

**Manasquan Borough Council Meeting**  
**Hybrid Meeting**  
**In- Person at Borough Hall and Virtual Zoom Meeting**  
**December 21, 2020 7pm**

In order to accommodate both in person and virtual meeting requests the Mayor and Council have established a Hybrid Meeting which will include in-person and virtual participation.

**IN-PERSON MEETING**

The in-person meeting will be held at Borough Hall at the above stated date and time. All participants will be required to wear a mask the entire length of the meeting unless at the mic speaking to Mayor and Council. Microphone covers will be provided for participants wanting to speak. Temperatures will be taken using a contactless system prior to entering the Council Chambers. Hand sanitizer will be available prior to entering the Council Chambers. There is a maximum of 16 individual audience members permitted in the Council Chambers which adhere to the CDC social distancing requirements. There are seats available for couples or people living in the same household which would also adhere to CDC social distancing requirements. Seats will be marked and you may only sit in the seats that are marked appropriately.

**Zoom Meeting**

<https://zoom.us/j/8830046931> or 1-646-876-9923

**ID# 883 004 6931**

**Participant Instructions**  
**Meeting will be recorded**

**Instructions:**

Join meeting via Zoom video:

- Click on link above or copy and paste into your browser.
- When prompted, enter the ID number provided above.
- You will automatically be put in the waiting room. At 7 pm or shortly thereafter you will be admitted to the meeting. You will automatically be put on mute. You will now be able to hear the meeting.

Join meeting via Zoom dial in (phone):

- Dial the number provided above.
- When prompted, enter the ID number provided above.
- You will automatically be put in the waiting room. At 7 pm or shortly thereafter you will be admitted to the meeting. You will automatically be put on mute. You will now be able to hear the meeting.

**Mayor's Instructions**

During the meeting, as each Audience Participation Session is reached, the Mayor will announce the opening of the Audience Participation Session.

If you would like to ask a question or make a comment please press \*9 to raise your hand in the system if you are on the phone. When the last 4 numbers of your phone number is announced you will be unmuted to speak.

If you are participating via video scroll towards the bottom of the page to participants. This is where you can raise your hand through the system.

You must clearly state your name, and full address followed by your question or comment. The Mayor will direct the response to the speaker as applicable. Once this speaker's participation is completed, the Mayor will ask if there is another person interested in commenting. This will continue until no other members of the audience request to be heard and this Session will be formally closed. Comments are limited to 2 minutes in length.

**BOROUGH OF MANASQUAN AGENDA**  
**December 21, 2020 7:00 PM**

This Regular Meeting of the Mayor and Council of the Borough of Manasquan is called pursuant to the provisions of the Open Public Meetings Law. 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. This agenda is complete to the extent known and formal action will be taken.

**Moment of Silent Prayer**

**Pledge of Allegiance**

**Roll Call**

**Audience Participation - Limited to Agenda Items Only (time limit of 2 minutes)**

**Presentation**

1. Manasquan Board of Education Field House Proposal

**Approval of Minutes**

1. Regular Meeting Minutes - November 2, 2020
2. Regular Meeting Minutes - November 16, 2020

**Workshop Discussion:**

**Use of Borough Property**

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

**Other Items**

1. 2021 Standing Committees - Discussion

**Consent Agenda:** These items will be enacted by one motion. If detailed deliberation is desired on any item, Council may remove that item from the consent agenda and consider it separately.

1. 283-2020 Appoint As Needed Plumbing SubCode Inspector - Quigley
2. 284-2020 Appoint As Needed Fire Sub Code Official - Brown
3. 285-2020 As Needed Plumbing Sub Code Official Rate Adjustment - Purves
4. 286-2020 Appointing 2021 Professionals on Non-Fair and Open Basis
5. 287-2020 Awarding State Contract for Skokos Park Equipment - Schaffer Recreation & Whirl Construction
6. 288-2020 Awarding Cleaning Service Contract - Fays Cleaning
7. 289-2020 Amending Personnel Policy/Procedures Manual & Managerial/Supervisory Procedures Manual
8. 290-2020 Requesting Assistance to Pave First Avenue from County
9. 291-2020 Bond Anticipation Note
10. 292-2020 Scope of Work MS4 Storm Sewer Utility GIS - Mott MacDonald
11. 293-2020 Payment of Bills

**Ordinances - Second Reading**

1. 2328-20 Creating Fees to Appeal Zoning Officer Decision
2. 2329-20 Amending Chapter 2 Standing Committees
3. 2330-20 Setting Dock Fees by Resolution
4. 2331-20 Setting Water & Sewer Rates by Resolution

**Committee Reports**

**Audience Participation On Any Subject (comments limited to 2 minutes)**

**Closed Session**

1. Contractual - Interlocal
2. Beach/Recreation Department - Personnel

**Adjournment**



# Manasquan School District/Borough Shared Services Agreement Proposal

# Mission Statement

The Manasquan School District empowers all students by providing a safe, healthy, and inclusive environment where continual growth, perseverance, and rigorous academic standards are balanced with extensive extra-curricular opportunities and rich tradition through partnership with the community

# The Need....

- The district currently has no wrestling facility, the weightlifting room is obsolete (housed in a converted grounds garage behind elementary school) and athletic space is limited, particularly in inclement weather
- The bleachers and gym floor have been replaced; however, the locker rooms are deteriorating and in need of upgrades. Prior to the gym renovations, no major upgrades had taken place in the gym or locker rooms since 1965
- The community has a need for recreational facilities for everyone from our children to our seniors
- Practices for several sports are currently being held off campus at the Sea Girt Army Camp
- The Board of Education and The Borough of Manasquan lack a large indoor space capable of hosting events and meetings, in particular when consideration must be given to social distance

# The Need....



# The Solution...

- Shared services agreement with the Borough of Manasquan to upgrade the facilities through a Municipal Bond
- Proposed facilities upgrades
  - 200'x160' indoor training facility
    - 160'x160' indoor fully lit turf field lined for multiple sports
    - State-of-the-art weight training room
    - Dedicated sanitary wrestling space
    - Retractable batting cages
    - Bathrooms and storage
  - Gym renovations
    - Project is already completed but current lease would be incorporated into long-term bond debt
  - Other facility upgrade considerations pending fieldhouse bid
    - Locker room upgrades
    - Baseball field upgrades
    - Cafetorium gym floor encapsulation
    - Additional site work to recreation facilities in district

# New Jersey Statutes and Regulations

## Such a partnership is permitted under New Jersey Statutes and Regulations

- Under the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq (the Shared Services Act), local units, which includes a municipalities and a school districts, may enter into agreements to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction including services incidental to the primary purposes of any of the participating local units.
- N.J.S.A. 40A:65-7(d) provides that the contracting party may only be liable for any part or share of the cost of acquiring, constructing or maintaining a capital facility acquired or constructed by a party to the agreement if the agreement specifically provides for it.
- N.J.S.A. 40A:65-7(a)(4) provides that the duration of the agreement shall be ten (10) years unless otherwise agreed upon by the parties.
- N.J.S.A. 40A:2-3 and 21 provides the agreement would dictate who does the financing and the service fees paid by the parties. A municipality may enter into the agreement with the school district if it serves a municipal purpose
- N.J.S.A. 18A:20-22 specifically authorizes school districts to join with municipalities in providing certain recreational facilities including playgrounds, playfields and gyms and other recreational centers.
- The Local Bond Law, N.J.S.A. 40A:2-1 et seq., permits a municipality to adopt a bond ordinance to finance a municipal public purpose with a useful life of 5 or more years.
- Similar projects have been done by townships all over New Jersey including West Orange, East Brunswick, Guttenberg and North Bergen, all of whom were advised by Mcmanimon, Scotland & Baumann, LLC who currently serves as bond counsel for both the Manasquan Board of Education and the Township of Manasquan



# Cost

- Project will be funded by the proposed shared services bond ordinance of approximately \$4,725,000 (\$4,500,000 plus 5% down payment) and approximately \$900,000 of district funds to offset site work and other costs for a total estimated construction cost of \$5,400,000
- Multipurpose Building
  - Estimated cost \$4,402,404
- Gymnasium renovations
  - Estimated cost \$732,796
- Construction management
  - Estimated cost \$182,300
- Cost of Bond Issuance
  - Estimated cost \$82,500
- Minor projects to be considered dependent on bid results
  - Girls and Boys Locker Rooms
  - Cafetorium Floor

# Budget Neutral Impact

- The District already has in place a plan to upgrade the facilities included in this project through multiple lease purchase agreements, two of which are already underway (Turf Field and Gymnasium)
- Approximately \$250,000 is budgeted in the general fund annually for repayment of lease-purchased capital projects and other upgrades. A referendum would create an additional tax burden outside of the general fund
- The proposed shared services agreement simply extends the 5-year limit placed on school districts to repay debt without passing a referendum and increasing the overall tax levy. The budgeted \$250,000 would be put towards paying back the bond from the shared services agreement rather than a series of 5-year lease purchase agreements. The bond would be repaid over a 25-year period
- Completing all planned projects now will give several additional generations of students access to these facilities with associated taxes remaining at the same rate

# Effect on Tax Levy – General Fund vs. Referendum

Year	General Fund Tax Levy Revenue	% Change in General Fund Revenue	Referendum Related Debt Service Revenue	% Change in Referendum Related Debt Service	Total Local Tax Revenue	Total % Change
18-19	\$15,342,558		\$672,400		\$16,014,958	
19-20	\$15,649,409	2.00%	\$937,808	39.47%	\$16,587,217	3.57%
20-21	\$15,962,397	2.00%	\$1,423,979	51.84%	\$17,386,376	4.82%

\*Monmouth County Board of Taxation ([visitmonmouth.com](http://visitmonmouth.com))



**BOROUGH OF MANASQUAN  
RESOLUTION  
283-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey that the Borough of Manasquan authorize John Quigley to fill in for the Plumbing Sub Code Inspector on an “as needed” basis at a rate of \$50.00 per hour retroactive from January 1, 2020.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the December 21, 2020 meeting.

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Barbara Ilaria, RMC, CMC  
Municipal Clerk

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ____ YES ____ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
284-2020**

**WHEREAS**, Glen Brown was appointed as Part-Time Electrical Sub Code Official on January 2, 2020; and

**WHEREAS**, the Code/Construction Supervisor has recommended that Glen Brown also be appointed “As Needed” Electrical Sub Code, Fire Inspector and Fire Sub Code Official.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 21<sup>st</sup> day of December, appoint Glen Brown as an “As Needed” Fire Inspector and Fire Sub Code Official at an hourly rate of \$50.00 per hour. Retroactive from January 2, 2020.

**BE IT FURTHER RESOLVED that** a certified copy of this resolution be sent to:

Glen Brown, 811 Woodwild Drive, Point Pleasant

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held on December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ___ YES ___ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
285-2020**

**WHEREAS**, Glen Purves was appointed as Part-Time Plumbing Sub Code Official on October 1, 2015; and

**WHEREAS**, Glen Purves was also appointed as an “As Needed” Plumbing Sub Code Official for additional hours at a rate of \$35 an hour; and

**WHEREAS**, the Code/Construction Supervisor has recommended that the “As Needed” rate be increased to \$50 an hour.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 21<sup>st</sup> day of December, 2020 increase the “As Needed” Plumbing Sub Code Official hourly rate to \$50.00 per hour. Retroactive from January 1, 2020.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be sent to:

Glen Purves  
9 Homestead Road  
Freehold, NJ 07728

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held on December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
286-2020**

**BE IT RESOLVED** that the Professional Service contracts will be awarded on a Non-Fair and Open Basis in the Borough of Manasquan, County of Monmouth for 2021.

CERTIFICATION

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, Monmouth County New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the December 21, 2020 meeting.

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BARBARA ILARIA, RMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ____ YES ____ NO						



**BOROUGH OF MANASQUAN  
RESOLUTION  
287-2020**

**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 playground equipment for Skokos Park; and

**WHEREAS**, the Borough of Manasquan intends to enter into contracts with:  
Ben Schaffer Recreation, located at P.O. Box 844, Lake Hopatcong, New Jersey 07849, Bid # ESCNJ 20/21-22 and Whirl Construction, located at 194 Main Street, Port Monmouth, New Jersey 07758, Bid #ESCNJ 20/21-02, and 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 contractors by approved New Jersey State Approved CO-OP #65MCESCCPS pursuant to all conditions of the individual state contracts, with Ben Schaffer Recreation in the amount of \$48,177.24 and Whirl Construction in the amount of \$47,941.00; 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

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held on December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC  
Municipal Clerk

CERTIFICATION

Pursuant to a resolution of the Division of Local Government Services, Local Finance Board, dated October 20, 1975, I hereby state that there is annexed hereto a proper certificate of availability of funds executed by the Chief Financial Officer.

\_\_\_\_\_  
MARK G. KITRICK

Mark G. Kitrick, Esq.  
Municipal Attorney  
2939 Highway 34, Suite 104  
Manasquan, NJ 08736

CERTIFICATION

I am the financial officer charged with the responsibility of maintaining financial records of the Borough of Manasquan, State of New Jersey, and on this 21<sup>st</sup> day of December, 2020, I hereby certify to the Borough Council of the Borough of Manasquan as follows:

1. Adequate funds are available in an amount sufficient to defray the expenditure of money by the Borough under the following proposed contracts, which is pending approval by the governing body:

Ben Schaffer Recreation Inc.  
P.O. Box 844  
Lake Hopatcong, NJ 07849

Whirl Construction  
194 Main Street  
Port Monmouth, NJ 07758

2. The funds certified herein as being available for the aforementioned contract have not been certified by the undersigned as being available for any other contract now pending or in force.

\_\_\_\_\_  
AMY SPERA  
Chief Financial Officer

Accounts: \_\_\_\_\_

Amount \$ \_\_\_\_\_

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ____ YES ____ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
288-2020**

**RESOLUTION AWARDING A CONTRACT FOR THE  
CLEANING SERVICES FOR THE BOROUGH OF  
MANASQUAN MUNICIPAL BUILDING**

**WHEREAS**, proposals were requested and received pursuant to the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) for Cleaning Services for Borough Hall in the Borough of Manasquan; and

**WHEREAS**, Two (2) proposals for this project were submitted, and

**WHEREAS**, the two (2) received proposals were:

	<u>Annual Total</u>	<u>Call Outs</u>	<u>Windows</u>
United Cleaning	\$14,940.00	\$50.00	\$750.00
Fays Cleaning	\$14,760.00	\$25.00	\$460.00

**WHEREAS**, Fays Cleaning submitted a proposal in the amount of \$14,760.00 for the Borough Hall Cleaning; and

**WHEREAS**, the Qualified Purchasing Agent has determined the proposal with Fays Cleaning and United Cleaning comply with the specifications and includes all required documentation and has recommended the award of the contract; and

**WHEREAS**, the Borough Council is desirous of awarding a contract to Fays Cleaning for the bid proposal in the amount of \$14,760.00 for the Borough Hall cleaning.

**NOW, THEREFORE BE IT RESOLVED** on the 21<sup>st</sup> day of December, 2020, by the Mayor and Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are authorized and directed to execute all necessary documents to effectuate a contract with Fay Cleaning.
2. A certified copy of this resolution shall be sent to:

Fays Cleaning  
1212 MinnehahaTrail  
Manasquan, NJ 08736

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held on December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

CERTIFICATION

Pursuant to a resolution of the Division of Local Government Services, Local Finance Board, dated October 20, 1975, I hereby state that there is annexed hereto a proper certificate of availability of funds executed by the Chief Financial Officer.

\_\_\_\_\_  
 MARK G. KITRICK, ESQ.  
 Borough Attorney

Mark G. Kitrick, Esq.  
 2329 Route 34  
 Suite 104  
 Manasquan, NJ 08736

CERTIFICATION

I am the financial officer charged with the responsibility of maintaining financial records of the Borough of Manasquan, State of New Jersey, and on this 21<sup>st</sup> day of December, 2020, I hereby certify to the Borough Council of the Borough of Manasquan as follows:

1. Adequate funds are available in an amount sufficient to defray the expenditure of money by the Borough under the following proposed contract, which is pending approval by the governing body.

Cleaning Services for Borough Hall

2. The funds certified herein as being available for the aforementioned contract have not been certified by the undersigned as being available for any other contract now pending or in force.

ACCOUNT \_\_\_\_\_

\_\_\_\_\_  
 AMY SPERA  
 Chief Financial Officer

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ____ YES ____ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
289-2020**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE  
BOROUGH OF MANASQUAN, MONMOUTH COUNTY,  
NEW JERSEY, AMENDING THE PERSONNEL POLICIES  
AND PROCEDURES MANUAL AND THE PERSONNEL  
POLICY AND PROCEDURES MODEL  
MANAGERIAL/SUPERVISORY PROCEDURES MANUAL.**

**WHEREAS**, the Borough of Manasquan maintains a Personnel Policies and Procedures Manual (hereinafter “Personnel Manual”) and Personnel Policy and Procedures Model Managerial/Supervisory Manual (hereinafter “Supervisory Manual”); and

**WHEREAS**, the Borough Council has determined that there is now a need to amend the Personnel Manual and the Supervisory Manual because certain sections contained in each are in conflict with existing Civil Service Commission and/or contractual guidelines;

**NOW THEREFORE BE IT RESOLVED**, on this 21<sup>st</sup> day of December 2020, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

The following sections of the Personnel Manual shall no longer apply to sworn members of the Manasquan Police Department:

1. The Employee Complaint Policy;
2. The Employee Discipline Policy; and
3. The Employee Termination Policy.

Further, the following sections of the Supervisory Manual shall no longer apply to sworn members of the Manasquan Police Department:

1. The Employee Complaint Investigation Procedure; and
2. The Disciplinary Action Procedure;

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk of the Borough of Manasquan, Monmouth County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at their regular meeting held December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
290-2020**

**RESOLUTION REQUESTING MONMOUTH COUNTY TO SUPPLEMENT NJ DOT FUNDING TO REPAIR AND REPAVE THE ENTIRE LENGTH OF FIRST AVENUE WITHIN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS** First Avenue is a major thoroughfare for beach-related vehicular, bicycle and pedestrian traffic for both Manasquan residents and visitors; and

**WHEREAS** First Avenue suffered major corrosive damage as a result of Superstorm Sandy in 2012 as did all beachfront roadways; and

**WHEREAS** Superstorm Sandy’s devastation resulted in the need for nearly every resident along the beachfront and on First Avenue to raise, renovate or rebuild their residences to bring them into compliance with new flood requirements; and

**WHEREAS** the rebuilding of the beachfront and First Avenue homes resulted in relentless and unprecedented construction vehicle traffic, adding further deterioration to First Ave.; and

**WHEREAS** much of the rebuilding required new underground utility service connections to the residences, causing countless road openings, which only further served to undermine the pavement and cause the roadway to be severely fractured; and

**WHEREAS** Monmouth County has come to the aid of many of its towns by restoring and repaving similar roadways that suffered similar damage, deterioration and disruption from Superstorm Sandy; and

**WHEREAS** the Borough of Manasquan has obtained a rough cost estimate from the Borough Engineer to repave the entire length of First Avenue in the amount of \$1,828,695; and

**WHEREAS** the County has the resources required to fund such a large scale project in one or two phases, whereas the town would have to extend this project over a longer period of time and to the detriment of other projects in the Borough.

**WHEREAS** the New Jersey Department of Transportation has agreed that First Avenue is in need of improvement as described herein and as evidence of that conclusion approved, on November 16, 2020, a New Jersey Department of Transportation Municipal Aid grant for Phase 1 of First Avenue improvements in the amount of \$305,000.

**NOW, THEREFORE BE IT RESOLVED** that the Borough of Manasquan formally requests that Monmouth County share in the remaining cost of repairing and repaving First Avenue in its entirety from North to South.

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Borough Council at the December 21, 2020 meeting.

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ___YES ___NO						

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF MONMOUTH

BOROUGH OF MANASQUAN  
RESOLUTION 291-2020  
BOND ANTICIPATION NOTE

NO. 20-1

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The BOROUGH OF MANASQUAN, in the County of Monmouth, a municipal corporation of the State of New Jersey, for value received promises to pay itself the sum of Two Million Eight Hundred Twenty Thousand and Three Hundred Eighty-Seven Dollars and No Cents, (\$2,820,387.00) interest free, at the maturity date of December 21, 2021 covering the following items:

<u>Ordinance #</u>	<u>Amount</u>	<u>Description</u>
2052	22,318.00	Improvements to Public Property
2065	40,710.00	Bulkhead Repair - Third Avenue
2126	29,176.00	Roadway Paving
2105	505,000.00	Squan Plaza Improvements
2128	150,000.00	Various Capital Improvements
2164	124,686.00	Old Squan Village - Street Resurfacing
2165	89,061.00	Technology Improvements
2169	213,750.00	Brielle Road Reconstruction
2194	118,750.00	Municipal Building & Grounds Improvements
2196	98,436.00	Mallard Park Improvements
2214	356,250.00	Street Reconstruction & Resurfacing
2221	475,000.00	Acquisition Public Works Equipment
2247	336,250.00	Roadway Improvements - Stockton Blvd. - Phase 1 & 2
2323	<u>261,000.00</u>	Acquisition of Street Sweeper
	<u>\$2,820,387.00</u>	

This note is issued pursuant to the Local Bond Law of the State of New Jersey and by virtue of bond ordinances of said Borough of Manasquan and in all respects approved and published as required by law, and a resolution of its governing body adopted, and in all respects duly approved, and this note is issued in anticipation of the issuance of bonds.

The full faith and credit of the Borough of Manasquan is hereby pledged to the punctual payment of the principal on this Note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution of or laws of the State of New Jersey to exist, to have happened, or to have been performed precedent to or in the issuance of the Note, together with all other indebtedness of the Borough of Manasquan is within every debt and other limit prescribed by said Constitution of or laws of the State of New Jersey.

IN WITNESS THEREOF, THE BOROUGH OF MANASQUAN has caused this note to be signed in its name by its Mayor and by its Chief Financial Officer, and its corporate seal to be attested by its Clerk, and this Note to be dated December 21, 2020.

BOROUGH OF MANASQUAN

\_\_\_\_\_  
Edward Donovan - Mayor

ATTEST:

\_\_\_\_\_  
Barbara Ilaria - Clerk

\_\_\_\_\_  
Amy Spera - Chief Financial Officer

**BOROUGH OF MANASQUAN  
RESOLUTION  
292-2020**

**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 Mott MacDonald, 3 Paragon Way, Freehold, New Jersey 07728, to provide for the MS4 Storm Sewer Utility Geographic Information System (GIS).

- Task 1                      MS4 Outfall Survey & GIS Development                      \$12,000.00

For a rate not to exceed \$12,000.00 for the services outlined in the proposal dated September 9, 2020.

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, State of New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Borough Council at the December 21, 2020 meeting.

\_\_\_\_\_  
Barbara Ilaria, RMC, CMC  
Municipal Clerk

**CERTIFICATION**

I am the chief municipal financial officer charged with the responsibility of maintaining financial records of the Borough of Manasquan, State of New Jersey, and on this 21<sup>st</sup> day of December, 2020 I hereby certify to the Borough Council of the Borough of Manasquan as follows:

Adequate funds in the amount of \$12,000.00 are available to defray the expenditure of money by the Borough under the following proposal, which is pending approval by the governing body:

Mott MacDonald – MS4 Storm Utility Geographic Information System (GIS) Project.

Account: \_\_\_\_\_

\_\_\_\_\_  
Amy Spera  
Chief Financial Officer

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						



**BOROUGH OF MANASQUAN  
RESOLUTION  
293-2020**

**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	\$231,023.67
Capital Fund	\$278,270.80
Water/Sewer Fund	\$16,501.62
Water/Sewer Utility Fund	
Beach Utility Fund	\$6,960.66
Beach Capital Fund	\$7,510.00
Recreation Building Trust	\$10,337.92
Recreation Trust	\$904.99
Reserve for Unemployment	\$136.99
Tourism	\$2,890.00
Miscellaneous Trust II	\$800.00
Animal Control	\$7.80

**CERTIFICATION**

I, Barbara Ilaria, Municipal Clerk, Borough of Manasquan, County of Monmouth, New Jersey do hereby certify that the foregoing resolution was duly adopted by the Council at their regular meeting on December 21, 2020.

\_\_\_\_\_  
BARBARA ILARIA, RMC, CMC  
Municipal Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRYANT						
LEE						
MANGAN						
OLIVERA						
READ						
WALSH						
ON CONSENT AGENDA ___ YES ___ NO						

**BOROUGH OF MANASQUAN  
ORDINANCE NO. 2328-20**

**ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER 16 (FEES) SECTION 16-1.1 (FEE SCHEDULE  
ESTABLISHED: CHAPTER 31 PLANNING BOARD)  
AND AMENDING AND SUPPLEMENTING CHAPTER  
31 (PLANNING BOARD) SECTION 31-19 (FEES) OF  
THE BOROUGH OF MANASQUAN CODE IN THE  
BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS**, pursuant to the revised General Ordinance of the Borough of Manasquan, County of Monmouth, is desirous of amending and supplementing Chapter 16 Section 16-1.1 titled Fees; and

**NOW THEREFORE BE IT ORDAINED AS FOLLOWS:**

**Section 1:** Chapter 16 Section 16-1.1 is hereby amended to read as follows:

**16-1.1 Fee Schedule Established: Chapter 31 Planning Board**

<b>31-19 Fees</b>			
	c.	Initial Escrow Deposit	
		9. Appeal of Zoning Officer's Decision	\$1,500
	d.	Appeal of Zoning Officer's Decision	
		1. Application Fee made pursuant N.J.S.A. 40:55D-72 (a)	\$250.00

**WHEREAS**, pursuant to the revised General Ordinance of the Borough of Manasquan, County of Monmouth, is desirous of amending and supplementing Chapter 31 Section 31-19, titled Fees; and

**NOW THEREFORE BE IT ORDAINED AS FOLLOWS:**

**Section 2:** Chapter 31 Section 31-19 is hereby amended to read as follows:

**31-19 Fees**

h. Appeal of Zoning Officer's Decision

1. The fees as stated in **Chapter 16**, Fees, shall be paid by the applicant at the time of filing the appeal application;

**Section 3:** Construction and Effective Dates

- (a) Should any section or provision of this ordinance be held invalid in any proceedings, the same shall not affect any other section or provision of this ordinance, except insofar as the section or provision so held invalid shall be inseparable from the remainder of any such section or provision.
- (b) Chapter 97, et. seq., of the Borough of Manasquan Code and all ordinances and parts of ordinances inconsistent with this Ordinance herewith are hereby repealed.
- (c) This Ordinance shall become effective following the final passage and publication according to the law.

## NOTICE

**PUBLIC NOTICE IS HEREBY GIVEN** that Ordinance No. 2328-20 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 7<sup>th</sup> day of December 2020 and was then read for the first time. The said Ordinance will be further considered for final passage by the Mayor and Council at Borough Hall, 201 East Main Street, Manasquan, NJ 08736 at 7:00 p.m. on the 21<sup>st</sup> day of December 2020. At such time and place, or at any such time or place to which said meeting may be adjourned, all interested persons will be given an opportunity to be heard concerning said ordinance. A copy of this ordinance can be obtained without cost by any member of the general public by contacting the office of the Municipal Clerk at [bilaria@manasquan-nj.gov](mailto:bilaria@manasquan-nj.gov) between the hours of 9:00 a.m. and 4:00 p.m. on Monday through Friday, except on legal holidays.

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**Barbara Ilaria, RMC, CMC**  
**Municipal Clerk**

Mark G. Kitrick, Esquire  
Municipal Attorney  
2329 Route 34 S  
Suite 104  
Manasquan, NJ 08736

Passed on First Reading and Introduction: December 7, 2020  
Approved on Second Reading and Final Hearing: December 21, 2020

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Edward G. Donovan  
Mayor

**BOROUGH OF MANASQUAN  
ORDINANCE NO. 2329-20**

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 (ADMINISTRATION) SECTION 2-5.20 STANDING COMMITTEES DESIGNATED AND SECTIONS 2-5.26 ADMINISTRATION COMMITTEE, SECTION 2-5.27 FINANCE COMMITTEE, SECTION 2-5.28 RECREATION COMMITTEE, 2-5.29 CODE COMMITTEE, 2-5.30 PUBLIC SAFETY COMMITTEE, AND 2-5.31 PUBLIC WORKS COMMITTEE IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**BE IT ORDAINED**, by the Borough Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, as follows:

**SECTION 1:** Chapter 2 entitled Administration of the Revised General Ordinances of the Borough of Manasquan and Section 2-5.20 entitled standing committees is amended and shall read as follows:

**2-5.20 Standing Committees Designated**

The following standing committees of the Council, consisting of three (3) council members each shall be appointed at the annual meeting effective 2021 only.

- a. Administration & Finance
- b. Beach & Recreation
- c. Code & Land Use
- d. Public Safety & Traffic
- e. Public Works & Construction

**SECTION 2:** Chapter 2 entitled Administration of the Revised General Ordinances of the Borough of Manasquan, and Sections 2-5.26 Administration Committee, Section 2-5.27 Finance Committee, Section 2-5.28 Recreation Committee, 2-5.29 Code Committee, 2-5.30 Public Safety Committee, 2-5.31 Public Works Committee and 2-5.32 Construction & Engineering Committee is amended and shall read as follows:

**2-5.26 Administration & Finance Committee**

The Administration & Finance Committee shall have primary responsibility for the following described activities and matters:

- a. Office of the Administrator
- b. Office of the Borough Clerk
- c. Department of Finance
- d. Municipal Docks and Dock Operations
- e. Official Borough Communications
- f. Affordable Housing
- g. Personnel & Negotiations
- h. Shared Services not cover by other committees
- i. Grants not cover by other committees
- j. Chairperson of Committee or their designee shall be the Council liaison to the:
  - o Cable TV Advisory Committee
  - o Chamber of Commerce
  - o Manasquan Board of Education
  - o Manasquan Library

### **2-5.27 Beach & Recreation Committee**

The Beach & Recreation Committee shall have primary responsibility for the following described activities and matters:

- a. Recreation Department
- b. Beach Department
- c. Chairperson of Committee or their designee shall be the Council liaison to the:
  - a. Tourism Commission
  - b. Open Space Committee
  - c. Environmental Commission
  - d. Volunteer Recreation Committee

### **2-5.28 Code & Land Use Committee**

The Code & Land Use Committee shall have primary responsibility for the following described activities and matters:

- a. Code Enforcement Department
- b. Zoning Office
- c. Construction Office
- d. Planning and Zoning
- e. Land Use
- f. Chairperson of Committee or their designee shall be the Council liaison to the:
  - a. Planning Board
  - b. Construction Board of Appeals

### **2-5.29 Public Safety & Traffic Committee**

The Public Safety & Traffic Committee shall have primary responsibility for the following described activities and matters:

- a. Municipal Court
- b. Police Department
- c. Office of Emergency Management
- d. Public Health and Drug Awareness and Prevention
- e. Pedestrian, Bicycle, and Vehicular Traffic Planning
- f. Chairperson of Committee or his designee shall be the liaison to the:
  - a. Fire District
  - b. First Aid Squad
  - c. Shore Community Alliance

### **2-5.30 Public Works & Construction Committee**

The Public Works & Construction Committee shall have primary responsibility for the following described activities and matters:

- a. Department of Public Works
- b. Water & Sewer Department and Utility
- c. Buildings and Grounds
- d. Sanitation and Recycling
- e. Street Lighting
- f. Construction & Engineering
  - o Park Projects
  - o Building Projects
  - o Street Projects
- g. Chairperson of Committee or his designee shall be the liaison to the:
  - a. Sea Lavender Garden Club
  - b. Shade Tree Commission

## NOTICE

PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 2329-20 was introduced at a meeting of the Mayor and Borough Council of Manasquan on the 7<sup>th</sup> day of December 2020 and was then read for the first time. The said ordinance will be further considered for final passage by the Mayor and Council at 7:00 p.m. on the 21<sup>st</sup> day of December 2020. At such time and place, or at any such time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance. A copy of this ordinance can be obtained without cost by any member of the general public by contacting the Office of the Municipal Clerk at [bilaria@manasquan-nj.gov](mailto:bilaria@manasquan-nj.gov) between the hours of 9:00 a.m. and 4:00 p.m. on Monday through Friday, except on legal holidays.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

MARK G. KITRICK, ESQ.  
Municipal Attorney  
2329 Route 34 South  
Suite 104  
Manasquan, NJ 08736

## STATEMENT

This ordinance published herewith has been finally adopted on December 21, 2020 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided by law, has begun to run from the date of the first publication of said statement.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

Passed on First Reading and Introduction: December 7, 2020  
Approved on Second Reading and Final Reading: December 21, 2020

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EDWARD G. DONOVAN  
Mayor

**BOROUGH OF MANASQUAN  
ORDINANCE NO. 2330-20**

**ORDINANCE AMENDING AND  
SUPPLEMENTING CHAPTER 11 (DOCKS AND  
BULKHEADS) SECTION 11-1.2 (TERM OF  
LEASE), SECTION 11-1.3 (RENTAL FEES) AND  
AMENDING CHAPTER 16 (FEES) OF THE  
BOROUGH OF MANASQUAN, COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS**, pursuant to the Revised General Ordinance of the Borough of Manasquan Code Chapter 11 refers to Docks and Bulkheads; and

**WHEREAS**, the Manasquan Borough Council of the Borough of Manasquan is desirous of amending and supplementing Section 11-1.2 (Term of Lease), Section 11-1.3 (Rental Fees) and amending Chapter 16 (Fees); and

**NOW THEREFORE BE IT ORDAINED AS FOLLOWS:**

**SECTION 1:** Section 11-1.3 entitled "Rental Fees: shall be amended to read as follows:

Annual rental fees shall be charged for each boat moored at the following locations and shall be set by resolution annually.

- a. Perrine Boulevard:
  1. Boat slips 13-1/2 feet by 30 feet.
  2. Boat slips 12-1/2 feet by 26 feet.
- b. Fourth Avenue:
  1. Boat slips 9 feet by 25 feet. Up to 20' Boat Permitted.
- c. Cedar Avenue:
  1. Boat slips 11 feet by 24 feet.
- d. Euclid Avenue:
  1. Boat slips 8-1/2 feet by 20 feet.
- e. Length of Boat Determined. The length of a boat shall be determined by the New Jersey State Registration provisions.
- f. Rental Term. The term of the rental shall commence on March 1st and terminate on February 28<sup>th</sup> of each calendar year.
- g. Dry Storage Fee shall be set by resolution annually. A dry storage fee shall be charged for each boat, recreational vehicle or noncommercial vehicle (collectively the "stored property") stored in Pompano Avenue parking lot between November 1st and April 30<sup>th</sup> of the succeeding year:

A dry storage fee shall be charged for stored property having a length of 20 feet or less. An additional charge shall be charged for stored property having a length in excess of 20 feet; provided however, no stored property shall exceed 30 feet in length. Rules and regulations for dry storage in the Pompano Avenue parking lot shall be established by the Public Works and Property Committee. The rules and regulations shall be binding upon every person having stored property in the Pompano Avenue parking lot.

**SECTION 2:** Chapter 16 Fees shall be amended to read as follows:

**CHAPTER 11 DOCKS AND BULK HEADS**

<b>11-1 Borough Owned Docks</b>	<b>11-1.3 Rental Fees</b>	
	<p style="text-align: center;"><b><i>Perrine Boulevard</i></b></p> <p>1. Boat slips 13-1/2 feet by 30 feet 2. Boat slips 12-1/2 feet by 26 feet</p>	Set Annually by Resolution
	<p style="text-align: center;"><b><i>Fourth Avenue</i></b></p> <p>1. Boat slips 9 feet by 25 feet Up to 20' Boat permitted (new) 2. Boat slips 9 feet by 25 feet Up to 20' Boat permitted (old)</p>	Set Annually by Resolution
	<p style="text-align: center;"><b><i>Cedar Avenue</i></b></p> <p>Boat slips 11 feet by 24 feet</p>	Set Annually by Resolution
	<p style="text-align: center;"><b><i>Euclid Avenue</i></b></p> <p>Boat slips 8-1/2 feet by 20 feet</p>	Set Annually by Resolution
	<p style="text-align: center;"><b><i>Dry Storage Fee</i></b></p> <p>Length of boat - twenty (20) feet or less</p> <p>Additional per foot over 20 feet</p>	Set Annually by Resolution

**SECTION 3: Construction and Effective Date**

- (a) Should any section or provision of this ordinance be held invalid in any proceedings, the same shall not affect any other section or provision of this ordinance, except insofar as the section or provisions so held invalid shall be inseparable from the remainder of any such section or provision.
- (b) Chapter 97, et seq., of the Borough of Manasquan Code and all ordinances and parts of ordinances inconsistent with this Ordinance herewith are hereby repealed.
- (c) This ordinance shall become effective following its final passage and publication according to the law.



NOTICE

PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 2330-20 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 7<sup>th</sup> day of December 2020 and was then read for the first time. The said Ordinance will be further considered for final passage by the Mayor and Council at 7:00 p.m. on the 21<sup>st</sup> day of December, 2020. At such time and place, or at any such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance. A copy of this ordinance can be obtained without cost by any member of the general public at the office of the Municipal Clerk in Borough Hall between the hours of 9:00 a.m. and 4:00 p.m. on Monday through Friday except on legal holidays.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

MARK G. KITRICK  
Borough Attorney  
2329 Route 34 S  
Suite 194  
Manasquan, NJ 08736

Passed on first reading and Introduction: December 7, 2020  
Approved on Second reading and Final Hearing: December 21, 2020

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EDWARD G. DONOVAN  
Mayor

**BOROUGH OF MANASQUAN  
ORDINANCE NO. 2331-20**

**ORDINANCE AMENDING SECTION 22-2 (BASE WATER AND SEWER SERVICE RATE) AND SECTION 22-3 (WATER AND SEWER USAGE CHARGES) OF CHAPTER 22, WATER AND SEWER UTILITY OF THE REVISED GENERAL ORDINANCES IN ORDER TO INCREASE WATER AND SEWER RATES BY RESOLUTION IN THE BOROUGH OF MANASQUAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**BE IT ORDAINED**, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey, as follows:

**SECTION 1:** Section 22-2 (Base Water and Sewer Service Rate) of Chapter 22 (Water and Sewer Utility) of the Revised General Ordinances of the Borough of Manasquan is amended as follows:

a. The base water and sewer rate for each residential and nonresidential user shall be set by resolution annually. 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.

A user shall be defined as follows:

1. Residential User:

- (a) Each single-family residential dwelling.
- (b) Multi-family residential dwellings.

Number of Units	Amount of Base Water and Sewer Service Rates
1 to 10	Full service rate for each unit
11 to 20	50% service rate for each unit
21 to 30	25% service rate for each unit
31 or over	10% service rate for each unit

2. Nonresidential User:

- (a) Each nonresidential unit in sole occupancy of a structure.
- (b) Each nonresidential unit in a multi-unit structure.
- (c) Each nonresidential unit being serviced by a common water service line.
- (d) Each hotel or motel.

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

1. The base water service rate for each residential and nonresidential user shall be set by resolution annually. The fee shall be payable in equal quarterly installments.

2. The base sewer service rate for each residential and nonresidential user shall be set by resolution annually. The fee shall be payable in equal quarterly installments.

**SECTION 2:** Section 22-3 (Water and Sewer Usage Charges) of Chapter 22 (Water and Sewer Utility) of the Revised General Ordinances of the Borough of Manasquan is amended as follows:

- a. The charge for water and sewer usage shall be billed at a per thousand gallons or part thereof rate. This rate shall be set by resolution annually.
- b. The charge for water usage only shall be billed at a per thousand gallons or part hereof. This rate shall be set by resolution annually.
- c. The charge for sewer usage only shall be at a per thousand gallons or part hereof. This rate shall be set by resolution annually
- d. Water and sewer usage shall be measured by the number of gallons of water shown on the water meter.
- e. Any user found to be receiving water service that is not being metered shall be charged at the rate set by resolution annually.

**SECTION 3:** All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such consistency.

**SECTION 4:** If any section, paragraph, subdivision, clause or provision of this ordinance is adjudged to be invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

**SECTION 5:** This ordinance shall become effective following the final passage and publication according to law.

## NOTICE

PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 2331-20 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 7<sup>th</sup> day of December, 2020 and was then read for the first time. The said ordinance will be further considered for final passage by the Mayor and Council at Borough Hall, at 7:00 p.m. on the 21<sup>st</sup> day of December, 2020. At such time and place, or at any such time or place to which said meeting may be adjourned, all interested persons interested will be given an opportunity to be heard concerning said ordinance. A copy of this ordinance can be obtained without cost by any member of the general public at the office of the Municipal Clerk in Borough Hall between the hours of 9:00 a.m. and 4:00 p.m. on Monday through Friday, except on legal holidays.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

## STATEMENT

This ordinance published herewith has been finally adopted on December 21, 2020 and the twenty day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided by law, has begun to run from the date of the first publication of said statement.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

Passed on First Reading and Introduction: December 7, 2020  
Approved on Second Reading and Final Hearing: December 21, 2020

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**EDWARD G. DONOVAN, MAYOR**