

APRIL 6, 2020

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on April 6, 2020 by audio conference via google 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, Gregg Olivera, Richard Read, and James Walsh

Absent: None

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

**Approval of Minutes**

Regular Meeting Minutes - February 18, 2020

Budget Meeting Minutes - February 22, 2020

Council Member Olivera made a motion to approve the minutes, seconded by Council Member Mangan. Motion carried unanimously with Council Lee abstaining from the February 18, 2020 meeting minutes and Council Members Reach and Walsh abstaining from both meeting minutes.

**Workshop Discussion:**

Borough Administrator Flarity gave an update on the number of cases in Manasquan and the County. He gave an update on pertinent information which is located on the borough website and the county site.

**Audience Participation**

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

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

**Use of Borough Property**

E35-20 Gee Gee's Volleyball- 6/1 to 8/30/2020, 6 to 8 pm, Tuesday/Wednesday

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

**CONSENT AGENDA**

**RESOLUTION  
72-2020**

**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: Henry James  
85 Morris Avenue  
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$50.00

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Liz Shortledge  
4 Sherwood Drive  
Brielle, NJ 08730

AMOUNT OF REFUND DUE: \$50.00

Jennifer Fitzgerald  
29 Clark Street  
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$50.00

Jessica Kerber  
315 Salem Street  
Spring Lake, NJ 07762

AMOUNT OF REFUND DUE: \$50.00

Jennifer Wohltman  
639 Agnes Avenue  
Brielle, NJ 08730

AMOUNT OF REFUND DUE: \$50.00

Amanda Kurack  
27 McGreevey Drive  
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$50.00

REASON FOR REFUNDS: Manasquan Recreation 2nd Session Soccer  
Clinic cancelled due to low turnout.

**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  
73-2020**

**WHEREAS**, the Borough of Manasquan is desirous to secure services for Mobile Concession Truck at the Sea Watch property located at 95 Beachfront.

**NOW THEREFORE BE IT RESOLVED**, that the Borough of Manasquan authorizes the Municipal Clerk to advertise a Request for Proposal for Mobile Concession Truck at the Sea Watch property.

**RESOLUTION  
74-2020**

**WHEREAS**, N.J.S.A. 40A:11-5 (1) (a) (1) permits the governing body to award a professional services contract without publicly advertising for bids and bidding therefor; and

**WHEREAS**, the borough council has determined that there is a need for professional services during the 2020 calendar year; and

**WHEREAS**, the borough council has determined to provide the need to acquire these professional services as a non-fair and open contract pursuant to the provisions of N. J. S. A. 19:44A-20.5; and

**WHEREAS**, the chief financial officer of the municipality has determined and certified in writing that the value of these professional services will not exceed \$17,500; and

**WHEREAS**, the anticipated term of these contracts are one year starting January 2, 2020 to December 31, 2020; and

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**WHEREAS**, the following professional service provider has or will submit contracts to be reviewed for completeness and approval by the borough attorney indicating that they will provide their services for the agreed upon rate(s) that are contained in their contracts that are on file in the Clerk's Office.

Tri-State Safety Solutions  
1044 Lacey Road, Suite 8  
Forked River, NJ 08731

This appointment is made pursuant to N. J. S. 2B:12-1 et seq.

**WHEREAS**, a certification as to the availability of funds executed by the chief financial officer is attached to this resolution pursuant to the provisions of N. J. A. C. 5:30-5-4;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 6<sup>th</sup> day of April 2020 as follows:

1. The Business Disclosure Entity Certification of these professionals and the Determination of Value Certification of the chief financial officer shall be filed in the office of the municipal clerk, and shall be available for public inspection.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with this professional to provide professional service to the municipality for the period of January 1, 2020 to December 31, 2020 year at the agreed upon rate that is contained in the contract/proposal on file in the Clerk's Office.
3. A notice stating the nature, duration, service and the amount of this contract shall be published in the Coast Star and this resolution shall be maintained on file and available for the public inspection in the office of the municipal clerk.
4. A certified copy of this resolution shall be sent to the professional included in this resolution.

**RESOLUTION**

**75-2020**

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

**FORM 1B (updated)**

**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:

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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>\$10,796.00</u>
Cash Match	<u>\$ 2,699.00</u>
In-Kind	<u>\$32,388.00</u>

**GRAND TOTAL ALLIANCE DEDR BUDGET MANASQUAN, BRIELLE, SEA GIRT, SPRING LAKE HEIGHTS \$43,183.00**

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

**RESOLUTION  
76-2020**

**Resolution Expressing Support for Legislation Increasing State Funding to The "Shore Protection Fund" from \$25 Million to \$50 Million(A-639/S-1071)**

**WHEREAS**, the State of New Jersey maintains the Shore Protection Fund, which was established in 1992; and

**WHEREAS**, the Shore Protection Fund provides important funding that allows the State and Municipalities to engage in cost-share partnerships with the U.S. Army Corps of Engineers on shore protection projects including beach restoration and maintenance; and

**WHEREAS**, the Shore Protection Fund is funded by State Realty Transfer Fee revenues, and is currently capped at \$25 million, an amount that was last adjusted in 1999; and

**WHEREAS**, following the devastating effects of Superstorm Sandy, it has become evident that the current funding to the Shore Protection Fund is inadequate for allowing the State and Municipalities to fund necessary recovery projects; and

**WHEREAS**, pending before the Legislature are bills A-639 and S-1071, which would increase the cap on funding to the Shore Protection Fund to \$50 million; and

**WHEREAS**, the Township Committee believes this proposed increase to the Shore Protection Fund is essential to protecting the shoreline of the Borough of Manasquan and that of every other Shore Community compromising the Jersey Shore.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Manasquan, County of Monmouth, State of New Jersey, that it hereby expresses its support for an increase in funding to the Shore Protection Fund from \$25 million to \$50 million, as provided in the bills pending before the New Jersey Legislature as A-639 and S-1071.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be transmitted to Governor Phil Murphy, Senate President Steve Sweeney, Assembly Speaker Craig Coughlin, Senator Declan O'Scanlon, Assemblywoman Serena DiMaso, and Assemblyman Gerry Scharfenberger.

**RESOLUTION  
77-2020**

**RESOLUTION IN SUPPORT OF THE MONMOUTH COUNTY PARK SYSTEM'S COASTAL AREA FACILITY REVIEW ACT (CAFRA) COASTAL GENERAL PERMIT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE FISHERMAN'S COVE CONSERVATION AREA HABITAT RESTORATION PROJECT**

**WHEREAS**, the Fisherman's Cove Conservation Area is a 55 acre wildlife preserve at the mouth of the Manasquan River on the Manasquan Inlet acquired by the Park System in 1995; and

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**WHEREAS**, the Fisherman's Cove Conservation Area is an integral part of the Manasquan community providing a great place to fish, sunbathe, walk on the beach, play with your dogs; and is used by kayakers, fishermen, and wildlife enthusiasts; and

**WHEREAS**, the Fisherman's Cove Conservation Area has habitat areas consisting of tidal communities of mud flat, low salt marsh dominated by smooth cordgrass, and high salt marsh of salt meadow cordgrass and other habitat areas consisting of upland dune communities of beachgrass, bayberry, and tide bush, and an interior maritime shrub forest of black cherry, red cedar, and American holly; and

**WHEREAS**, the designation of Fisherman's Cove as a Conservation Area requires that the area be used for the protection and enhancement of valuable natural resources of County significance with development limited to low impact uses to support the enhancement of nature-oriented outdoor recreation; and

**WHEREAS**, Conservation Areas enhance the regional quality of life, public health, and public safety by improving water quality, protecting groundwater, preventing flooding, improving the quality of the air we breathe, providing vegetative buffers to development, and supporting habitats for wildlife; and

**WHEREAS**, the Monmouth County Park System has developed a plan for habitat restoration and enhancement because of the great value of establishing as close to a native coastal habitat as possible at Fisherman's Cove Conservation Area; and

**WHEREAS**, the Monmouth County Park System is required to obtain a CAFRA Coastal General Permit for the planned habitat restoration and enhancement; and

**WHEREAS**, the value of habitat restoration would come from not only the oasis for recreation and nature appreciation, it would equally be available refuge and stop-over for many coastal and migratory species that have fewer and fewer acres to utilize along the developed coastline; and

**WHEREAS**, the site has existing elements of salt marsh and coastal dune communities and these elements have great potential for restoration and/or enhancement. There is potential to restore back dune and maritime forest communities in the interior of the site and these elements would add to the diversity and habitat value; and

**WHEREAS**, an integral part of the restoration plan is the relocation of the summer-time over-flow beach parking area from its current location west of the Pompano Avenue Right-of-Way parking area to an area to the south of the Pompano Avenue Right-of-Way parking area; and

**WHEREAS**, the County shall, at its own expense, construct this new summer-time over-flow beach parking area to the south Pompano Avenue Right-of-Way parking area in accordance with the intent of the original 1994 Agreement Concerning Fisherman's Cove; and

**WHEREAS**, the County shall construct this summer-time over-flow beach parking area to include beach parking for up to 400 vehicles in accordance with the intent of the original 1994 Agreement Concerning Fisherman's Cove; and

**WHEREAS**, the County shall construct this summer-time over-flow beach parking area out of non-impervious surface materials in order to enhance the regional quality of life, public health, and public safety by improving water quality, protecting groundwater, and preventing flooding; and

**WHEREAS**, the relocation of the summer-time over-flow beach parking area will provide enhanced vegetative buffers to the surrounding development;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Manasquan fully supports the Monmouth County Park Systems CAFRA Coastal General Permit Application to the New Jersey Department of Environmental Protection for the Fisherman's Cove Conservation Area Habitat Restoration Project; and

**BE IT FURTHER RESOLVED** that the Borough of Manasquan requests that the New Jersey Department of Environmental Protection look favorably upon the application of the Monmouth County Park System for a CAFRA Coastal General Permit for the Fisherman's Cove Conservation Area Habitat Restoration Project; and

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**BE IT FURTHER RESOLVED** that the Borough of Manasquan supports the preliminary design of the Monmouth County Park System for the relocation of the summer-time over-flow beach parking area from its current location west of the Pompano Avenue Right-of-Way parking area to an area to the south of the Pompano Avenue Right-of-Way parking area per the attached map.

**RESOLUTION  
78-2020**

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

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

NAME: RICHARD & KATHRYN CALDWELL  
134 MORRIS AVE  
MANASQUAN, NJ 08736

**AMOUNT OF REFUND DUE: \$2,682.11**

REASON FOR REFUND: DUPLICATE TAX PAYMENT - 2020/1  
BLOCK 73 / LOT 87  
134 MORRIS AVE

**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  
79-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retains the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing professional services for securing NJDEP approvals for continued beach maintenance activities. For a total amount not to exceed \$59,000.00 for the service outlined in a proposal dated February 28, 2020.

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

**RESOLUTION  
80-2020**

**WHEREAS**, an emergent condition has arisen with respect to payment of salaries and miscellaneous expenses and no adequate provision has been made in the 2020 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations for the purpose above mentioned; and

**WHEREAS**, the total emergency temporary resolution adopted in the year 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$917,775.00.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20;

1. Emergency temporary appropriations be and the same are hereby made as follows: See below.

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2. That said emergency temporary appropriations have been provided for in the 2020 budget under the title of accounts as listed below.

**BE IT FURTHER RESOLVED**, that the Borough Clerk be and is hereby directed to file said resolution with the Director of the Division of Local Finance.

**2020 Emergency Temporary Appropriations # 1**

Current Fund

01-20-100-010	General Administration S&W	\$2,100.00
01-20-110-010	Mayor & Council S&W	\$1,600.00
01-20-110-020	Mayor & Council OE	\$3,000.00
01-20-120-010	Clerk S&W	\$17,225.00
01-20-130-010	Finance S&W	\$11,600.00
01-20-130-020	Finance OE	\$7,500.00
01-20-145-010	Tax Collector S&W	\$3,725.00
01-20-150-010	Tax Assessor S&W	\$5,200.00
01-20-165-020	Engineering OE	\$20,000.00
01-21-180-010	Planning Board S&W	\$3,900.00
01-22-190-010	Zoning S&W	\$3,400.00
01-22-195-010	Code Enforcement S&W	\$10,500.00
01-22-196-010	UCC S&W	\$17,525.00
01-22-196-020	UCC OE	\$3,000.00
01-22-198-012	Plumbing S&W	\$4,400.00
01-22-199-012	Fire S&W	\$700.00
01-25-240-010	Police S&W	\$415,000.00
01-25-240-020	Police OE	\$20,000.00
01-26-290-010	Streets & Roads S&W	\$45,000.00
01-26-290-020	Streets & Road OE	\$20,000.00
01-26-302-119	Traffic Lights	\$1,900.00
01-26-305-010	Recycling S&W	\$100.00
01-26-305-020	Solid Waste OE	\$5,000.00
01-26-310-010	Buildings & Grounds OE	\$10,000.00
01-27-330-010	Board of Health S&W	\$250.00
01-27-335-020	Environmental Comm. OE	\$1,000.00
01-28-370-020	Recreation OE	\$4,000.00
01-28-375-010	Parks & Playgrounds S&W	\$2,000.00
01-28-375-020	Parks & Playgrounds OE	\$15,000.00
01-30-411-020	Waterways OE	\$15,000.00
01-31-430-000	Utilities	\$16,000.00
01-43-490-010	Municipal Court S&W	\$31,500.00
01-46-870-888	Emerg. Appropri. COVID 19	\$37,500.00
	TOTAL	\$754,625.00

WATER SEWER FUND

05-55-501-500	Water Sewer S&W	\$70,200.00
05-55-502-500	Water Sewer OE	\$25,000.00
05-55-540-502	Water Sewer Social Security	\$5,400.00
	TOTAL	\$100,600.00

BEACH UTILITY FUND

07-55-500-500	Beach S&W	\$34,850.00
07-55-510-500	Beach OE	\$25,000.00
07-55-520-520	Beach Social Security	\$2,700.00
	TOTAL	\$62,550.00

**RESOLUTION  
81-2020**

**RESOLUTIONS REJECTING ALL BIDS SUBMITTED FOR THE  
MANASQUAN BEACH HEADQUARTERS IMPROVEMENTS**

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**PROJECT IN THE BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS**, public bids were advertised for and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for The Manasquan Beach Headquarters Improvements Project; and

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

Cypreco Industries, Inc.;	Base Bid	\$552,500.00
Altec Building Systems Corp.;	Base Bid	\$763,000.00
Straight Edge Constructions, Inc.;	Base Bid	\$803,804.00
Wallace Bros., Inc.;	Base Bid	\$822,125.00

**WHEREAS**, the Borough of Manasquan reserved the right to reject all bids in accordance with 40A:11-1, et seq.; and

**WHEREAS**, the Borough Engineer provided a report to the Borough of Manasquan regarding the above referenced bids and set forth their recommendation; and

**WHEREAS**, the low bidder, Cypreco Industries, Inc., failed to adequately identify a sub-contractor for ornamental iron work thereby constituting a fatal defect as set forth in 40A: 11-23.2; and

**WHEREAS**, the bid submitted by the second bidder, Altec Building Systems Corp., as well as the remaining bids submitted, exceeds the engineer's estimates and the Borough's appropriations for the project as set forth in 40A:11-13.2.

**WHEREAS**, the Borough Engineer has recommended that all bids be rejected; and

**WHEREAS**, the Borough Council is desirous of rejecting all bids pursuant to N.J.S.A. 40A: 11-1, et seq.

**NOW, THEREFORE BE IT RESOLVED** on the 6<sup>th</sup> day of April 2020 by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. In the best interest of the Borough of Manasquan, all bids be rejected, and the project be re-bid after modifications are made to the contract documents and Bond Ordinance.
2. A certified copy of this resolution shall be sent to:

Cypreco Industries, Inc.  
1420 9<sup>th</sup> Avenue  
P.O. Box 822  
Neptune, NJ 07753

Altec Building Systems Corp.;  
904 Atlantic Avenue  
Point Pleasant, NJ 08742



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Straight Edge Constructions, Inc.;  
P.O. Box 541  
Manasquan, NJ 08736

Wallace Bros., Inc.;  
400 Chambers Bridge Rd  
Brick, NJ 08723

**RESOLUTION  
83-2020**

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

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

NAME: George Ertle  
1214 Ivanhoe Path  
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$820.00

Guy Patterson  
449 Euclid Avenue  
Manasquan, NJ 08736

AMOUNT OF REFUND DUE: \$820.00

Brian Newman  
1237 Nan Street  
Manasquan, NJ 087363

AMOUNT OF REFUND \$820.00

**REASON:** Boat Lessees paid for their Boat Slips by the deadline and then downsized to smaller boat slip at a lower cost.

**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 be charged against the General Ledger.

**RESOLUTION  
84-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, that the Borough of Manasquan retain the services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing additional services to the Mallard Park Improvement Project which passed through Resolution 124-2019. For a total amount not to exceed \$2,500.00 for the service outlined in a proposal dated March 11, 2020.

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

**RESOLUTION  
85-2020**

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**RESOLUTION OF THE COUNCIL OF THE BOROUGH OF  
MANASQUAN, APPOINTING CGP&H, LLC AS THE BOROUGH OF  
MANASQUAN'S ADMINISTRATIVE AGENT**

**WHEREAS**, The Borough of Manasquan's Housing Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, *et. seq.*), applicable Council on Affordable Housing ("COAH") regulations and Uniform Housing Affordability Controls ("UHAC") regulations; and

**WHEREAS**, the Borough is required to appoint an Administrative Agent to administer Manasquan's affordable housing program and to help enforce the requirements of applicable COAH and UHAC regulations, the Borough's affordable housing ordinance, and the Settlement Agreement between the Borough and Fair Share Housing Center ("FSHC"); and

**WHEREAS**, the Borough has chosen to re-appoint CGP&H LLC., as its Administrative Agent; and

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Borough of Manasquan, in the County of Monmouth, and the State of New Jersey, that CGP&H LLC. is hereby appointed by the Council of the Borough of Manasquan to serve as the Borough's Administrative Agent to run the Borough's affordable housing program.

**RESOLUTION  
86-2020**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
APPOINTING THOMAS FLARITY AS DEPUTY COORDINATOR IN  
THE OFFICE OF EMERGENCY MANAGEMENT UNDER  
DIRECTIVE 102**

**WHEREAS**, Governor Murphy has declared a State of Emergency in New Jersey; and

**WHEREAS**, each Municipal Emergency Management Coordinator shall appoint one and may appoint more than one Deputy Municipal Emergency Management Coordinator(s) with the approval of the Mayor. Wherever possible, such Deputy(ies) shall be appointed from among the salaried officers or employees of the municipality; and

**WHEREAS**, Christopher Tucker the Office of Emergency Management Coordinator in the Borough of Manasquan ("Manasquan") has appointed Thomas Flarity as Deputy Coordinator in the Office of Emergency Management under the provision of Directive 102 under N.J.S.A. Appendix A:9-33 *et seq.* (Chapter 251 P.L. 1942, as amended by Chapter 438 P.L. 1053) which is required to ensure continuity of municipal operations in his absence.

**NOW THEREFORE BE IT RESOLVED** on the 6<sup>th</sup> day of April, 2020, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Thomas Flarity is appointed as Deputy Coordinator in the Office of Emergency Management.
2. The effective date of this appointment is March 21, 2020.
3. The appointment will be until the Disaster Declaration is rescinded in the State of New Jersey.

**RESOLUTION  
87-2020**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Seasonal Laborers for the Department of Public Works; and

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**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 6<sup>th</sup> day of April, 2020 appoint the following Department of Public Works employee to Seasonal Laborer:

- Frank Servidio, 100 Ocean Avenue, Manasquan - hourly rate of \$15.00

**RESOLUTION  
88-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Volunteer Engine Company No. 2 has submitted the attached members that qualify under Ordinance 2005-07 Section 7 for “Exemption from the Payment of Permit Fees” these Members responded to 30% or more of the calls of the Unit or are Life Members of Manasquan Volunteer Engine Company No.2.

**RESOLUTION  
89-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Volunteer Engine Company No. 2 has submitted the members that qualify under Ordinance 2005- 07 “Free Season Beach Badge and Parking Permit for Certain Members of the Volunteer Fire Companies”. These Members responded to 30% or more of the calls of the Unit or are Life Members of Volunteer Engine Company No. 2.

**RESOLUTION  
90-2020**

**WHEREAS**, the Borough of Manasquan acknowledges that the Mayor has signed a Memorandum of Understanding under the Emergency Declaration with John F. Kennedy Medical Center (JFK EMS) for “as needed” services; and

**WHEREAS**, JFK EMS is a licensed provider of Basic Life Support (BLS) and Advanced Life Support (ALS) Services by the New Jersey Department of Health and Human Services Office of Emergency Medical Service. JFK EMS is also the Certificate of Need (CN) mandated provider of ALS in certain parts of Middlesex County. JFK EMS has a long history of providing support to municipal BLS agencies by way of providing primary, dedicated back-up, or mutual aid BLS assistance.

**NOW THEREFORE**, effective 3/23/2020 through May 30, 2020, JFK EMS agrees to provide the Boroughs of Manasquan and Sea Girt a dedicated BLS ambulance on an “as needed” basis as determined by leadership of the Borough of Manasquan, the Borough of Sea Girt, or the Manasquan First Aid, Inc. “As needed” is defined as either of the following:

- Pre-determined (>12hours in advance) requests from the Manasquan First Aid Squad for JFK EMS to dedicate a BLS ambulance as the primary responder for a defined time period because the squad does not have adequate membership available to respond to requests for services, or
- Unscheduled (<12hours in advance.) requests from the Manasquan First Aid Squad for JFK EMS to respond with a BLS ambulance as either the primary or back-up responder if the volume of EMS requests is out pacing the squad’s resources. This time period will depend on call volume, squad availability, and JFK EMS crew availability.

**RESOLUTION  
91-2020**

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**CHANGE ORDER NO. 1**

Be it resolved by the Mayor and Council of the Borough of Manasquan of Monmouth County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: East Main Street Improvements NJDOT FY2018, FY2019 & FY2020  
CONTRACTOR: MECO, Inc.  
ENGINEER: Maser Consulting, PA  
331 Newman Springs Road  
Red Bank, NJ 07701

Change Order No. 1

AMOUNT OF CHANGE FOR THIS RESOLUTION:	\$33,300.65
TOTAL AMOUNT OF CHANGE:	\$33,300.65
TOTAL ORIGINAL CONTRACT PRICE	\$777,367.50
REVISED CONTRACT PRICE	\$810,668.15

All bills on file in the Finance Office. This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

**RESOLUTION  
92-2020**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Manasquan that Amy Spera, Certified Municipal Finance Officer of the Borough of Manasquan, be and is hereby authorized to pay Maser Engineering via ACH Payment Services for 2020.

**RESOLUTION  
93-2020**

**RESOLUTION ADOPTING PREQUALIFICATION REGULATIONS IN CONNECTION WITH BIDS FOR THE EXTERIOR RESTORATION OF THE SQUAN BEACH LIFESAVING STATION #9 IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-25 the Governing Body of the Borough of Manasquan may establish reasonable regulations appropriate for controlling the qualifications of prospective bidders upon contracts to be awarded by the Borough; and

**WHEREAS**, the Borough of Manasquan is required to establish prequalification regulations for projects financially assisted by the New Jersey Historic Preservation Bond Fund or the Garden State Preservation Trust; and

**WHEREAS**, the Borough of Manasquan seeks such financial assistance in connection with the partial exterior restoration of the Squan Beach Life-Saving Station #9; and

**WHEREAS**, there have been promulgated contractor prequalification regulations in connection with the partial exterior restoration of the Squan Beach Life-Saving Station #9; and

APRIL 6, 2020

**WHEREAS**, the Governing Body has conducted a public hearing and has determined that it is in the best interest of the Borough of Manasquan to establish reasonable regulations appropriate for controlling the qualification of perspective bidders in connection with the partial exterior restoration of the Squan Beach Life-Saving Station #9.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, that the prequalification regulations attached hereto are hereby adopted for utilization in connection with the bid for the partial exterior restoration of the Squan Beach Life-Saving Station #9.

**BE IT FURTHER RESOLVED** that the implementation of the contractor prequalification regulations is subject to review and approval of the Director of the Division of Local Government Services and the Municipal Clerk is hereby authorized to file with the Director of the Division of Local Government Services proposed regulations, a true copy of this Resolution, a true copy of the hearings, copies of the two newspaper legal advertisements for public hearing, and a completed, certified, standard certification form.

**RESOLUTION  
94-2020**

**A RESOLUTION OF THE BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY, CONFIRMING STATE OF  
EMERGENCY IN THE BOROUGH OF MANAQUAN**

**WHEREAS**, by reason of the threat of widespread community transmission of the Coronavirus, also known as SARS-Cov-2 and the resulting disease Covid-19, which affects the health, safety and welfare of the people of Manasquan; and

**WHEREAS**, On March 13, 2020 the Office of Emergency Management of the Borough of Manasquan declared a State of Emergency for the Borough of Manasquan; and

**WHEREAS**, on March 21, 2020, Governor Phil Murphy issued Executive Orders 107 and 108, cancelling social gatherings, directing New Jersey residents to remain home or at their place of residence, and requiring the closure of all non-essential retail businesses; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, as follows:

1. The Borough of Manasquan Governing Body acknowledges and confirms the State of Emergency Declaration dated March 13, 2020.

**RESOLUTION  
95-2020**

**A RESOLUTION OF THE BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY, TEMPORARILY  
PROHIBITING RENTAL OF HOMES WITHIN THE BOROUGH**

**WHEREAS**, On March 13, 2020 the Office of Emergency Management of the Borough of Manasquan declared a State of Emergency for the Borough of Manasquan; and

APRIL 6, 2020

**WHEREAS**, on March 21, 2020, Governor Phil Murphy issued Executive Orders 107 and 108, cancelling social gatherings, directing New Jersey residents to remain home or at their place of residence, and requiring the closure of all non-essential retail businesses; and

**WHEREAS**, Governor Murphy also urged all second home owners at the New Jersey Shore to stay in their principal residences, as the local infrastructure, particularly the healthcare infrastructure, is not prepared for the influx of part-time residents; and

**WHEREAS**, in furtherance of this directive and as authorized by Executive Order 108, on March 24, 2020 the Borough of Manasquan Office of Emergency Management temporarily prohibited the rental of homes and other residential units within the Borough of Manasquan until further notice.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, as follows:

1. All rentals in the Borough of Manasquan to include AirBnB, VRBO, HomeAway, Local Real Estate Agency and other vacation rentals whether on-line or by in-person transaction will be suspended until May 15, 2020. All CO's permitting such rentals are suspended for all properties effective immediately.
2. All places of temporary accommodation that remain open pursuant to the Governor's Executive Orders should limit occupancy in order to enforce the Governor's requirement for social distancing.
3. That this restriction shall be revisited no later than May 15, 2020.
4. That this restriction shall be relaxed by action of the Borough Office of Emergency Management as soon as it is safe to do so. However for as long as the COVID-19 pandemic continues to pose a threat Borough residents the Borough will act accordingly to continue to protect lives.

**RESOLUTION  
96-2020**

**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: JEANNA CORRIGAN-RIBON  
32 SEWARD AVENUE  
OCEAN, NJ 07712

AMOUNT OF REFUND DUE: \$71.00

REASON FOR REFUNDS: Refund for "Young Rembrandt" Recreation Program.  
Participant will not return when classes resume due to health concerns

**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  
97-2020**

APRIL 6, 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	\$2,751,833.48
Capital Fund	\$68,211.14
Water/Sewer Fund	\$317,257.11
Water/Sewer Utility Fund	
Beach Utility Fund	\$8,147.87
Beach Capital Fund	\$18,950.00
Recreation Building Trust	\$8,610.55
Recreation Trust	\$599.64
Miscellaneous Trust	\$10,000.00
Animal Reserve	\$4.80

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

**Ordinances – Second Reading**

The Borough Attorney read the title of ordinance 2316-20 for introduction.

**ORDINANCE AMENDING SECTIONS 22-3 (WATER AND SEWER USAGE CHARGE) OF CHAPTER 22, WATER AND SEWER UTILITY OF THE REVISED GENERAL ORDINANCES IN ORDER TO INCREASE WATER AND SEWER RATES AND USAGE CHARGES IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Council Member Mangan made a motion to table this ordinance until the next scheduled meeting, seconded by Council Member Olivera. Motion carried by the following vote: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

**Committee Reports**

Public Works Committee – Council Member Walsh thanked everyone for their hard work during this time.

Administration Committee – Council Member Read also thanked everyone for their hard work.

Finance Committee – Council Member Olivera also thanked everyone for the hard work.

Beach & Recreation Committee – Council Member Mangan thanked the department heads and the staff for all the hard work they are doing during this time.

Public Safety Committee – Council Member Lee thanked the police and everyone that has worked hard over the past few weeks.

Code & Zoning Committee – Council Member Bryant reported on the code/construction department and thanked everyone for their hard work.

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**Audience Participation**

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

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

Council Member Mangan made a motion to close the regular meeting at 7:45 p.m., seconded by Council Member Walsh. Motion carried unanimously.

Respectively submitted,



Barbara Ilaria

DATE APPROVED 5/18/2020