

JANUARY 19, 2021

Regular Meeting of Mayor and Council was convened at 7:01 p.m. on January 19, 2021 with Mayor Edward 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 Jay Bryant, Jeff Lee, Michael Mangan, Gregg Olivera, Richard Read, and James Walsh

Absent: None

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

Council Member Bryant made a motion to move the first audience participation prior to the Board of Education Field Project Interlocal Proposal discussion, seconded by Council Member Walsh. Motion carried unanimously.

### **Approval of Minutes**

Council Member Bryant made a motion to amend the January 4, 2021 meeting minutes to reflect the proper spelling of Robert Leuthold on the Open Space Committee, seconded by Council Member Mangan. Motion carried unanimously.

Regular Meeting Minutes – December 21, 2020  
Regular Meeting Minutes December 30, 2020  
Reorganization Meeting Minutes – January 4, 2021

Council Member Walsh made a motion to approve the minutes as amended, seconded by Council Member Mangan. Motion carried unanimously with Council Member Olivera abstaining from the December 20, 2020 and the January 4, 2021 meeting minutes.

### **Use of Borough Property**

E73-20 Mid-Winter Run – February 13, 2021 – 11 am start (storm date 2/20//21) Discussion

Robert Giaquinto, 20 Masters Road, Brick representing the Mid-Winter Run updated the council on his request.

There was discussion on the event and it was recommended that the Mid-Winter Run be held later in the year with the hope that the COVID restrictions get better. It was recommended that the group come back to council with an April date.

### **Audience Participation**

Council Member Bryant and Read excused themselves from the meeting during any BOE discussions.

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

The following participants voiced their opinions and concerns of the project and were in favor of it.

Michael Johansen, Freehold; Robert Goodall, Toms River, MHS Principal; Mark Liggitt, 27 Newark Ave; Joe Mele, 43 Old Squan Road; Mike Dropchinski, Brielle; David Hallman 252 Cedar Ave.; Kevin Hyland, 69 Parker Ave.; Larry Devine, 80 Minnesink Road; Ryan McGrath, 63 Sea Girt Ave.; Drew Clancy, 69 N. Main Street; Mark Mead, 16 Church Street; Margaret Cahill, 142 N. Main Street; Mike Stehle, 18 Marcellus Ave.; Bill McManus, 125 Marcellus Ave.; Tom Clayton, 309 Cedar Ave.; Philip Priest, 77 S. Jackson Ave.; Gary Ramer, 351 Cedar Ave.; Rob Shatzman, Brielle; Frank Kaysan, Pt. Pleasant; Gene Cattani, 46 Fletcher

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Ave.; Pete Cahill, 142 N. Main Street; Jay Price, 2 Allen Ave.; Matt Koenig, 57 Curtis Ave.; Tom Pelligrino, 324 Cedar Ave.;

The following participants voiced their opinions and concerns about the shared services interlocal agreement with the school.

Marilyn Jacobson, 59 McClean Ave; Chrissy Rice, 26 Fletcher Ave.; Dick Meincke, 36 N. McClellan

Mary Ryan 113 Beachfront, wanted to give a shout out to Walter Wall on his retirement and congratulated him.

Chrissy Rice, 26 Fletcher Ave. voiced her concerns about how the meetings for the board of education are advertised and how she found out about the project.

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

Council Member Mangan stated his opinion and facts on the proposed interlocal agreement and the financial part of the agreement. He answered some questions that have come up over the past few weeks and thanked everyone for their comments and opinion.

Council Member Walsh stated that if there is anyone in the audience that has questions or concerns they can reach out to any of the council members except for Council Member Read and Bryant. He thanked everyone for coming out tonight.

Council Member Lee thanked the Board of Education for getting the information out and the progress that has taken place with updating programs and the facilities. He stated his opinion and concerns about the financial portion and the proposed interlocal agreement.

Council Member Olivera stated his opinion on the fiscal responsibility of this project and he thanked everyone for participating in the discussions.

### **Other Items**

#### **Board of Education Field Project Interlocal Proposal – Discussion**

There was no additional discussion on this topic after audience participation.

Council Members Bryant and Read re-joined the meeting.

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.

### **CONSENT AGENDA**

#### **RESOLUTION**

**33-2021**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth, accepts the resignation of Walter Wall as the Borough of Manasquan Beach Manager effective January 1, 2021.

**BE IT FURTHER RESOLVED** that Mr. Wall continued to act as the Borough of Manasquan Beach Manager from October 1, 2020 through December 31, 2020, and is hereby entitled to compensation equal to one quarter of his annual salary.

**NOW THEREFORE BE IT RESOLVED**, that Mr. Wall's resignation is accepted and the Mayor and Council authorize the issuance of wages to Mr. Wall in the amount of \$7,259.19 for his last quarter of service to the Manasquan Beach Department.

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**RESOLUTION  
34-2021**

**BE IT RESOLVED**, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and is hereby authorized to sign the Shared Services Agreement between the Borough of Sea Girt and the Borough of Manasquan for the services of Chief Municipal Financial Officer/Qualified Purchasing Agent.

**RESOLUTION  
35-2021**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
AUTHORIZING ADVERTISEMENT FOR A BEACH MANAGER**

**WHEREAS**, the Borough of Manasquan (“Manasquan”) is in need of a Beach Manager for Manasquan Beach; and

**NOW, THEREFORE BE IT RESOLVED** on the 19<sup>th</sup> day of January, 2021 by the Borough Council of the Borough of Manasquan hereby authorize the Clerk to advertise for a Beach Manager.

**RESOLUTION  
36-2021**

**WHEREAS**, the Borough of Manasquan’s Personnel Policy #33 “Leave Policy” requires approval from the Mayor and Council for vacation carry over for Department Heads, and

**WHEREAS**, the Department Heads have the following 2020 vacation days and are requesting to carry them over to 2021 as permitted by policy and approval by the Mayor and Council:

Tom Flarity	18 Days
Barbara Ilaria	21 Days
Marie Higgins	27 Days 6.5 Hours
Frank DiRoma	15 Days
Amy Spera	8 Days 3 Hours
Kevin Thompson	14 Days 2 Hours
Erik Ertle	1 Day
Michael Bauer	0 Days

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Manasquan authorize the carry over of the unused 2020 vacation days to 2021 as per Borough Policy.

**RESOLUTION  
37-2021**

**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 Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, to provide Engineering Design Services for Roadway and Drainage Improvements to Mount Lane Euclid Avenue to Virginia Avenue. Fees are as follows:

- PHASE 1.0 ENGINEERING DESIGN SERVICES \$24,000.00
- PHASE 2.0 REIMBURSABLE EXPENSES (ESTIMATED) \$ 750.00

for a total amount not to exceed \$24,750.00.00 for the service outlined in a proposal dated December 14, 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 Phase 1.0 and 2.0 with the

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

**RESOLUTION  
39-2021**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, COUNTY OF MONMOUTH, NEW JERSEY,  
APPOINTING MEMBERS OF CITIZEN ADVISORY COMMITTEE**

**WHEREAS**, on January 4, 2021 the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey adopted resolution 30-2021 Setting the Requirements for the Citizen Advisory Committee; and

**WHEREAS**, the Governing Body is desirous of appointing the members of the Citizen Advisory Committee per resolution 30-2021;

**NOW, THEREFORE BE IT RESOLVED** on the 19<sup>th</sup> day of January, 2021, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey the following members are appointed to the Citizen Advisory Committee for the following terms as follows:

1. The following members will serve for a one (1) year term:  
Art Ryan, Cara Schreck, Mike Brown, Chrissy Rice
2. The following members will serve for a two (2) year term:  
John LaMacchia, Sheila Videiro, Decon Thompson, Robert Ferrante
3. The following members will serve for a three (3) year term:  
Eric Oldmixon, Eddie Maes,, Mark Mead, Lauren Lake

**BE IT FURTHER RESOLVED** that members shall be appointed to a three (3) year term as their seats become vacant.

**RESOLUTION  
40-2021**

**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	\$183,706.69
Capital Fund	\$17,718.56
Water/Sewer Fund	\$376,820.47
Water/Sewer Utility Fund	
Beach Utility Fund	\$11,133.55
Beach Capital Fund	\$9,727.18
Recreation Building Trust	\$570.47
Recreation Trust	\$5,544.31
Misc Trust II	\$450.00
Affordable Housing	\$881.50
Animal Control	\$2.40

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

**Resolution**

**RESOLUTION  
38-2021**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Manasquan that the following rates be and hereby are set for the year 2021:

**WATER AND SEWER SERVICE RATE**

Pursuant to Chapter 22-2 Base Water and Sewer Service Rate:

The base water and sewer rate for each residential and nonresidential user shall be \$598.88 per year. This charge represents the standby to serve or fixed charges incurred in the operation of the municipal water and sewer system. The fees shall be paid in equal quarterly installments of \$149.72.

The following service rate shall be charged to residential and nonresidential users who are not connected to both the municipal water and sewer systems:

The base water service rate for each residential and nonresidential user shall be \$299.44 per year. The fee shall be payable in equal quarterly installments of \$74.86.

The base sewer service rate for each residential and nonresidential user shall be \$299.44 per year. The fee shall be payable in equal quarterly installments of \$74.86.

**WATER AND SEWER USAGE RATE**

Pursuant to Chapter 22-3 Water and Sewer Usage Charges:

Water and sewer usage shall be measured by the number of gallons of water use shown on the water meter.

The charge for water and sewer usage shall be \$4.48 per 1,000 gallons or part thereof.

The charge for water usage only shall be \$2.24 per 1,000 gallons or part thereof.

The charge for sewer usage only shall be \$2.24 per 1,000 gallons or part thereof.

Any user found to be receiving water service that is not being metered shall be charged at the rate of \$2.24 per day.

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

**Ordinances – First Reading**

The Borough Attorney read the title of ordinance 2332-21 for introduction.

**ORDINANCE ESTABLISHING CHAPTER 33 (SITE PLAN REGULATIONS)  
SECTION 33-1 (TITLE) SECTION 33-2 (PURPOSE) SECTION 33-3  
(APPROVING AGENCY) SECTION 33-4 (LANDSCAPE DESIGN) SECTION  
33-5 (LOADING AND SERVICE AREAS) SECTION 33-6 (LIGHTING) AND  
SECTION 33-7 (APPLICABLE ZONES)**

Council Member Bryant made a motion to introduce ordinance 2332-21, seconded by Council Member Lee. Motion carried by the following vote: “yes” Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. “No” none.

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### **Committee Reports**

Administration & Finance Committee – Council Member Olivera wished Wally the best on his retirement. He reported that the committee will be setting up meetings for the year and will be meeting in the near future. He also reported that the CFO is meeting with the department heads regarding the budget and getting ready for the budget meetings in March and he reported that the first round of CARES funding has come in at \$136,000.

Beach & Recreation Committee – Council Member Read congratulated Wally on his retirement. He stated that the committee recently met and they have a full agenda which includes the budget.

Code & Land Use Committee - Council Member Walsh congratulated Wally on his retirement and stated that he will have a detailed report for the next meeting.

Council President Mangan congratulated Wally on his retirement and he defers to the committee chairs for their reports. He reported on the interlocal agreement with Sea Girt for the CFO/QPA. He advised that the Citizen Advisory Committee has a new structure for membership so that the terms will be staggered.

Public Safety Committee – Council Member Lee congratulated Wally on his retirement. He reported that the police department has two special officers currently in the academy what will graduate in May. He reported that the state has mandated body cameras and there have been 13 animal house complaints and hearings are being set up.

Public Works & Construction Committee – Council Member Bryant reported on Public Works activities and advised that JCP&L is in the area doing tree trimming. He reported that the Mount Lane project scope of work was approved tonight which will be tied into a CDBG Grant for Euclid Avenue. He congratulated Wally on his retirement.

### **Audience Participation**

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

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

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.

Council Member Mangan made a motion to close the regular meeting at 9:40 p.m., seconded by Council Member Bryant. Motion carried unanimously.

DATE APPROVED 3/1/2021