

MAY 2, 2022

Regular Meeting of Mayor and Council was convened at 7:07 p.m. on May 2, 2022 with Council President Brian Holly presiding. This meeting was held in person at Borough Hall and via Zoom.

Council President Holly 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 Holly 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, Michael Mangan, Gregg Olivera and Richard Read

Absent: Lori Triggiano

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

Audience Participation

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

Lucas Nordel, 77 Manito Road inquired about the Main Street Dining and how long it will go this year.

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

Proclamation

**53rd ANNUAL PROFESSIONAL
MUNICIPAL CLERKS WEEK
May 1 – May 7, 2022**

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartially, rendering equal service to all.

WHEREAS, The Municipal Clerk serves as the information center on functions of local government and community.

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED, that I, Edward G. Donovan, Mayor of the Borough of Manasquan, on behalf of the Borough Council and the good people of Manasquan, officially recognize the week of May 1 through May 7, 2022, as Municipal Clerk Week, and further extend appreciation to Office of the Borough Clerk.

Ordinance – First Reading

The Borough Attorney read the title of ordinance 2371-22 for first reading and introduction.

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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 Olivera made a motion to introduce ordinance 2371-22, seconded by Council Member Mangan. Motion carried by the following vote: "yes" Council Members Holly, Lee, Mangan, Olivera and Read. "No" none.

BUDGET INTRODUCTION AND RELATED DOCUMENTS

Mr. Schechter read the budget by title as allowed by law and advised that the summary will be advertised in the Coast Star.

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

Main Street Dining - Discussion

Council Member Holly went over the Main Street Dining and stated that the Chamber of Commerce has requested 5 Main Street closure nights. He stated that the council is looking to close the streets for more than the 5 Chamber of Commerce events. He stated that the council agrees with an additional 5 days of Main Street closures.

There was discussion on this topic and the dates.

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

Lucas Nordel, 77 Manito Road voiced his opinion on the street closures.

Sheila Vedreiro, 109 McLean Avenue voiced her opinion on the street closures.

Shaun Brown, 419 Ridge Avenue voiced his opinion on the street closures and how to pay for it.

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

Engineer's Monthly Report

Joseph Raftery, Colliers Engineering presented his monthly engineer's report for April.

CONSENT AGENDA

**RESOLUTION
127-2022**

BE IT RESOLVED, that the Mayor of the Borough of Manasquan, be and hereby authorized to sign the 1 Year Lease Agreement between The Borough of Manasquan and Complete Orthopedic and Sports Therapy, LLS d/b/a/ Coast Rehabilitation Physical Therapy for the use of space at 63 Atlantic Avenue, as outlined in the Lease Agreement for the term of May 1, 2022 through April 30, 2023.

**RESOLUTION
128-2022**

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 2nd day of May 2022 appoint the following Department of Public Works employee to Seasonal Laborer:

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- Brendan Richey, Manasquan - hourly rate of \$15.00

**RESOLUTION
129--2022**

BE IT RESOLVED by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan First Aid Squad has submitted the members that qualify under Chapter 2-65.7 in the Borough of Manasquan Revised General Ordinances “Free Season Beach Badge and Parking Permit for Certain Members of the Manasquan First Aid Squad.” These members responded to 20% or more of the calls of the Unit or are Life Members of the Manasquan First Aid Squad.

**RESOLUTION
130-2022**

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 Final Design and Bid Services for the Sea Watch Recreational Area Improvements Project. The fees are as follows:

- Phase 1.0 Geotechnical Evaluation \$8,000.00
 - Phase 2.0 Design Development Services
 - 2.1 Site Design Development \$49,000.00
 - 2.2 Building Design Development \$98,000.00
 - Phase 3.0 Final Design & Constructability Review Services \$27,000.00
 - Phase 4.0 Bidding Services \$7,500.00
- Reimbursables \$5,000.00

for a total amount not to exceed \$194,500.00 for the service outlined in a revised proposal dated April 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
131-2022**

BE IT RESOLVED that the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, has authorized a revised salary adjustment to the pensionable base salary of the below listed employee as a result of an agreement between employee and the Borough of Manasquan for the calendar Year 2022 Effective May 2, 2022;

Annual Pensionable Base Salaries

Position	2022 Salary (as of May 2, 2022)
Amy Spera, CFO/QPA, Deputy Administrator,	\$145,000
CFO Sea Girt (shared service)	\$ 20,000

WHEREAS, the schedule above reflects the annual salary for the employee listed; and

WHEREAS, pensionable base salaries are defined as those regulated by the Public Employees Retirement System (PERS) of New Jersey and the Defined Contribution Retirement Program (DCRP) when

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applicable; and

NOW THEREFORE BE IT RESOLVED, that the Hon. Edward G. Donovan, Mayor of the Borough of Manasquan, is hereby authorized to sign Ms. Amy Spera's Employment Retention Statement which reflects her terms of employment that will be in effect for the remainder of calendar year 2022, a copy of which will remain on file in the Municipal Clerk's Office.

**RESOLUTION
132-2022**

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.

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

Current Fund	\$95,225.51
Current Capital Fund	\$1,375.00
Water/Sewer Fund	\$17,026.61
Beach Utility Fund	\$8,414.94
Beach Capital Fund	\$21,255.62
Recreation Trust-Building	\$7,916.68
Recreation Trust	\$2,761.90
Reserve For Open Space	\$3,233.75
Tourism	\$710.00
Developer's Escrow	\$3,462.25
Reserve For Animal Control	\$12.60

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

Ordinances – Second Reading

The Borough Attorney read the title of ordinance 2369-22 for second reading and final hearing.

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 12 (BEACHES AND BEACHFRONT) SECTION 12-11 (SEASON PARKING PERMIT) SECTION 12-11.1 PARKING PERMIT FOR USE OF CERTAIN MUNICIPAL PARKING LOTS AND AMENDING CHAPTER 16 (FEES) SECTION 12-11 (SEASON PARKING PERMIT) OF THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

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

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

Council Member Mangan made a motion to pass and publish ordinance 2369-22 according to law, seconded by Council Member Lee. Motion carried by the following vote: "yes" Council Members Holly, Lee, Mangan, Olivera and Read. "No" none.

Committee Reports

Public Safety Committee – Council Member Lee voiced his condolences to Neil Hamilton with the passing of his wife Penny who was a former employee of the borough and a member of the tourism commission. He reported on the Sea Lavender Garden Club plant sale as well as the events that have been taking place in the police department which included unused medication drop off. He reported on dogs being on beach walkway which is a violation of the borough code.

Beach Committee – Council Member Read voiced his condolences to the Hamilton family. He reported on beach activities which included bathroom updates, parking pass mailings, and thanked council for the support to move forward with the design process at Sea Watch.

Administration & Finance Committee – Council Member Olivera voiced his condolences to the Hamilton family. He thanked council for the vote on the budget and thanked all involved with getting the budget done.

Recreation Committee – Council Member Mangan reported on the Little League Parade and the route and time of the parade. He voiced his condolences to the Hamilton Family. He thanked Chief Bauer for his presentation to the Citizen Advisory Committee. He voiced his support on how the council has been dealing with the finances of the borough over the years.

Public Works and Construction Committee - Council President Holly voiced his condolences to the Hamilton family. He reported on First Avenue, Pompano Parking Lot update as it relates to the dredging, and painting of lines throughout town.

Audience Participation

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

Jonathan Waldeyer, 69 Marcellus Avenue inquired about beach parking passes and the fire and first aid being exempt from these fees.

Council Member Read stated that there is an ordinance which allows for this process.

Tom Fogel, 57 Osborne Avenue inquired about setting up a committee to look at the parking ordinance as it relates to Osborne Avenue. He voiced his concern about the limited parking hours on Osborne Avenue and proposed that the ordinance be repealed as it relates to Osborne Avenue or create a parking pass option.

Council Member Lee stated that there have been several conversations about this over the years and they will be re-visiting this again this year.

Ron Jacobson, 59 McLean Avenue voiced his condolences to the Hamilton family. He inquired about the activities taking place at the Pompano Parking Lot by the County.

Council Member Holly stated that the inlet has been dredged and the materials removed from the inlet were stored at Pompano to dry out and then was removed to the landfill over the last month and a half. He reported that the back of Pompano will be made into a parking area.

Mark Apostolou, 15 Cherry Place voiced his concerns about the planning board being brought back to in person as opposed to the current zoom meetings. He stated that due to his health issues he cannot go into a crowd. He stated that if the in-person meetings are mandated by the council he will need to resign from the planning board which he has been on for 11 years. He requested that the council extend the courtesy to the planning board that they maintain the virtual setting or allow a hybrid setting so that he could continue to serve on the planning board.

Council President Holly stated that the hybrid setting is what the council was looking to do.

Shaun Brown, 419 Ridge Avenue voiced his concerns on the parking issues as it relates to the area around the school.

Council Member Lee stated that the committee has and is still looking into the parking issues around the school.

Mary Ryan, 113 Beachfront voiced her condolences to the Hamilton family. She voiced her opinion about the hybrid meetings and the way Manasquan does the budget. She thanked the Clerk's office for all they do for the residents and how they respond to the citizens. She voiced her opinion on the First Avenue Project

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and that the contractor was very sufficient and accommodating. She inquired about the Sea Watch project schedule and wanted to make sure that the public is aware of those meeting dates. She thanked Bob Young for coordinating the MBIA Town Clean up.

Bob Young, 142 Second Avenue voiced his condolences to the Hamilton family. He stated that he seconds what Mr. Apostolou stated about the possible hybrid meetings for the planning board.

Wendy Helfers, 57 Osborne Avenue wanted to know if there was any way to expedite something that Mr. Fogel, who is a first responder, can put in his car to identify that he has permission to park in the street. She inquired about getting a ticket and is there any way to rectify that.

Council Member Lee stated that the police chief has special authorization cards, but he does not know how they get distributed. He stated that he does not believe it to be the case that they are used for this. He stated that he is not aware of any way to rectify a ticket. He stated that all these questions will be brought back to the Chief and the Committee to discuss.

Tom Fogel, 57 Osborne Avenue stated that the only thing they get is the tags that go on the license plate to show that they are firefighters but still doesn't mean they are not going to get a ticket. He stated that there needs to be an interim solution for the parking on Osborne.

Mark Apostolou, 15 Cherry Place voiced his opinion on the parking issues throughout town.

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

Council Member Mangan made a motion to close the regular meeting at 8:33 p.m., seconded by Council Member Olivera. Motion carried unanimously.

Respectfully Submitted,



Barbara Ilaria
Municipal Clerk

DATE APPROVED 6/13/2022