoor area only between 11:00 a.m. to 11:00 p.m.
4. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before (9) a.m. each morning following an operational day.
5. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.
6. The licensee shall comply with all provisions of the "New Jersey Smoke-Free Air Act". N.J.S.A. 26:3d-55 et seq. If a smoking area is provided for patrons, the permitted smoking area cannot be on public property or the public sidewalk. The permitted smoking area, if any, shall be located within the licensed building, in accordance with applicable statutes, or on exterior grounds either owned,



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leased or otherwise controlled by the licensee.

There were no comments from the audience.

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

**RESOLUTION**  
**159-2022**

**WHEREAS**, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Squan Tavern, Inc. for the renewal of the Plenary Retail Consumption Liquor License No. 1327-33-005-004 to cover premises at 15-17-19-21 Broad Street, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Plenary Retail Consumption Liquor Licenses 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.

**WHEREAS**, the Squan Tavern, Inc. is adjudged to be entitled to a Plenary Retail Consumption 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 Consumption Liquor License to Squan Tavern, Inc. to sell any alcoholic beverages at 15-17-19-21 Broad Street, Manasquan, New Jersey until midnight, June 30, 2023, subject, however, to the following conditions.

- a. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
- b. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
- c. Alcoholic beverages will only be served in the permitted outdoor area only between 11:00 a.m. to 11:00 p.m.
- d. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before (9) a.m. each morning following an operational day.
- e. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.
- f. The licensee shall comply with all provisions of the "New Jersey Smoke-Free Air Act". N.J.S.A. 26:3d-55 et seq. If a smoking area is provided for patrons, the permitted smoking area cannot be on public property or the public sidewalk. The permitted smoking area, if any, shall be located within the licensed building, in accordance with applicable statutes, or on exterior grounds either owned, leased or otherwise controlled by the licensee.

There were no comments from the audience.

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

**RESOLUTION**  
**160-2022**

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**WHEREAS**, application has been made to the Borough Council, Borough of Manasquan, County of Monmouth, State of New Jersey by Veterans of Foreign Wars Post 1838 t/a Manasquan VFW Post 1838 for the issuance of a Club License No. 1327-31-016-002 to cover premises at 30 Ridge Avenue in the Borough of Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following findings with respect to Club Licenses to be issued by it:

1. The submitted application is complete in all respects including submission of the Club Member list.
2. The officers and directors of the Club are qualified according to statutory, regulatory and local governmental A. B. C. Laws and Regulations.
3. The Club maintains all records required by N.J.A.C. 13:2-8.8 and N.J.A.C. 13:2-8.12; and

**WHEREAS**, the Manasquan VFW Post 1838 is adjudged to be entitled to a Club 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 execute the aforesaid Club License to the Manasquan VFW Post 1838. This license is in effect until midnight, June 30, 2023, subject, however, to the following conditions:

1. At any time the licensed premises offers indoor live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
2. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premise for inspection.
3. The licensee will "police" for litter, etc., the perimeter of the VFW Post property and the neighboring vicinity before 8:00 am on weekends and during the week when warranted.
4. The premises will not open for business/service before 1 pm.
5. From May 15 to October 15 the following conditions apply:
  - a. Sunday through Thursday the outside area may be open from 1 pm to 8 pm.
  - b. Sunday through Thursday outside music shall end at 8 pm.
  - c. Friday and Saturday the outside area may be open from 1 pm to 9 pm.
  - d. Friday and Saturday outside music shall end at 9 pm.
6. From October 16 through May 14 the following conditions apply:
  - a. There shall be no outdoor music.
  - b. The outside area may open, weather permitting, with the same hours as stated in #5 above.
7. The Licensee will be limited to hosting eight (8) advertised, outdoor events during the year.

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

Shaun Brown, 14 Ridge Avenue voiced his concerns about the outside dining and the number of events that are being held at the premises. He also inquired about the training that the bartenders receive and how often there is training.

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

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

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**RESOLUTION  
167-2022**

**WHEREAS**, application has been made to the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey by Coastal Restaurant Group LLC., t/a Reef & Barrel for renewal of Plenary Retail Consumption Liquor License No. 1327-33-011-013 to cover premises at 153 Sea Girt Avenue, Manasquan, New Jersey; and

**WHEREAS**, the governing body makes the following factual findings with respect to Plenary Retail Consumption Liquor Licenses issued by it:

1. The submitted application 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.

**WHEREAS**, the governing body of the Borough of Manasquan has determined that Coastal Restaurant Group LLC., is entitled to a Plenary Retail Consumption 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 Consumption Liquor License to the said Coastal Restaurant Group LLC. t/a Reef & Barrel to sell any alcoholic beverages at 153 Sea Girt Avenue and also to store alcoholic beverages in a separate building until midnight, June 30, 2023, subject, however, to the following conditions:

1. At any time the licensed premises offers live entertainment or amplified music, all doors shall remain closed except for access to and from the licensed premises and all windows shall be closed. Exterior doors shall not be left open continuously.
2. No live music is permitted at the licensed premises after 1:30 am.
3. No bottles or cans shall be dumped in the solid waste dumpster maintained by the license holder between the hours of twelve (12) midnight and seven (7) a.m.
4. The licensee shall provide two (2) qualified uniformed security persons who shall be assigned to duty, about or adjacent to the parking lot serving the licensed premises from the hours of 7:00 p.m. to 3:00 a.m. on those Fridays, Saturdays and holidays from May 15<sup>th</sup> through September 15<sup>th</sup> when the licensee shall be open for business.
5. The licensee agrees to obtain professional training for its bartenders and managers to identify and properly control patrons who appear inebriated; the licensee shall keep proof of completion of this training at the premises for inspection.
6. The licensee shall provide a litter patrol which will remove litter within 200 feet of the licensed premises before 9:00 a.m. each morning following an operational day from May 15<sup>th</sup> to September 15<sup>th</sup>.
7. The Borough Council reserves the right to require the licensee to make appropriate arrangements to ensure that patrons of the licensed premises do not park or interfere with parking at 254-256-258 Parker Avenue.
8. There will be no audio speakers in the second-floor dining area, no parties shall be planned and there will be no live entertainment.
9. Rooftop dining shall cease, and the rooftop area will be vacated at 10:00 p.m., with the last seating at 9:00 p.m.
10. Rooftop dining shall have seating for 40 people only and shall be seasonally available during the months of May through September.

There were no comments from the audience.

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

### **Ordinances – Second Reading**

The Borough Attorney read the title of ordinance 2372-22 for second reading and final hearing.

**BOND ORDINANCE PROVIDING FOR WATER AND SEWER INFRASTRUCTURE UPGRADES IN AND BY THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$550,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF**

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

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

Council Member Triggiano made a motion to pass and publish ordinance 2372-22 according to law, seconded by Council Member Holly. Motion carried by the following vote: "yes" Council Members Holly, Lee, Olivera, Read and Triggiano. "No" none.

The Borough Attorney read the title of ordinance 2373-22 for second reading and final hearing.

**BOND ORDINANCE PROVIDING FOR CONSTRUCTION OF THE NEW SEA WATCH BUILDING FOR THE BEACH UTILITY IN AND BY THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$2,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF**

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

Attorney representing Carol Budisak voiced his concerns and objection about the property and the sign offs from the County.

Mr. Flarity stated that the borough has been in constant contact with the County with Green Acres and DEP, CARRA offices.

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

Council Member Read made a motion to pass and publish ordinance 2373-22 according to law, seconded by Council Member Triggiano. Motion carried by the following vote: "yes" Council Members Holly, Lee, Olivera, Read and Triggiano. "No" none.

### **Committee Reports**

Code & Land Use Committee – Council Member Triggiano went over the permits, rentals, and zoning for the month.

Beach Committee – Council Member Read stated that he and Doug Anderson are looking forward to the MBIA roundtable coming up. He reported on beach information and the beach building improvements.

Administration & Finance Committee – Council Member Olivera thanked everyone involved in getting the budget ready and adopted.

Public Safety Committee – Council Member Lee reported that this committee is chairing the concerns and issues of parking around the school. He also reported on the bicycle safety classes that were held for the

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elementary school students. He stated that there is a new program being implemented where a caller can give permission to the dispatch by text to allow them to locate where the phone is. He reported on the specials that have recently graduated from the police academy and are part of the Borough's police department.

Public Works and Construction Committee - Council Member Holly thanked Public Works for getting everything up for park mobile which will be in affect this weekend all the way through Labor Day. He also reported on the fountains at Mac's Pond, daily maintenance of parks and Olivia's Playground parts should be received within a few weeks.

**Audience Participation**

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

Shaun Brown, 14 Ridge Avenue voiced his concerns and opinion on the parking for the school in his area and invited the council to sit down and go over some ideas.

Al Sauer, 109 First Avenue voiced his concerns on the size of the new women's bathroom and believes there should be more stalls.

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

Council Member Lee made a motion to close the regular meeting at 7:58 p.m., seconded by Council Member Triggiano. Motion carried unanimously.

Respectfully Submitted,



Barbara Ilaria  
Municipal Clerk

DATE APPROVED 7/11/2022