

MARCH 18,2024

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on March 18, 2024 with Mayor Michael Mangan presiding. This meeting was held in person at Borough Hall and via Zoom.

Mayor Mangan read the statement re: Open Public Meetings Act of 1975 and that adequate notice has been provided by transmitting the Resolution 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 Mangan stated that zoom meetings are a courtesy and if the zoom platform fails the meeting will continue in person.

Mayor 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 Bruce Bresnahan, Jay Bryant, Brian Holly, Gregg Olivera, Lori Triggiano, and Sheila Vidreiro

Absent: None

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

### **Audience Participation**

Councilman Bresnahan made a motion to open the meeting to the public, seconded by Councilman Holly. Motion carried unanimously.

Carol Wilkens Kirkman, Willow Way inquired about changing the umbrella ordinance when nothing is ever enforced.

Mr. Flarity went over the ordinance and why it is being amended.

Mayor Mangan went over the beach issues and the number of them from last year which included over 200 complaints about tents.

Councilman Holly made a motion to close the public portion, seconded by Councilman Bryant. Motion carried unanimously.

Mayor Mangan made the following appointments:

<u>POSITION</u>	<u>TERM</u>	<u>NAME</u>
<b>Open Space Committee</b>		
Regular Member (unexpired term)	01/01/23-12/31/25	Paul Gleitz
Regular Member (unexpired term)	01/01/23-12/31/25	Nicole Loughrey
Regular Member (unexpired term)	01/01/23-12/31/25	Sara Jane Millard
Alternate Regular Member (unexpired term)	01/01/23-12/31-25	Marybeth Brenner
<b>Recreation Committee</b>		
Member (unexpired term)	01/01/22-12/31/26	Maureen McCartney
Member (unexpired term)	01/01/24-12/31/28	Clifford Brenner
Member (unexpired term)	01/01/24-12/31/28	Brett Chase
Member (unexpired term)	01/01/24-12/31/27	Adam Schrek
Member (unexpired term)	01/01/24-12/31/27	James Ahern
Member (unexpired term)	01/01/24-12/31/27	Kortny Gordon
Alternate Member #1 (unexpired term)	01/01/21-12/31/25	James Henry
Alternate Member #2 (unexpired term)	01/01/20-12/31/24	Jaime Malone

Mayor Mangan read the members that will be participating on the zoning committee:

Shaun Brown; Laurie Edwards; Rob Forst; Ron Gaffney; Gerald Helfrich; Kimberly Martino; Patrick McCudden; Maria McNiff; Joe Morano; Guy Patterson; Marc Rogoff; Laura Savannah; John Tassini; and David Weeks.

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**Consent Agenda**

**RESOLUTION  
89-2024**

**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: STEVEN BUONTEMPO  
903 PENNSYLVANIA AVE  
WESTFIELD, NJ 07090-3433

AMOUNT OF REFUND DUE: \$1,000.00

REASON FOR REFUND: STREET OPENING BOND 1<sup>ST</sup> RETURN  
367 CEDAR 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  
90-2024**

**BE IT RESOLVED** that Thomas Flarity, Administrator of the Borough of Manasquan, be and are hereby authorized to sign the Agreement between Borough of Manasquan and Jersey Central Power & Light (JCP&L) for the Installation of Electric Distribution Facilities for the Sea Watch Improvement Project.

**RESOLUTION  
91-2024**

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

AMOUNT OF REFUND DUE: \$10,000.00

REASON FOR REFUND: BEACH ACCESS SECURITY RETURN  
337 BEACHFRONT

**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  
92-2024**

**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.

- 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	117,630.87
Water/Sewer Fund	\$372,655.37
Beach Fund	\$5,315.12
Grants	\$6,378.61
Recreation Trust	\$23,101.39
Animal Control Trust	\$49.80
General Capital	\$47,569.77
Beach Capital	\$69,548.63
Grand Total	\$642,249.56

Councilman Bresnahan made a motion to approve the consent agenda, seconded by Councilman Holly. Motion carried by the following vote: “yes” Council Members Bresnahan, Bryant, Holly, Olivera, Triggiano, and Vidreiro. “No” none.

**Ordinances – First Reading**

The Borough Attorney read the title of ordinance 2419-24 for introduction.

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 12 (BEACHES AND BEACHFRONT) SECTION 12-4.28 (RESTRICTIONS ON THE USE AND ERECTION OF UMBRELLAS, TENTS AND CANOPIES) OF THE BOROUGH OF MANASQUAN CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Councilman Holly made a motion to introduce ordinance 2419-24, seconded by Councilman Bryant. Motion carried by the following vote: “yes” Council Members Bresnahan, Bryant, Holly, Olivera, Triggiano, and Vidreiro. “No” none.

The Borough Attorney read the title of ordinance 2420-24 for introduction.

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 22 (WATER AND SEWER UTILITY), ESTABLISHING SECTION 22-7.2 (TERMINATION OF WATER SERVICES) SECTION 22-9.1 (SWIMMING POOLS), SECTIONS 22-14.1 (TERMINATION OF SEWER LATERALS), SECTION 22-56.1 (METER EQUIPMENT IN DISREPAIR) AND AMENDING AND SUPPLEMENTING CHAPTER 16 (FEES), ESTABLISHING CHAPTER 16 (FEES) SECTION 22-9.1 (SWIMMING POOLS) AND CHAPTER 16 (FEES) SECTION 22-56.1 (METER EQUIPMENT IN DISREPAIR) OF THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Councilman Holly made a motion to introduce ordinance 2420-24, seconded by Councilman Bresnahan. Motion carried by the following vote: “yes” Council Members Bresnahan, Bryant, Holly, Olivera, Triggiano, and Vidreiro. “No” none.

**Committee Reports**

Shared Services & Grants Committee- Councilman Bresnahan reported that the beach is getting ready for the season and that Sea Watch lockers and parking lot areas will be ready for the season. He stated that the beach rake has a schedule of once a month in the off season and he reported on the tire swing that should be going up soon. He reported again that dogs/pets are not allowed on the walkway at any time and requested that people with their dogs on the beach clean up after them.

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Administration Committee - Councilman Bryant reported that the administration committee is hard at work working with the CFO preparing the budget. He reminded everyone that the second budget meeting will be Saturday at 9 am where the public can attend. He reported that he is the representative for the borough at the 250<sup>th</sup> Anniversary of America's Independence meeting that the county is putting on. He will report back on this when he has more information to share. He recognized Women's History month as well as the Manasquan Women's Club that was established in 1909 during the height of the progressive period.

Public Property Committee - Councilman Holly reported on the storm drain cleaning, ongoing pothole repairs, and that South Street is in bad shape, but it is a county road, and he will confirm with the county that it will be fixed. He reported that the garbage cans and benches have been put back at the Inlet because of the nice weather and the sand is being continuously worked on at the beach. He reported on the Sea Watch Improvements and the progress that is going on.

Public Safety Committee – Councilman Olivera reported on the participation of the police department with DEA National Take Back Initiative, and he advised that Manasquan has a drop box available all year round for unused medications.

Land Use Committee - Councilwoman Triggiano advised that the public can attend the planning board meetings and that there is a scheduled meeting for tomorrow at 4 pm and that you can attend in person or on zoom.

Community Services Committee - Councilwoman Vidreiro reported that the recreation department has been working really hard and that the test run for the open gym time at the fieldhouse which ran for a few weeks has ended. She reported that this will be revisited to see if something else can be worked out as there were not a lot of participants at the open gym time. He advised that everyone is invited to the Easter egg hunt on Thursday the 28<sup>th</sup> at the turf field starting at 6 pm ages 0-8 with a rain date of the 29<sup>th</sup>.

Mayor Mangan stated that he attended the Shore Community Alliance meeting and is looking forward to working with Council Members Olivera and Triggiano as liaisons to the Alliance. He is hoping that the Alliance can come in and give a presentation to the council and the public on what they do. He stated that at the next planning board meeting of April 2 there will be discussion on topics to improve the accessibility to the planning board including ending the 4 pm meetings and moving them to 7 pm, making zoom more accessible and they are trying to make the planning board meetings more transparent and accessible.

### **Audience Participation**

Councilman Bresnahan made a motion to open the public portion, seconded by Councilman Holly. Motion carried unanimously.

Carol Wilkens Kirkman, 22 Willow Way inquired about what kind of dogs are allowed on the beach during the summer season such as service dogs or emotional support dogs.

Mayor Mangan stated that this is a gray area in the law.

Mr. Flarity stated that it tilts very much in favor of the handlers of those dogs and is a hard case to deny entry under those circumstances.

Mary Ryan, 113 Beachfront asked if Service Dog owners have a card to show that they are legitimately registered as that.

Mayor Mangan stated that he believes that this is not required any more as there have been court rulings on it.

There was a discussion on this topic.

Ms. Ryan thanked Councilman Bresnahan for bringing up the topics of the swing and the beach rake.

Councilman Holly made a motion to close the public portion, seconded by Councilman 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.

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Councilman Bresnahan made a motion to close the regular meeting at 7:54 p.m., seconded by Councilwoman Triggiano. Motion carried unanimously.

DATE APPROVED \_\_\_\_\_