

MARCH 1, 2021

Regular Meeting of Mayor and Council was convened at 7:00 p.m. on March 1, 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.

Audience Participation

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

Mary Ryan, 113 Beachfront voiced her concerns about the tents on the beach ordinance and suggested taking a look at the canopies and possibly allowing them.

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

Council Member Lee made a motion to remove resolution 85-2021 from the Consent Agenda, seconded by Council Member Walsh. Motion carried unanimously.

Council Member Olivera made a motion to amend the minutes of December 21, December 30, January 19 and February 1, 2021 to reflect that the mayor presided over those meetings, second by Council Member Mangan. Motion carried unanimously.

Approval of Minutes

Regular Meeting Minutes - January 19, 2021

Regular Meeting Minutes - February 1, 2021

Council Member Olivera made a motion to approve the minutes, seconded by Council Member Mangan. Motion carried unanimously.

Use of Borough Property

E73-20 Mid Winter Run - New Date Request (April 17, 2021)

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

E17-21 Clean Ocean Action - 4/17 & 10/23 Beach Sweeps - 9 am to 12:30 pm

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

E19-21 MBIA 100 Year Anniversary - SBLSS - 9/18/2021 - 5 to 9 pm

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

E21-21 Multiple Sclerosis Charity Bike Ride - 5/8/2021 6 am to 4 pm

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

E22-21 Sea Lavender Garden Club - Sale of Garden Tour Tickets - Plaza Gazebo - 6/24/21 - 8:30 am to 2 pm

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

E23-21 Firehouse #2 Auxiliary Craft Show - 7/11/2021 - 8 am to 4 pm

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

E24-21 Holy Trinity Church Outdoor Easter Sunday Service - 4/4/201 - 9 am to 12 pm

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

CONSENT AGENDA

**RESOLUTION
59-2021**

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

WHEREAS, the Borough of Manasquan ("Manasquan") is in need of a Beach Crew Supervisor for Manasquan Beach; and

NOW, THEREFORE BE IT RESOLVED on the 1st day of March, 2021 by the Borough Council of the Borough of Manasquan hereby authorize the Clerk to advertise for a Beach Crew Supervisor.

**RESOLUTION
60-2021**

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/Plan Modification for additional coordination of technical studies to New Jersey Transit for the impact on railroad operations in regard to the Mount Lane Culvert Improvements Project. Fee is as follows:

Per Diem/Hourly TOTAL ESTIMATED FEE \$18,500.00

for a total amount not to exceed \$18,500.00 for the service outlined in a proposal dated February 25, 2021.

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
61-2021**

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:

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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	\$38,934.50
Capital Fund	\$2,098.26
Water/Sewer Fund	\$28,371.60
Water/Sewer Utility Fund	
Beach Utility Fund	\$45,769.95
Beach Capital Fund	\$40,021.50
Recreation Building Trust	\$7,442.03
Recreation Trust	\$1,684.53
Reserve for Unemployment	\$1,517.08
Developer's Trust	\$3,231.25
Reserve for Animal Control	\$321.60

Council Member Olivera 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.

Ordinances – Second Reading

The Borough Attorney read the title of ordinance 2334-21 for second reading and final hearing.

**AN ORDINANCE AMENDING CHAPTER 32, SECTION 17
ENTITLED "STORMWATER MANAGEMENT AND CONTROL"
IN THE BOROUGH OF MANASQUAN, MONMOUTH COUNTY,
NEW JERSEY.**

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

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

Council Member Bryant made a motion to pass and publish ordinance 2334-21 according to law, seconded by Council Member Mangan: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

The Borough Attorney read the title of ordinance 2335-21 for second reading and final hearing.

**BOND ORDINANCE PROVIDING A SUPPLEMENTAL
APPROPRIATION OF \$325,000 FOR EUCLID AVENUE AREA ROAD
AND DRAINAGE IMPROVEMENT PROJECT PHASE I IN AND BY
THE BOROUGH OF MANASQUAN, IN THE COUNTY OF
MONMOUTH, NEW JERSEY, AND AUTHORIZING THE ISSUANCE
OF \$325,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE
THE COST THEREOF**

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

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

Council Member Bryant made a motion to pass and publish ordinance 2335-21 according to law, seconded by Council Member Walsh: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

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The Borough Attorney read the title of ordinance 2336-21 for second reading and final hearing.

ORDINANCE DELETING CHAPTER 12 (BEACHES AND BEACHFRONT) SECTION 12-3.2 (DEPARTMENT HEAD OF THE BEACH DEPARTMENT) AND AMENDING CHAPTER 12 SECTION 12-3.3 (CHIEF LIFEGUARD) OF THE BOROUGH OF MANASQUAN CODE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

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

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

Council Member Walsh made a motion to pass and publish ordinance 2336-21 according to law, seconded by Council Member Mangan: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

The Borough Attorney read the title of ordinance 2337-21 for second reading and final hearing.

ORDINANCE AMENDING CHAPTER 33 (SITE PLAN REGULATIONS) SECTION 33-7 (APPLICABLE ZONES)

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

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

Council Member Mangan made a motion to pass and publish ordinance 2337-21 according to law, seconded by Council Member Walsh: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

The Borough Attorney read the title of ordinance 2338-21 for second reading and final hearing.

BOND ORDINANCE OF THE BOROUGH OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR THE IMPROVEMENT OF MANASQUAN BOROUGH SCHOOL FACILITIES IN ORDER TO PROVIDE JOINTLY FOR MUNICIPAL AND SCHOOL DISTRICT PURPOSES, APPROPRIATING \$5,275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,020,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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

Ron Grammer, 58 Osborn Avenue voiced his concerns about the building of the fieldhouse and the process of the survey that the school sent out.

Shaun Brown, 14 Ridge Avenue voiced his opinion and concerns about parking in the area and the fieldhouse.

Tom Fogel, 57 Osborn Avenue voiced his concerns about the project and the way the survey was sent out by the school.

Robert Olson, 12 Meadow Lane voiced his opinion and concerns about the survey that was sent out by the school and his concern that only 4 members of the council will be voting on this ordinance.

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

Council Member Mangan made a motion to pass and publish ordinance 2338-21 according to law, seconded by Council Member Walsh: "yes" Council Members Lee, Mangan, Olivera, and Walsh. "No" none. Council Members Bryant and Read abstained from voting.

Resolution

**RESOLUTION
58-2021**

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 Manasquan and the Manasquan Board of Education for the shared use of facilities of the School District as community facilities for the school and municipal services, including recreational, athletic and community purposes.

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

Ordinances – First Reading

The Borough Attorney read the title of ordinance 2339-21 for introduction.

ORDINANCE AMENDING CHAPTER 10 (PARKS AND RECREATION AREAS) SECTION 10-1.1 (PROHIBITED ACTS) OF THE BOROUGH OF MANASQUAN CODE, IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Mangan made a motion to introduce ordinance 2339-21, seconded by Council Member Walsh: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

The Borough Attorney read the title of ordinance 2340-21 for introduction.

ORDINANCE AMENDING CHAPTER 12 (BEACHES AND BEACHFRONTS) SECTION 12-4 (CONDUCT AND USE RESTRICTIONS) TO INCLUDE 12-4.28 (RESTRICTIONS ON UMBRELLAS, TENTS, AND CANOPIES) OF THE BOROUGH OF MANASQUAN CODE, IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Council Member Mangan made a motion to introduce ordinance 2340-21, seconded by Council Member Walsh: "yes" Council Members Bryant, Lee, Mangan, Olivera, Read, and Walsh. "No" none.

Committee Reports

Public Works & Construction Committee - Council Member Bryant thanked DPW for all their hard work over the past few weeks. He reported on the parks and possible work to be done to them.

Public Safety Committee – Council Member Lee reported that JCP&L will be performing their aerial survey of the area. He reported that there were 13 animal house hearings that were heard today.

Council President Mangan – Thanked everyone that was involved in getting the hybrid meetings up and running. He reported that the borough is getting in line for a debt revenue.

Administration & Finance Committee – Council Member Olivera thanked everyone involved in getting the hybrid meetings up and running. He reported that the boat slips have all been rented for this year and thanked the Clerk's office for handling the lottery. He stated that the budget meetings are scheduled for March 13 and March 20 starting at 9 am.

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Code & Land Use Committee– Council Member Walsh stated that he had nothing to report at this time.

Beach & Recreation Committee – Council Member Read stated that he had nothing to report at this time.

Audience Participation

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

Carol Kirkman, 22 Willow Way inquired about in person parking passes.

Council President Mangan updated Ms. Kirkman on how it would be posted.

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

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

Frank Kaysan, 169 Broad Street thanked everyone for their input and the council's consideration.

Chrissy Rice, 26 Fletcher Avenue voiced her concerns regarding the project and the process that was used to get the information out to the public.

Council Member Mangan made a motion to close the public portion, seconded by Council Member Olivera. 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 Bryant made a motion to close the regular meeting at 8:22 p.m., seconded by Council Member Mangan. Motion carried unanimously.

DATE APPROVED 4/5/2021