

OCTOBER 18, 2021

Regular Meeting of Mayor and Council was convened at 7:02 p.m. on October 18, 2021 with Council President Mangan presiding. This meeting was held in person at Borough Hall and via Zoom.

Council President Michael Mangan read the statement re: Open Public Meetings Act of 1975 and that adequate notice has been provided by transmitting the Resolution of Annual Meetings to the Asbury Park Press and the Coast Star, by posting it in the Borough Hall on a bulletin board reserved for such announcements, and by posting it on the official website of the borough.

Council President Mangan 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 authorize the clerk to advertise for Superintendent of Public Works position, seconded by Council Member Walsh. Motion carried unanimously.

Council President Mangan stated that this will be memorialized at the next meeting by resolution.

### **Audience Participation**

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

Al Sauer, 109 First Avenue voiced his opinion on the animal house ordinance and how it has been presented.

Mr. Flarity stated that built into the code is the penalty. He stated that he will follow up with Mr. Sauer.

Mr. Kitrick stated that he is confident with the Hearing Attorney.

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

### **Use of Borough Property**

E65-21 Jersey Shore Running Club - April 2, 2022 - 9 am to 12 pm

Council Member Walsh made a motion to approve this request, seconded by Council Member Bryant. Motion carried unanimously with Council Member Olivera abstaining.

E66-21 Tree Decorating for Halloween - Parker Avenue - October 28, 2021 - 6 pm to 9 pm

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

E67-21 Big Blue Boosters Annual Parade and Bon Fire - November 24, 2021 - 5:30 to 7:30 pm

Council Member Walsh made a motion to approve this request, seconded by Council Member Bryant. Motion carried unanimously with Council Member Read abstaining.

E68-21 Manasquan Chamber Request to Amend Candy Cane Hunt to Include North side of Plaza - 12/10/21 - 5:00 to 7:00 pm

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

### **CONSENT AGENDA**

**RESOLUTION  
253-2021**

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**WHEREAS**, the Borough of Manasquan is desirous of appointing two Special Law Enforcement Officers Class II for the year 2021; and

**WHEREAS**, the Police Captain has submitted the following individuals for appointment as Special Law Enforcement Officers Class II for the Borough of Manasquan effective October 18, 2021, at the current contractual rate of \$17.59 per hour:

Matthew Kimak, Point Pleasant, NJ

Steven Schocket, Brick, NJ

**RESOLUTION  
254-2021**

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30a Disabled Veterans are exempt from taxation; and

**WHEREAS**, the Tax Collector shall be and is hereby discharged from collecting 2021 taxes from the following, as he/she is a Disabled Veteran as per NJ Statute 54:4-3.30a and exempt from all taxes as of the effective date noted for an assessment listed,

**WHEREAS**, 2021 property taxes based on the assessment listed in the 2021 Tax Duplicate are to be cancelled and any monies showing a credit should be immediately refunded to the appropriate property owner stated.

**WHEREAS**, the Borough Tax Assessor and Tax Collector have reviewed the circumstances surrounding this exemption and refund and have recommended to the Borough Council that the appropriate Borough officials be authorized to issue said exemption and refund,

**NAME:** MADIA, JOSEPH A SR & CONSTANCE L  
43 WOODLAND AVENUE  
MANASQUAN, NJ 08736  
BLOCK 63 / LOT 19

PRORATED REFUND: \$349.80

**NAME:** BLORE, MARSHALL E. & BLORE, JANICE  
521 LONG AVENUE  
MANASQUAN, NJ 08736  
BLOCK 175 / 80

PRORATED REFUND: \$1277.64

**NAME:** FEELEY, EDWARD & ELIZABETH  
115-1 CURTIS AVENUE  
MANASQUAN, NJ 08736  
BLOCK 871/ LOT 170.03 QUAL – C1151

PRORATED REFUND: \$603.90

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Manasquan that the appropriate Borough officials be and are hereby authorized to issue the cancellation in accordance with N.J.S.A. 54:4-3.30a.

**RESOLUTION  
255-2021**

**WHEREAS**, N. J. S. A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

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**WHEREAS**, the Borough of Manasquan has received a grant for Body Worn Cameras and wishes to amend its 2021 Current Fund Budget to include this additional amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Manasquan hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund budget for the year 2021 in the sum of \$81,520.00 which is now available as a revenue from:

Grants – Body Worn Cameras

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

**BE IT FURTHER RESOLVED** that a like sum of \$81,520.00 be and the same is hereby appropriated in the Current Fund budget under the caption of:

Grants – Body Worn Camera  
General Appropriations

Operations excluded from “CAPS” – Public and Private Programs off Set by Revenues:

**BE IT FURTHER RESOLVED** that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services

**RESOLUTION  
256-2021**

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

**WHEREAS**, the Borough of Manasquan, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**WHEREAS**, the Borough of Manasquan has the need on a timely basis to purchase goods or services utilizing State contracts for the purpose of the acquisition of a 2021 Ford Utility Interceptor Base Vehicle; and

**WHEREAS**, the Borough of Manasquan intends to enter into contracts with: CHERRY HILL WINNER FORD, located at 770 Cuthbert Blvd., Cherry Hill, NJ 08034 through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

**NOW THEREFORE BE IT RESOLVED**, that the Borough of Manasquan authorizes the Purchasing Agent to purchase certain goods or services from said contractor by approved New Jersey State Contract # 20-FLEET-01189 pursuant to all conditions of the individual State contracts, in the amount of \$35,888.44; and

**BE IT FURTHER RESOLVED**, that the governing body of the Borough of Manasquan pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**RESOLUTION**

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**257-2021**

**WHEREAS**, the Borough of Manasquan is desirous to advertise Request for Proposals for Professional Services in the Borough of Manasquan.

**NOW THEREFORE BE IT RESOLVED**, that the Borough of Manasquan authorizes the Municipal Clerk to advertise Request for Proposals for the following Professional Services:

Borough Attorney  
COAH Attorney  
Labor Attorney  
Borough Auditor  
Financial Advisor  
Borough Planner  
Borough Engineer  
Prosecutor  
Public Defender  
Hearing Officer  
COAH Administrator  
Planning Board Engineer/Planner  
Planning Board Attorney

**RESOLUTION  
258-2021**

**RESOLUTION AUTHORIZING THE BOROUGH TO  
PARTICIPATE IN THE STATE OF NEW JERSEY ELECTRONIC  
TAX SALES**

**WHEREAS**, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of Government Services; and

**WHEREAS**, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales; and

**WHEREAS**, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

**WHEREAS**, the Borough of Manasquan wishes to participate in the pilot program for an electronic tax sale.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Manasquan, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

**RESOLUTION  
259-2021**

**WHEREAS**, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of Government Services; and

**WHEREAS**, the rules and regulations require a municipality to send three (3) notices of tax sale to all properties included in said sale; and

**WHEREAS**, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

**WHEREAS**, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Manasquan wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the greater tax base.

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**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Manasquan, New Jersey, that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the tax sale.

**RESOLUTION  
260-2021**

**BE IT RESOLVED**, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, be and are hereby authorized to enter into an agreement with Monmouth County Park System for the use of the overflow parking of Pompano Parking Lot for the storage of boats for municipal winter storage.

**RESOLUTION  
261-2021**

**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	\$128,676.97
Capital Fund	\$101,645.19
Water/Sewer Fund	\$12,652.97
Beach Utility Fund	\$19,467.65
Beach Capital Fund	\$42,771.75
Recreation Building Trust	\$300.00
Recreation Trust	\$1,138.81
Open Space	\$7,671.75
Developer's Escrow	\$8,846.75
Animal Trust	\$24.60

Council Member Bryant made a motion to approve the consent agenda, seconded by Council Member Walsh. 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 2364-21 for introduction.

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 15 (RENTAL PROPERTY), SECTION 15-2.3 (HEARING, POSTING OF BOND) AND ESTABLISHING CHAPTER 16 (FEES) SECTION 15-2.3 (POSTING OF BOND) OF THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Council Member Bryant made a motion to introduce ordinance 2364-21, 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 and Construction Committee – Council Member Bryant stated that he does not have anything to report at this time.

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

Beach and Recreation Committee – Council Member Read stated that he does not have anything to report at this time.

Code and Land Use Committee – Council Member Walsh stated that he does not have anything to report at this time.

Public Safety Committee – Council Member Lee wished the two new police officers well in the police academy. He reported that the police will be participating in Operation Take Back and he reported that the police have put together a list of items that should be followed for Halloween as well as curfew times.

### **Audience Participation**

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

Mary Shovel, 417 Crescent Parkway, Sea Girt voiced her opinion and concerns regarding the Glimmer Glass Bridge. She is in favor of keeping the bridge.

Fran Drew, 111 Third Avenue voiced her opinion and concerns regarding the Glimmer Glass Bridge. She is in favor of keeping the bridge.

Jack Drew, 111 Third Avenue voiced his opinion and concerns regarding the Glimmer Glass Bridge. He is in favor of keeping the bridge.

Carol Skopak, 275 E. Main Street voiced her opinion and concerns regarding the Curtis Park Improvement Project and wanted to know what is going on with the park.

Council President Mangan stated that there is some confusing information out there. He stated that the parking has not been discussed and there will be no bathrooms. He went over the items that have been a concern with the residents and what the council is looking to do at this park. He stated there is no plan that has been put together yet but will be in the near future.

Council Member Bryant went over some of the items that will remain and some that will be improved.

Nancy Jordan, 261 Euclid Avenue stated that she is looking forward to working with the town regarding the park project. She stated that the grading of the park needs to be looked at along with the park project.

Vinny Bonner, 75 Marcellus Avenue voiced his opinion and concerns regarding the Glimmer Glass Bridge and went over the distance of the fire trucks to get to the beach area. He is in favor of keeping the bridge.

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 minutes.

Council Member Mangan made a motion to close the regular meeting at 7:44 p.m., seconded by Council Member Bryant. Motion carried unanimously.

DATE APPROVED 11/15/2021