

**BOROUGH OF MANASQUAN AGENDA**  
**April 01, 2024 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.

As a courtesy to the public this meeting may be attended via zoom. If for any reason the zoom portion of this meeting fails or is disconnected the in-person meeting will continue and action can/will be taken. After signing in you will be put into a meeting room and the Municipal Clerk will allow you access just before the meeting time.

<https://us06web.zoom.us/j/8830046931> or 1-646-876-9923

**ID# 883 004 6931**

**Moment of Silent Prayer**

**Pledge of Allegiance**

**Roll Call**

**Audience Participation - Limited to Agenda Items Only (time limit of 5 minutes)**

**Workshop Discussion:**

**Other Items**

1. Engineer's Monthly Report
2. Shore Community Alliance - Presentation

**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. 93-2024 Return Beach Security - Lottie's List Film
2. 94-2024 Exemption Permit Fees - Manasquan Engine Company No. 2
3. 95-2024 Exemption Beach Badge/Parking - Volunteer Engine Company No. 2
4. 96-2024 Authorizing Main Street Retail and Dining Initiative 2024
5. 97-2024 Supporting Bill A-3797 - CJ's Law
6. 98-2024 Authorizing Grant with ABC for Cops in Shops
7. 99-2024 Authorizing Purchase of Recreation Shed
8. 100-2024 Authorizing Additional Service - South Street & E. Virginia Ave. Pump Station Upgrades
9. 101-2024 Payment of Bills

**Ordinances - Second Reading**

1. **2419-24 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**
2. **2420-24 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)**

**Committee Reports**

**Audience Participation On Any Subject (comments limited to 5 minutes)**

**Closed Session**

1. Personnel -Contractual

**Adjournment**

## Borough of Manasquan Engineering Status Report Through March 2024

### A. ACTIVE ENGINEERING CAPITAL PROJECTS

#### 1. Sea Watch Recreational Improvements Final Design

This project consists of the final design for improvements at the Sea Watch Recreational Area. It is our understanding that the Borough would like to construct a raised one-story structure and improve the property for the purpose of providing multiple recreational uses for the community.

Anticipated facilities for beach goers include locker rentals, a sundries store, public restrooms, and a concession stand with an area for informal dining. We believe that to better enhance the recreational area, site improvements will also be needed for this project. Site improvements that have been discussed are improved ADA accessibility where needed within the site, the addition of sufficient bicycle parking, and reconfiguration of the existing parking lot.

**Status:** A proposal was authorized on December 2, 2019 and a kickoff meeting took place on December 20, 2019. Programming and feasibility are underway. Topographic and Boundary Survey have been completed. A meeting with Green Acres took place on March 12, 2020 to review uses within the property limits. A programming meeting took place with the project team on March 27, 2020. Further discussion between the Borough and the Project Team has been ongoing. Currently, the programming exercise for the building is ongoing to determine the necessary square footage based on the Borough's requested building uses. A conceptual plan of the building consisting of footprints and elevation views of the proposed building was provided to the Borough on June 12, 2020. An MCAC meeting occurred July 1, 2021. The conceptual site plan was provided to the Borough on July 23, 2021. A public meeting was held on August 12, 2021 and also discussed on August 17, 2021. A follow up public meeting was held on September 21, 2021 to discuss a revised concept. An NJDEP CAFRA Pre-Application meeting occurred in late January. The Conceptual Site Plan was provided to the Borough. The CAFRA package was submitted to NJDEP in June of 2021. Colliers Engineering & Design (CED) responded to comments received by NJDEP in late August and is awaiting the application to be deemed Administratively Complete. This project has entered the Public Comment Period which ran until December 17, 2021. A decision from NJDEP is expected 60 days after that date. CED has received comments from NJDEP and responded in January 2022. NJDEP has approved the technical modification to the previously approved Individual Permit. The project received certification from the Freehold Soil Conservation District. Bids were received in May of 2023 and rejected. The project was awarded to Sea Wolf Construction on July 24, 2023. A Pre-Construction meeting occurred in August 2023. **Construction is ongoing. Site utility work is complete, and building work is ongoing. Concrete and paving work is expected to commence as the weather breaks.**

## 2. First Avenue Improvements – FY 2022 Local Aid

First Avenue is an essential roadway that provides access to the beach for the entire Borough. We understand that the Borough wishes to proceed with the road improvements in an expedited manner after the summer season concludes on Labor Day, and we have structured our services to accommodate the Borough's desired schedule. The Borough recently received an FY 2021 NJDOT Municipal Aid Grant in the amount of \$250,000.00 for the roadway project and will be looking at alternative funding to get the most value in this contract. The current project limits are from Main Street to Riverside Drive.

**Status:** Authorization took place on February 22, 2022. Design is complete. This project was awarded to Black Rock Construction. A Pre-Construction meeting took place and construction has commenced. All concrete work has been completed, as well as drainage improvements. Remaining items are water valve and hydrant work, as well as sanitary improvements. All concrete, water, and sanitary improvements have been completed. **Sanitary work will start on April 1<sup>st</sup> and will be followed by milling and paving operations.**

## 3. East Virginia Avenue and South Street Pump Station Improvements

This project includes proposed upgrades to the South Street Pump Station and East Virginia Avenue Pump Station in the Borough. Based on that initial investigation and discussion with Borough representatives, the following improvements to these pump stations are proposed: Replace dry well pumps with wet well submersible pumps at both pump stations; install new piping in wet well and new valve chamber at both pump stations; upgrade controls at both pump stations and replace level sensing equipment in wet wells; clean and epoxy coat wet wells; modify wet wells to increase diameter of upper sections for pump removal and add hatches; install bypass connection on the South Street Pump Station force main and add mixers or appropriate pumps to wet wells of both pump stations to mitigate grease buildup issues.

**Status:** Authorization took place in April 2022. Design was completed. Bids were received on June 30, 2022. The Borough has awarded this project and a Pre-Construction meeting took place in October 2022. Construction is underway at both sites. Both systems have been started up and are being monitored with the expectation that this project will be completed by the end of the year. **This project is significantly completed and on punchlist. Project closeout will follow.**

## 4. Water Storage Tank Painting and Repairs

This project involves the repair and painting of the 300,000-gallon elevated finished water storage tank located at the Water Treatment Facility. Painting and repairs included in the project documents will be as recommended in the Suez report from the October 2020 inspection. With water demand being significantly higher during the summer months, the project documents will limit repairs and painting such that the tank can remain in service between Memorial Day and Labor Day. This project is in conjunction with another task involving the interconnection study that the Borough is looking to develop when the water tank goes offline.

**Status:** Authorization took place in February 2023. **Design is ongoing. Bidding is expected in May of 2024.**

## 5. Euclid Avenue Improvements – Phase II

This project will aim to reduce the Borough’s concern of chronic nuisance flooding at the intersections of South Jackson Avenue and Euclid Avenue, as well as South Jackson Avenue and Cedar Avenue. This project will address these issues by utilizing the installation of concrete curb and gutter along South Jackson Avenue the existing drainage system at the Pine Avenue intersection. Throughout the project limits, deteriorated sidewalk will be replaced, where needed, and ADA improvements will be made at the intersection curb ramps. These improvements will include upgrading all fire hydrants in the area, replacement of water valves, as well as sanitary improvements. At this time, the Borough is acquiring CCTV inspections of the sanitary lines, and a final assessment of require improvements will be provided to the Borough.

**Status:** Authorization took place in February 2024. **Survey has been completed and design is ongoing.**

## B. GRANTS & FUNDING

### 1. NJHT Grant Management Assistance for Squan Beach Life Saving Station

The Borough was awarded a \$75,000.00 New Jersey Historic Trust (NJHT) Level I Capital Preservation Grant for Exterior Repairs at the Squan Beach Life Saving Station. The grant will be used to partially reimburse the Borough for the exterior repairs at the Squan Beach Life Saving Station project, part of which was completed. Our office is assisting with management and implementation of the grant. A kickoff meeting was held April 18, 2018.

**Status:** **Our office is working with the NJHT, the Borough, and Architect on reporting, reimbursement, and closeout activities. An extension to June 2024 was approved.**

### 2. 2023 NJDOT Local Transportation Projects Fund (LTPF)

An application is in progress for NJDOT’s discretionary grant program to fund the Stockton Lake Bulkhead project due by June 2, 2023.

**Status:** **An application was submitted. Award announcements are pending and were expected in Summer 2023. The Application has not yet been denied or awarded funding and NJDOT will not indicate when that is expected. The FY 2024 round is open and we are proactively re-applying to that round.**

### 3. Monmouth County 2023 Municipal Park Improvement Grant Program

An application was submitted for Winterstella Park Playground Improvements due July 13, 2023. A public hearing was held July 10, 2023.

**Status:** **An application was submitted and approved. The Borough was notified of a grant award on December 20, 2023 in the amount of \$174,000.**

**4. 2024 NJDOT Local Transportation Projects Fund (LTPF)**

An application is in progress for NJDOT's discretionary grant program to fund the Stockton Lake Bulkhead project.

**Status: An application was submitted on December 13, 2023.**

**5. FY24 Local Recreation Improvement Grant**

An application was submitted for the NJDCA Local Recreation Improvement 2024 grant for the Community and Senior Center project. The anticipated grant request amount is \$75,000. The grant application deadline was extended from February 27, 2024 to April 16, 2024; however, we will submit as soon as feasible.

**Status: An application was submitted on March 4, 2024.**

JJR/KH/sab

R:\Projects\M-P\MSQ\Manasquan General\Status Reports\2024\March 2024 Status Report.docx

**BOROUGH OF MANASQUAN  
RESOLUTION  
93-2024**

**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: MICHAEL WALLS  
75 COLBY AVE  
MANASQUAN, NJ 08736

AMOUNT OF REFUND DUE: \$400.00

REASON FOR REFUND: BEACH SECURITY RETURN –  
LOTTIE’S LIST FILM

**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.

**CERTIFICATION**

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 April 1, 2024, meeting.

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

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA	___ YES ___ NO					

**BOROUGH OF MANASQUAN  
RESOLUTION  
94-2024**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Volunteer Engine Company No. 2 has submitted the members that qualify under Ordinance 2005-07 Section 7 for “Exemption from the Payment of Permit Fees” these Members responded to 30% or more of the calls of the Unit or are Life Members of Manasquan Volunteer Engine Company No.2.

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 April 1, 2024, meeting.

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

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA ____ YES ____ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
95-2024**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Volunteer Engine Company No. 2 has submitted the members that qualify under Ordinance 2005- 07 “Free Season Beach Badge and Parking Permit for Certain Members of the Volunteer Fire Companies”. These Members responded to 30% or more of the calls of the Unit or are Life Members of Volunteer Engine Company No. 2.

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 April 1, 2024, meeting.

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

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						



**BOROUGH OF MANASQUAN  
RESOLUTION  
96-2024**

**A RESOLUTION OF THE BOROUGH OF  
MANASQUAN, COUNTY OF MONMOUTH, STATE OF  
NEW JERSEY, ESTABLISHING THE 2024 MAIN  
STREET DINING AND RETAIL INITIATIVE IN THE  
BOROUGH OF MANASQUAN**

**WHEREAS**, the Borough of Manasquan has hosted a Main Street Dining and Retail Initiative in recent years and has found these to be beneficial to local businesses and popular with residents; and

**WHEREAS**, the Borough governing body would like to continue this tradition during the summer of 2024.

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

1. A Borough Main Street Dining and Retail Initiative is hereby approved for the Summer of 2024.
2. The Main Street Dining and Retail Initiative shall include the use of Main Street between Broad Street and Rt. 71 as a staging area and pedestrian-safe thoroughfare.
3. The Borough Main Street Dining and Retail Initiative shall take place from 6pm till 10pm on the following Thursdays during the summer of 2024: June 27th, July 11th, July 18th, July 25th, August 8th, August 15th, August 22nd and August 29th.
4. Businesses that wish to participate in this Initiative must complete and submit to the Office of the Municipal Clerk a “Manasquan Use of Borough Property” application (to include a schematic depicting the proposed dining or retail areas, seating areas, proposed placement of barriers sectioning off dedicated eating areas, the means of pedestrian ingress and egress, and location of aisles).
5. At no time may a fire lane be blocked and eating and drinking establishments must comply with all ABC regulations pertaining to outdoor alcohol consumption.
6. Review and approval of Initiative participant applications shall be executed by the Office of the Municipal Clerk.
7. The Manasquan Borough Chief of Police will take necessary action to ensure the safety of the business owners and the public in the pedestrian zone.

**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 April 1, 2024.

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						

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

**BOROUGH OF MANASQUAN  
RESOLUTION  
97-2024**

**WHEREAS**, on February 23, 2024, Sean T. Kean, Assemblyman, 30<sup>th</sup> District sent a letter to the Assembly Consumer Affairs Committee in support of A-3797 - CJ's Law; and

**WHEREAS**, Assemblyman Sean T. Kean in this letter requested a hearing and a vote on A-3797 - CJ's Law; and

**WHEREAS**, CJ's Law would criminalize the manufacturing, sale and possession substance containing kratom; and

**WHEREAS**, Kratom comes from trees that grow in Southeast Asia. It can have both stimulant and sedative effects and its chemical compounds act much like opioids. The federal Food and Drug Administration (FDA) advises that kratom poses a threat to public health and has the potential for abuse; and

**WHEREAS**, Kratom is not approved in the United States for any medical use and the FDA has warned that the substance "affects the same opioid brain receptors as morphine" and that it appears to have "properties that expose users to the risks of addiction, abuse, and dependence."; and

**WHEREAS**, this bill is named in remembrance of Christopher James Holowach who died at age 33 from cardiac arrest caused by a mixture of physician prescribed Adderall and kratom. Mr. Holowach was taking kratom for arm pain while awaiting surgery. As a person in recovery from opioid addiction, he did not want to take an opioid pain medication.

**NOW THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Manasquan, County of Monmouth, State of New Jersey, hereby support bill A-3797 – CJ's Law and urges the Assembly Consumer Affairs Committee put this bill forward for a hearing and a vote; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the Legislators in the State Senate and Assembly representing District 11 and District 10 and to Manasquan High School Sending District Towns.

**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 April 1, 2024, meeting.

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

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
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OLIVERA						
TRIGGIANO						
ON CONSENT AGENDA ____ YES ____ NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
98-2024**

**A RESOLUTION APPROVING PARTICIPATION  
WITH THE STATE OF NEW JERSEY IN THE COPS  
IN SHOPS SUMMER SHORE INITIATIVE 2024  
PROGRAM ADMINISTERED BY THE NJ  
DEPARTMENT OF LAW & PUBLIC SAFETY,  
OFFICE OF THE ATTORNEY GENERAL GRANT #  
AL-24-07-02-02**

**WHEREAS**, the Borough of Manasquan Police Department wishes to apply for FY24 Underage Alcohol Education and Enforcement Initiative Grant #AL-24-07-02-02 in the amount of \$960.00 for Subgrant #ABC-12-24 under the State of New Jersey in the Cops in Shops Summer Shore Initiative 2024 Program administered by the NJ Department of Law & Public Safety; and

**WHEREAS**, the program is a cooperative effort between the Division of Highway Traffic Safety Administration and the Division of Alcoholic Beverage Control (ABC); and

**WHEREAS**, it is the intent and spirit of the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control to use the grant to assist local undercover law enforcement officers to join forces with local retail establishments to deter the sale of alcohol to underage individuals and to stop adults from attempting to purchase alcohol for people under the legal age; and

**WHEREAS**, it was the recommendation of the Borough of Manasquan Police Department to apply for this grant; and

**WHEREAS**, it is the desire of the Mayor and Council to utilize the grant funding from the Department of Transportation, National Highway Traffic Safety Administration in the amount of \$960.00 for the Summer Shore Initiative 2024 as set forth in the grant award.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Manasquan, County of Monmouth, and State of New Jersey does hereby authorize and accept the following:

1. Subaward in the amount of \$960.00 for **Subgrant #ABC-12-24**; and
2. Subaward will be used for the reimbursement of salaries of officers who are actually operating in an establishment for the purposes of the Cops In Shops project; and
3. Subaward will be used for **the period of May 22, 2024, through September 15, 2024.**

**BE IT FURTHER RESOLVED** that the Chief of Police, or his designee, is authorized to take all necessary or desirable steps to implement this resolution.

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 April 1, 2024.

**BE IT FURTHER RESOLVED** that the Chief of Police, or his designee, is authorized to take all necessary or desirable steps to implement this resolution.

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 April 1, 2024.

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

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA ____YES ____NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
99-2024**

**WHEREAS**, the Borough of Manasquan administers a suite of recreation programs at the Manasquan High School Fieldhouse; and

**WHEREAS**, it has become necessary to increase on-site storage capability and to provide safety netting to protect the interior facility walls against damage from various programs (football, lacrosse, etc.); and

**WHEREAS**, the Borough maintains a Recreation Trust Fund to provide for such expenses; and

**WHEREAS**, the Manasquan High School has worked with Borough Recreation to identify the appropriate shed facility and netting to accomplish this objective.

**THEREFORE, IT IS HEREBY RESOLVED**, the Chief Financial Officer is hereby authorized to expend funds from the Recreation Trust Fund for the purchase of the required shed and netting in an amount not to exceed \$33,000.

**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 April 1, 2024, meeting.

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

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA ___ YES ___ NO						



**BOROUGH OF MANASQUAN  
RESOLUTION  
100-2024**

**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, 101 Crawfords Corner Road, Suite 3400, Holmdel, NJ 07733, for purpose to perform additional services for South Street & East Virginia Avenue Pump Station Upgrades Project.

- Construction Administration and Construction Observation Services

for a total amount not to exceed \$5,800.00 for the service outlined in the proposal dated March 26, 2024.

**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 with the provision that each subsequent task shall require additional authorization subject to the recommendation of the Governing Body.

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 April 1, 2024, 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 1<sup>st</sup> day of April 2024 I hereby certify to the Borough Council of the Borough of Manasquan as follows:

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:

Colliers Engineering & Design – South Street & East Virginia Avenue Pump Station Upgrades

Account: Y-06-99-577-551

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

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA <input type="checkbox"/> YES <input type="checkbox"/> NO						

**BOROUGH OF MANASQUAN  
RESOLUTION  
101-2024**

**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.
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	\$143,684.96
Water/Sewer Fund	\$24,012.61
Beach Fund	\$7,258.68
Grants	\$900.97
Recreation Trust	\$16,019.39
Misc Trust	\$16,036.50
General Capital	\$128.00
Beach Capital	\$413,337.37
Grand Total	\$621,378.48

**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 April 1, 2024.

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

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRESNAHAN						
BRYANT						
HOLLY						
OLIVERIA						
TRIGGIANO						
VIDREIRO						
ON CONSENT AGENDA ___ YES ___ NO						



## BOROUGH OF MANASQUAN

### ORDINANCE NO. 2419-24

#### 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.

**WHEREAS**, pursuant to the Revised General Ordinance of the Borough of Manasquan Code Chapter 12, Section 12-4.28 refers to Restrictions on the Use and Erection of Umbrellas, Tents and Canopies; and,

**WHEREAS**, the Borough of Manasquan is desirous of amending Section 12-4.28 Restrictions on the Use and Erection of Umbrellas, Tents and Canopies to enhance safety and welfare; and

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

**Section 1:** Chapter 12 Section 12-4.28 is hereby amended to read as follows:

#### **12-4.28 Restrictions on the Use and Erection of Umbrellas, Tents and Canopies**

- (a) No person shall erect, maintain, use or occupy on or in any beach or bathing area any umbrella, tent, canopy, shelter or structure of any kind with the exception of the following:
  1. Umbrellas with one central stanchion to support shade whether upright or at a ninety-degree position that is a collapsible ~~circular~~ shade no greater than eight feet in diameter or radiating from its center pole greater than seven feet six inches in height and does not contain ~~staked~~ grounding lines, ~~staked~~ ropes or sides.
  2. Devices designed or used to shade infants and small children, also known as "baby tents," no larger than 50 inches high by 50 inches wide by 50 inches deep.
- (b) Umbrellas and baby tents anchoring lines, tethers, or the like shall not extend beyond the perimeter of the umbrella or baby tent.
- (c) No person shall locate an umbrella or baby tent in an area obscuring a lifeguard's view of the ocean or in an area impeding a lifeguard's egress from a lifeguard stand, as determined by a lifeguard.
- (d) All other umbrellas, tents, canopies or structures are strictly prohibited except when a Use of Borough Property application has been filed with the Clerk of the Borough of Manasquan and approved.

#### **Section 2:** 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. \_\_\_\_\_ was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 18<sup>th</sup> day of March 2024, 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 1<sup>st</sup> day of April 2024. 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 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**  
**Municipal Clerk**

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

Passed on First Reading and Introduction: March 18, 2024  
Approved on Second Reading and Final Hearing: April 1, 2024

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Michael W. Mangan  
Mayor

**BOROUGH OF MANASQUAN  
ORDINANCE NO. 2420-24**

**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**

**WHEREAS**, pursuant to the Revised General Ordinance of the Borough of Manasquan Code Chapter 22 refers to Water and Sewer Utility within the Borough of Manasquan; and

**WHEREAS**, the Borough of Manasquan, County of Monmouth is desirous of establishing sections within Chapter 22 for the termination of water services, termination of sewer laterals, and address meter equipment in disrepair; and

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

**Section 1:** Chapter 22, Section 22-7.2 “Termination of Water Services” of the Borough of Manasquan Code shall read as follows:

Section 22-7.2 “Termination of Water Services”

- (a) Prior to the replacement and/or termination of any water service. The property owner or an authorized agent shall disconnect & cap the existing water service, specified for abandonment, no further than a distance of 12” from the point where the existing water service connects to the Borough’s Water Main. Any damage to the Borough’s Water Main during the excavation & capping process must be repaired at the cost of the property owner. Visual inspections shall be performed by the Water/Sewer Superintendent or designee; and

**Section 2:** Chapter 22, Section 22-9.1 “Swimming Pools” of the Borough of Manasquan Code shall read as follows:

Section 22-9.1 “Swimming Pools”

- (a) Water utilized for filling newly installed swimming pools shall be taken from the main service. An adjustment reducing the sewer portion of the bill shall be given upon receipt by the Water/Sewer Collector of a letter from the sales or installation company certifying the total capacity of the swimming pool.
- (b) Water utilized to fill existing swimming pools shall be taken from the main service. Prior to utilizing the water supply, the property owner shall contact the Water/Sewer Superintendent to obtain an auxiliary meter to be attached to an outside hose bib to be utilized to fill the swimming pool. An adjustment reducing the sewer portion of the bill shall be given based upon the auxiliary meter reading. See Chapter 16, Fees.

**Section 3:** Chapter 22, Section 22-14.1 “Termination of Sewer Laterals” of the Borough of Manasquan Code shall read as follows:

Section 22-14.1 “Termination of Sewer Laterals”

- (a) Prior to the replacement and/or termination of any sewer lateral, the property owner or an authorized agent shall disconnect & cap the existing sewer lateral, specified for abandonment, no further than a distance of 12” from the point where the existing sewer lateral connects to the Borough’s Sewer Main. Any damage to the Borough’s Sewer Main during the excavation & capping process must be repaired at the cost of the property owner. Visual inspections shall be performed as per Ordinance 22-13.

**Section 4:** Chapter 22, Section 22-56.1 “Meter Equipment in Disrepair” of the Borough of Manasquan Code shall read as follows:

Section 22-56.1 “Meter Equipment in Disrepair”

- (a) Charges shall be imposed on any customer whose water meter equipment is in disrepair. Meter equipment in disrepair is any situation that prevents a water meter from communicating with the meter reading software, or any situation that prevents the Water Department staff from troubleshooting or repairing the equipment. All violation charges shall be due and payable within thirty (30) days of the billing date. In the event that any violations are not paid within thirty (30) days of the billing date, then the violations will be considered delinquent, and water service to the customer having a delinquent account may be discontinued. Interest shall accrue on all unpaid balances at the rate of eighteen (18%) percent per annum from the date of the delinquency.

**Section 5:** Chapter 16, Section 22-9.1 “Swimming Pools” and Section 22-56.1 “Meter Equipment in Disrepair” of the Borough of Manasquan Code shall read as follows:

CHAPTER 16 FEES		
22-9.1 Swimming Pools	Use of an auxiliary meter	\$250.00 per use
22-56.1 Meter Equipment in Disrepair	Account in disrepair for 3 consecutive quarters	\$500.00 per quarter

**Section 6:** 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.2420-24 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 18<sup>th</sup> day of March 2024, 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 1<sup>st</sup> day of April 2024. 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 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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