

# Manasquan Borough Council Meeting

## Conducted With Zoom

### MAY 18, 2020 7pm

Join Zoom Meeting

<https://zoom.us/j/98752781647>

**OR**

Tel – +1 646 876 9923 US (New York)

ID# 987 5278 1647

## Participant Instructions

### Introduction:

#### Greetings from the Manasquan Borough Mayor and Council:

Due to the COVID-19 pandemic, the Borough Council meeting will be conducted by Zoom virtual meetings in accordance with Governor Murphy's Executive Order 107. The following information and instructions are provided in an effort to ensure the smooth administration of the meeting and that the ability of the audience to attend and participate in the meeting via this medium meets NJ's Open Public Meetings Act (OPMA) requirements. Further, it is our hope that by all of us following these instructions, the meeting will be conducted in an orderly fashion and will result in the clear and uninterrupted execution of Borough business, delivery of information, and the fielding of questions and comments from the audience.

### 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 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 you will be admitted to the meeting. You will automatically be put on mute. You will now be able to hear the meeting.

### E-Mail Instructions:

- If you have a question that you plan to ask during one of the Audience Participation Sessions that you are willing to pose in writing ahead of the start of the meeting (any time after the Agenda is posted to the Website on Friday) please email your name, address and telephone number with the question to the address below. Your question will be provided to the Mayor. At the appropriate time during the meeting, the Mayor will read your name, address and your question. The Mayor will then coordinate the answer as applicable. You will then be unmuted (using your phone number that was provided) to confirm whether your question has been sufficiently answered or whether you would like to provide

further comment. **When you are completed, you will be returned to muted status.**

The email address is: [tflarity@manasquan-nj.gov](mailto:tflarity@manasquan-nj.gov). Email is to be used any time after the posting of the Agenda to the website but **prior to the commencement of the meeting.**

### **Conduct of Meeting**

During this meeting, there will be 3 distinct points wherein audience participation is permitted (see "Audience Participation" below).

If you have a question or comment during any of those Audience Participation sessions, please follow the Mayor's instructions that are provided here and will be repeated during the meeting.

### **Mayor's Instructions**

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

### **The following Audience Participation Sessions are slated for tonight's meeting:**

1. **Comments Limited to on Any Topic That Appears on the Agenda:** The first Audience Participation session will follow the Roll Call of Mayor and Council. This session occurs shortly after the opening of the meeting.
2. **Comments on Ordinance 2319-20** adoption.
3. **Comments on Any Topic.** The last and final Audience Participation session will occur just prior to the conclusion of the meeting.

This information is designed to help maintain as much order as possible during the teleconference.

## **BOROUGH OF MANASQUAN AGENDA**

**May 18, 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)**

### **Approval of Minutes:**

1. Regular Meeting Minutes - April 6, 2020

### **Use of Borough Property:**

1. E30-20 Woman's Club Craft Fair - Request to Change Date to July 18/19
2. Request for Potential Wedding - July 24, 2020

### **Workshop Discussion:**

1. Downtown Reopening - Discussion

### **Ordinance - First Reading and Introduction**

1. 2319-20 Exceed Appropriations Cap Bank

### **BUDGET INTRODUCTION & RELATED DOCUMENTS**

**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. 115-2020 Exemption Permit Fees - Hook & Ladder #1
2. 116-2020 Exemption Beach Badge Fees - Hook & Ladder #1
3. 117-2020 Appoint Public Works Seasonal Laborers - Keating & Houston
4. 118-2020 Authorizing Scope of Work Mount Lane Improvements - Maser Consulting
5. 119-2020 Authorizing Scope of Work NJDOT Municipal Aid Grant Application - Maser Consulting
6. 120-2020 Appointing Alternate Deputy Registrar - Homan
7. 121-2020 Waiving 2020 Food License Fees
8. 122-2020 Appoint Beach Employees - Various
9. 123-2020 Authorizing Refund for Recreation Dance Tickets
10. 124-2020 Exempt Beach Badge Fees - First Aid Squad
11. 125-2020 Exempt Permit Fees - First Aid Squad
12. 126-2020 Payment of Bills

### **Ordinances - Second Reading**

1. 2318-2020 Bond Ordinance Mount Lane Improvements

### **Committee Reports**

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

### **Adjournment**

**BOROUGH OF MANASQUAN  
ORDINANCE 2319-20**

**CALENDAR YEAR 2020  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Mayor and Council of the Borough of Manasquan in the County of Monmouth finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Mayor and Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$80,337.19 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Council of the Borough of Manasquan in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Manasquan shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$281,180.16, and that the CY 2020 municipal budget for the Borough of Manasquan be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**NOTICE**

**PUBLIC NOTICE IS HEREBY GIVEN** that Ordinance 2319-20 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan in the County of Monmouth and State of New Jersey, on the 18<sup>th</sup> day of May, 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 pm on the 15<sup>th</sup> day of June, 2020. At such time and place, or at any time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning such Ordinance.

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BARBARA ILARIA, RMC, CMC  
Municipal Clerk

Passed on First Reading and Introduction:                      May 18, 2020  
Approved on Second Reading and Final Hearing:              June 15, 2020

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**EDWARD G. DONOVAN, MAYOR**

**BOROUGH OF MANASQUAN  
RESOLUTION  
115-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Hook & Ladder, Station 27-1 has submitted the attached 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 the Manasquan Hook and Ladder, Station 27-1.

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 May 18, 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 <input type="checkbox"/> YES <input type="checkbox"/> NO						

**2020 Manasquan Hook & Ladder, Sta. 27-1  
>30% and/or Life Member List**

Arthur Blair, Sr.  
Bruce Bresnahan  
David Burns  
Matthew Byrne  
Stephen Byrne  
Drew Coder  
Duane Danish  
Steven Edwards  
Jeffrey Ely  
Thomas Fogel  
Edward Hill  
Peter Hill  
Paul Livelli  
James Merriman  
Richard Patterson  
William Paynton  
Sean Price  
James Rogers  
Paul Samuel  
George Steiner  
Mark Stemmerman  
Kevin Thompson  
Carmen Triggiano, III  
Carmen Triggiano, Jr.  
Alvin "Skip" Weirman  
Brian Wick  
Matthew Wick

**BOROUGH OF MANASQUAN  
RESOLUTION  
116--2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan Hook & Ladder, Station 27-1 has submitted the attached members that qualify under Ordinance 2005-07 “Free Season Beach Badge and Parking Permit for Certain Members of the Manasquan Hook & Ladder Station 27-1.” These members responded to 30% or more of the calls of the Unit or are Life Members of the Manasquan Hook & Ladder Station 27-1.

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 May 18, 2020 meeting.

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

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



**2020 Manasquan Hook & Ladder, Sta. 27-1  
>30% and/or Life Member List**

Arthur Blair, Sr.  
Bruce Bresnahan  
David Burns  
Matthew Byrne  
Stephen Byrne  
Drew Coder  
Duane Danish  
Steven Edwards  
Jeffrey Ely  
Thomas Fogel  
Edward Hill  
Peter Hill  
Paul Livelli  
James Merriman  
Richard Patterson  
William Paynton  
Sean Price  
James Rogers  
Paul Samuel  
George Steiner  
Mark Stemmerman  
Kevin Thompson  
Carmen Triggiano, III  
Carmen Triggiano, Jr.  
Alvin "Skip" Weirman  
Brian Wick  
Matthew Wick

**BOROUGH OF MANASQUAN  
RESOLUTION  
117-2020**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Part Time Seasonal Laborers for the Department of Public Works; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18<sup>th</sup> day of May, 2020 appoint the following Department of Public Works employees to Seasonal Laborers:

- Shay Keating, Manasquan, at the hourly rate of \$15.00
- Jack Houston, Manasquan, the hourly rate of \$15.00

**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 May 18, 2020.

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

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

**BOROUGH OF MANASQUAN  
RESOLUTION  
118-2020**

**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 Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing professional services for engineering design, construction administration and permitting for the Mount Lane Culvert Improvements Project. Asability. Fees are as follows:

- Phase 1.0 Engineering Design Services                               \$36,200.00
- Phase 2.0 Construction Administration                               \$35,000.00
- Phase 3.0 Permitting Services   \$11,000.00
- Phase 4.0 Reimbursable (if required)                               \$1,5 00.00

TOTAL ESTIMATED FEE       \$83,700.00

for a total amount not to exceed \$83,700.00 for the service outlined in a proposal dated April 8, 2020.

**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.

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 May 18, 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 18<sup>th</sup> day of May, 2020 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:

Maser Consulting – Borough of Manasquan’s Mount Lane Culvert Improvements Project

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

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

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



Engineers  
Planners  
Surveyors  
Landscape Architects  
Environmental Scientists

**Corporate Headquarters**  
331 Newman Springs Road, Suite 203  
Red Bank, NJ 07701  
T: 732.383.1950  
F: 732.383.1984  
www.maserconsulting.com

April 8, 2020

**VIA EMAIL**

Thomas Flarity, Borough Administrator  
Borough of Manasquan  
201 E. Main Street  
Manasquan, NJ 08736

Re: Proposal for Professional Services  
Mount Lane Culvert Improvements Project  
Borough of Manasquan, Monmouth County, New Jersey  
MC Proposal No. MSQ-087P

Dear Mr. Flarity:

Maser Consulting is pleased to submit this proposal for professional engineering services to provide engineering design, construction administration and permitting for the above project. Based on your email dated February 4, 2020, we understand that there are several ongoing existing issues with the drainage system that passes thru Mount Lane that have been exposed from an event that consisted of a damaged South Monmouth Regional Sewer Authority pipe which needed immediate emergency repairs.

Our team performed a hydrologic analysis of the Judas Creek tributary that passes stream flow through the Mount Lane Culvert on its way to the Glimmer Glass Lake. We presented the Borough with an engineering report for the Mount Lane Culvert Repairs on March 24, 2020. This report summarizes that based on our analysis, we recommend that the Borough replace the existing dual Arch 54" equivalent corrugated metal pipes.

The repair of the Mount Lane culvert will require our team to attain topographic survey of the existing culvert and of the roadway. Once survey is attained, the size and material of the replacement culvert will be finalized. The culvert repair will result in the need to raise the road to provide adequate cover over the new culvert and to reduce tidal flooding on the roadway. Currently, the existing culvert is located at the low spot of Mount Lane, and raising the road may result in the creation of new low spots that will have to drain into Judas Creek via new stormwater piping and structures.

Improvements within the project area will consist of excavation and pavement reconstruction in the vicinity of the proposed culvert. Improvements outside this area will consist of milling and a complete bituminous overlay of Mount Lane to meet existing conditions. There will be new drainage structures and piping as discussed previously, and other miscellaneous improvements such as curb and sidewalk replacement as needed within the project limits which extend from Virginia Avenue to Marcellus Avenue.



This proposal is divided into four sections as follows:

Section I – Scope of Services

Section II – Business Terms and Conditions

Section III – Technical Staff Hourly Rate Schedule and Reimbursable Expenses

Section IV – Client Contract Authorization

The following scope of services has been separated into phases so that it may be more easily reviewed. The order in which the phases are presented generally follows the sequence in which the project will be accomplished; however, depending on the project, the various authorized services contained in this proposal may be performed in a sequence as deemed appropriate by Maser Consulting to meet project schedules.

## **SECTION I – SCOPE OF SERVICES**

### **PHASE 1.0 ENGINEERING DESIGN SERVICES**

Our office will perform all necessary survey, engineering designs and prepare construction plans and specifications for the completion of the design phase of this project. Topographic Survey information will be gathered along Judas Creek and Mount Lane where the new construction will need to tie into existing conditions within the project area.

Base maps will be compiled for the roadway and the plans will be prepared and ready for the bid process and construction. The construction drawings will be supplemented with specifications, which will be prepared in accordance with the public bidding format.

All information needed for the construction of the new culvert will be completed in this phase. It is our understanding that the Borough has blocked one of the existing culverts due to the damage from the emergency repairs that took place. Under this phase, it will be required that the Department of Public works assists in the temporary removal of this blockage so that topographic survey can be attained for our design. Once the information is acquired, the soil can go back to preventing any flooding.

Our team has also reviewed the existing conditions of the pipe location. The current pipe location exists one to two feet below the stream bed invert. Because of this, the pipe can only function at about fifteen percent (15%) of its possible capacity. The proposed culvert will be raised so that the invert of the pipe is at the same elevation as the invert of the stream bed. By doing this, the existing end walls will need to be replaced. The only way to salvage the existing end walls would be to utilize the existing cut outs and put the proposed pipe at the existing invert, which is below the current stream bed and would reduce the capacity of the pipe. Further, it should be reviewed that precast head walls would be quicker and more efficient to install since this is a tidal area.

Once the plans and specifications are complete, bid dates will be coordinated with the Borough. Assistance will be provided throughout the entire bidding process. All construction bids will be



reviewed and a Recommendation of Award will be presented for Borough approval at a Council Meeting.

It has also been requested that while our survey team is in the field, that they obtain certain topographic information at culverts along Virginia Avenue, Curtis Avenue, and Route 71. This information will consist of the culvert material, size, and invert. Photos will be taken of each culvert to determine its condition and how it may impact its current capacity.

**Phase 1.0 Lump Sum Fee** **\$36,200.00**

**PHASE 2.0 CONSTRUCTION ADMINISTRATION**

Maser Consulting will perform the following tasks as part of the construction administration for the project, as requested:

- A. Attendance at pre-construction meetings;
- B. Provide minor plan changes, discussions and/or negotiations with authoritative agencies based upon actual field conditions;
- C. Provide construction observation at a frequency necessary to ensure Contractor's compliance with the Contract Documents;
- D. Provide photographs of work in progress;
- E. Review shop drawings provided by the contractor and/or provide engineering redesign if needed to adapt to actual field conditions;
- F. Review and monitor the construction schedule provided by the contractor;
- G. Prepare inspection reports and regular progress reports;
- H. Hold scheduled progress meetings;
- I. Project Closeout, including punch lists, final submittals, project certifications, etc.; and,
- J. Prepare change orders and invoice review.

Coordination with the contractor's schedule will ensure that construction is receiving the necessary attention during all phases of construction. In addition, Maser Consulting will review and approve all payment vouchers submitted by the Contractor before they are presented to the municipality for payment. As the project approaches completion, the Contractor will also be presented with a detailed punch-list of the items requiring repair and/or correction.



We have prepared this proposal based upon an anticipated sixty (60) calendar day construction contract period with thirty (30) days of active construction.

Please note that Maser Consulting accepts no responsibility for construction methodology utilized by the contractors and sub-contractors, including worker health and safety issues.

**Phase 2.0 Estimated Fee** **\$35,000.00**

**PHASE 3.0 PERMITTING SERVICES**

Due to the emergent need to complete this corrective work, permits that are required will be attained after the completion of construction. Based on our teams review, it is our belief that a Waterfront Development Individual Permit and a Tidelands License will be required.

The reconstruction of the Mount Lane culvert is partially located below the mean high water line. Activities below the mean high water line are subject to the Waterfront Development law as administered through the Coastal Zone Management Rules at N.J.A.C. 7:7. Maser Consulting will prepare an application for an In-Water Waterfront Development Individual Permit for the reconstruction of the culvert in accordance with the standards described in the Coastal Zone Management Rules (N.J.A.C. 7:7-et.seq.). This will include preparation of an application form, public notices, the results of a Natural Heritage Program database search, color photographs, site location maps, and an Environmental Impact Statement/Compliance Statement (EIS/CS). The EIS/CS will include environmental assessment and compliance with those applicable policies contained within the Coastal Zone Management Rules.

The State of New Jersey claims ownership to all lands formerly flowed or currently flowed by tidal waters up to the mean high water line. Thus, any portion of the reconstructed pipe and associated fill/scour protection beyond the mean high water line that is not currently within a Tidelands license, lease or grant will require an application for a new Tidelands License. Once the reconstruction activity is permitted by the Division of Land Use Regulation through a Waterfront Development Permit, Maser Consulting will prepare an application to the NJDEP Tidelands Resource Council for a Tidelands License. This application includes preparation of the application forms, copies of the permit plans, and a survey that will include the following information:

1. Adjacent tidelands grants or licenses.
2. The proposed license area shall be delineated with bearings and distances. The beginning point shall be either the current mean high water line, the limit line of a previously issued tidelands conveyance or the former mean high water line, whichever is appropriate.

Plan preparation and preparation of a metes and bounds description of the license area will be provided by our Surveyor. A Tidelands License involves a yearly rental fee to be paid to the Bureau of Tidelands Management.

**Phase 3.0 Estimated Fee** **\$11,000.00**



**PHASE 4.0 REIMBURSABLES (IF REQUIRED)**

A number of reimbursable/out-of-pocket expenses may be required and will be invoiced in accordance with the fee schedule on file with the Borough. These costs may include courier, delivery, printing, reproduction, postage, figures and graphs.

**Phase 4.0 Estimated Fee \$1,500.00**

**SCHEDULE OF FEES**

All professional services described in the itemized Scope of Services will be compensated at the respective Fee Schedule shown below.

PHASE 1.0	ENGINEERING DESIGN SERVICES	\$36,200.00
PHASE 2.0	CONSTRUCTION ADMINISTRATION	\$35,000.00
PHASE 3.0	PERMITTING SERVICES	\$11,000.00
PHASE 4.0	REIMBURSABLES (If Required)	<u>\$ 1,500.00</u>
	<b>TOTAL ESTIMATED FEE</b>	<b>\$83,700.00</b>

This Contract and Fee Schedule are based upon the acceptance of Maser Consulting’s Business Terms and Conditions contained in Section II of this Contract. Delivery, mileage, printing and reproduction, overnight mail service and postage costs are not included in the lump sum fees and will be added to each monthly invoice.

**EXCLUSIONS AND UNDERSTANDINGS**

Services relating to the following items are not anticipated for the project or cannot be quantified at this time. Therefore, any service associated with the following items is specifically excluded from the scope of professional services within this agreement.

- Services not specifically outlined above in Section I;
- **NJDEP WFD IP Application Fee: \$3,000 (Fee is \$3,000 per acre or portion thereof);**
- **Tidelands License Application Fee: Determined during application process and billed by the Bureau of Tidelands Management AFTER the Bureau has reviewed the application.**
- Delineation of wetlands; and,
- If the NJDEP requires a site specific shellfish or submerged aquatic vegetation survey as part of this application, this work will be the subject of a separate proposal.

If an item not listed herein, or otherwise not specifically mentioned within this agreement, is deemed necessary Maser Consulting may prepare an addendum to this agreement for your review, outlining the scope of additional services and associated professional fees with regard to the extra services.



**BOROUGH OF MANASQUAN  
RESOLUTION  
119-2020**

**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 services of Maser Consulting, 331 Newman Springs Roads Suite 203, Red Bank, New Jersey 07701, for purposes of providing professional services for the preparation and submittal of two grant applications for the 2021 NJDOT Municipal Aid Program. The fees are as follows:

- Prepare, coordinate and submit a complete Grant Application package.

for a total amount not to exceed \$5,200.00 for the service outlined in a proposal dated May 4, 2020.

**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 May 18, 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 18<sup>th</sup> day of May, 2020 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:

Maser Consulting –Preparation and submittal of the grants for 2021 NJDOT Municipal Aid Program.

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

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

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

DATE: May 4, 2020

## CLIENT AUTHORIZATION FORM

**CLIENT:** Borough of Manasquan

**PROJECT NAME:** 2021 NJDOT State Aid

**MC PROJ NO.:** MSQ-088P      **PHASE NAME:** Grant Application

*WE REQUEST YOUR REVIEW AND AUTHORIZATION OF SERVICES AS OUTLINED BELOW IN ORDER TO PROCEED:*

**SERVICES REQUESTED BY :** Thomas F. Flarity, Administrator

**DESCRIPTION OF SERVICE CONTRACT SCOPE:**

Maser Consulting P.A. will prepare two (2) grant applications for the 2021 round of the NJDOT Municipal Aid Program, which is due July 1, 2020.

We will prepare and submit Municipal Aid application packages for a Priority No. 1 for \$3,400 (1st Ave Phase 1) and Priority No. 2 for \$1,800 (Anticipated to be 1st Ave Phase 2 or Stockton Lake Blvd Phase 3) . The following will be prepared by our office:

- 1) Draft Resolutions and transmittals to NJDOT
- 2) Project Information/Scopes of Work Narratives
- 3) Location Maps
- 4) Roadway Data Information
- 5) Cost Estimates
- 6) Compilation and submission of the grant application via NJDOT SAGE

Should you have any questions, please do not hesitate to contact me directly.

The Business Terms and Conditions of the original contract shall still apply.

**SERVICES OUTLINED ABOVE SHALL BE INVOICED:**

**PER DIEM/HOURLY**      **Estimated Budget = \$** 5,200.00

**LUMP SUM**      **Fee = \$** \_\_\_\_\_

I (we) hereby authorize the services to proceed as outlined above:

Client Authorization Form prepared by:

James A. Priolo, P.E., Sr. Principal

Project Manager's Name (Print)

Signer's Name (Print)

Signature

Date

Project Manager's Signature

Date

May 4, 2020

PLEASE SIGN THE FORM WHERE INDICATED & FAX, EMAIL OR MAIL TO MASER CONSULTING P.A. FOR OUR RECORDS.  
IF BUSINESS TERMS AND CONDITIONS ARE ATTACHED, PLEASE INITIAL EACH PAGE AND RETURN WITH THIS FORM.

**BOROUGH OF MANASQUAN  
RESOLUTION  
120-2020**

**RESOLUTION OF THE BOROUGH COUNCIL  
OF THE BOROUGH OF MANASQUAN,  
COUNTY OF MONMOUTH, NEW JERSEY,  
APPOINTING KEARA HOMAN AS ALTERNATE  
DEPUTY REGISTRAR**

**WHEREAS**, the Borough of Manasquan (“Manasquan”) is in need of a Alternate Deputy Registrar; and

**WHEREAS**, Keara Homan has received her certified Municipal Registrar Certification on February 28, 2020; and

**NOW, THEREFORE BE IT RESOLVED** on the 18<sup>th</sup> day of May, 2020, by the Borough Council of the Borough of Manasquan, in the County of Monmouth and State of New Jersey as follows:

1. Keara Homan is appointed as Alternate Deputy Registrar.
2. Increase to base pay of \$1,500.
3. The effective date of this appointment is May 18, 2020.
4. A certified copy of this resolution shall be sent to:

Keara Homan  
232 Broad Street  
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 May 18, 2020.

\_\_\_\_\_  
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  
121-2020**

**A RESOLUTION OF THE BOROUGH OF  
MANASQUAN, COUNTY OF MONMOUTH, STATE OF  
NEW JERSEY, WAIVING FOOD LICENSE FEE FOR  
THE 2020-2021 IN THE BOROUGH OF MANASQUAN**

**WHEREAS**, by reason of the threat of widespread community transmission of the Coronavirus, also known as SARS-Cov-2 and the resulting disease Covid-19, which affects the health, safety and welfare of the people of Manasquan; and

**WHEREAS**, On March 13, 2020 the Office of Emergency Management of the Borough of Manasquan declared a State of Emergency for the Borough of Manasquan; and

**WHEREAS**, on March 21, 2020, Governor Phil Murphy issued Executive Orders 107 and 108, cancelling social gatherings, directing New Jersey residents to remain home or at their place of residence, and requiring the closure of all non-essential retail businesses; and

**WHEREAS**, the Borough of Manasquan is desirous of waiving the 2020-2021 Food license fee in order to give a little be of relief in this unprecedented time.

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

1. Food License Fees for the 2020-2021 season are hereby waived.
2. Food License Applications will still need to be completed and submitted to the Municipal Clerk in order to receive an updated Certificate.

**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 May 18, 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  
122-2020**

**WHEREAS**, the Borough of Manasquan is desirous of appointing Seasonal Beach Employees.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18<sup>th</sup> day May, 2020 appoint the following Seasonal Beach Employees to work during the Summer Season, 2020.

**BADGE CHECKERS**

**\$9.00 Rate**

Layne Abadrabo  
Grace Adams  
Emma Bradley  
Emily Caccamise  
Kennedy Driscoll  
Lindsey Field  
Faith Franklin  
Grace Gisoldi  
Connor Heine  
Charlotte Immen  
Mike Matthews  
Ceili McCarthy  
Emily Murphy  
Grace O'Boyle  
Keiran Pastelak  
Alden Purcell  
Madison Spera  
Abby Tigar  
Ben Tigar  
Olivia White

**\$10.30 Rate**

Diane Cheer  
Gabby Farneti  
Anabel Ferraro  
Bella Intron  
Mike Khammar  
Taylor Martin  
Amanda Mechlinski  
Catherine Minar  
Kelly Mullaney  
Cynthia O'Boyle  
Liam Pastelak  
Peter Pastelak  
Alexa Pelican  
Cindy Powers  
Delaney Purcell  
Katharine Sokolowski  
Mariesa Sollecito  
Anna Southwell  
Jane Stemmermann  
Jessica Waldeyer  
Samantha Wanamaker

**PARKING LOTS**

**\$11.50 Rate**

Jack Burke  
Jack Cheer  
Will Christen  
Robert Fischer  
John Forte  
Christian Martin  
Steve Hannaway  
Zachary Radi  
Barry Sullivan  
Rick Trimble

**BEACH EMS**

**\$14.00 Rate**

Thomas Hartman  
Jerry Hall  
Jill Wells  
Alec Wells  
Douglas Wells  
John O' Grady  
Michael Lauber  
Eric McLaughlin

**OFFICE**

Eileen McFadden	\$17.75
Tracy Sullivan	\$17.75
Heather Saake	\$13.75 / \$17.75
Laurie Brandon	\$13.75
Jessica Ridley	\$10.30 (Checker)/ \$12.50 (Office)
Mary Kate Wolter	\$10.30 (Checker)/\$12.50 (Office)
Alexa Pelican	\$10.30 (Checker)/\$12.50 (Office)
Anna Southwell	\$10.30 (Checker)/\$12.50 (Office)
Kevin Wall	\$13.75 Office
Taylor Martin	\$10.30 (Checker)/\$12.50 (Office)
Jessica Szumlicz	\$12.50 (Office)
Gabby Farneti	\$12.50 (Office)

**BEACH PATROL**

Frank Cavaliere	\$17.75
Mike Hurden	\$17.75
John Campbell	\$11.00
Steve Wolter	\$13.00/ \$17.75
Steve Powers	\$13.00/\$17.75
Michael Texter	\$13.00/\$17.75
Thomas Hall	\$12.00
Vincent Camponile	\$11.00
Gary McTighe	\$13.00
Ron DePasquale	\$13.00
Glenn Kritch III	\$12.50
Paul Mabin	\$13.00
Robert Bannick	\$12.50
Robert Wallace	\$12.00
Ronald Gaffney	\$12.00
Kevin Wall	\$12.50
Thomas Bazzini	\$12.00

**BEACH CREW**

Kevin Keefe	\$14.50 (rake)
Ethan Kotar	\$12.00
Trevor Wells	\$9.00
Brandon Wall	\$13.00 / (Rake - 13.50)
Sean Brunns	\$10.30
Jason Campbell	\$9.00
Cory Sutton	\$9.00
Spence Muly	\$9.00
Nick Wagner	\$10.30
Jack Houston	\$10.30
Joshua Terry	\$9.00
John Revell	\$13.00
Cade Saito	\$8.00
Cali Saito	\$8.00

**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 May 18, 2020 meeting.

---

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  
123-2020**

**WHEREAS**, due to the COVID-19 pandemic and the State and Federal declarations of a major disaster throughout New Jersey, the governing body of the Borough of Manasquan wishes to authorize the CFO and the Recreation Superintendent the ability to issue refunds for the April and June Recreation dances

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Manasquan, Monmouth County, New Jersey, on this 18<sup>th</sup> day of May 2020 authorize the CFO and Recreation Superintendent to refund fees for prepaid dance tickets for the April and June dances.

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 May 18, 2020 meeting.

\_\_\_\_\_  
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  
124--2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan First Aid Squad has submitted the attached members that qualify under Ordinance 2005-07 “Free Season Beach Badge and Parking Permit for Certain Members of the Manasquan First Aid Squad.” These members responded to 30% or more of the calls of the Unit or are Life Members of the Manasquan First Aid Squad.

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 May 18, 2020 meeting.

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

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



May 9, 2020

The following members qualify under the borough ordinance for a seasonal beach badge and parking at no cost to the member.

John O'Grady

Nancy Weeks

John Case

Andrew Mills

Richard Hingston

Robert Green

Stephen Lucas

Karen Crawley

Thomas Crawley

Eric McLaughlin

Jack Little

Rick Diorio

Laura Scranton

Bridgit Valgenti

Robert DiMartin

Jill Wells

Kevin Zeigler

Peter Hill

Leeann Pearce

Mike Lauber

David Pearce

Jaclyn Lauber

Jerry Brown Sr.

**BOROUGH OF MANASQUAN  
RESOLUTION  
125-2020**

**BE IT RESOLVED** by the Borough Council of the Borough of Manasquan, County of Monmouth, New Jersey, that Manasquan First Aid Squad has submitted the attached members that qualify under Ordinance 2005-07 Section 7 for “Exemption from the Payment of Permit Fees” These members responded to 20% or more of the calls of the Unit or are Life Members of the Manasquan First Aid Squad.

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 May 18, 2020 meeting.

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

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

These are members who qualify under 14-1.2, 14-5.4 14-10.2 and 14-11.4 in regards to free fees on building and housing permits. I thank the borough for extending Manasquan First Aid this opportunity.

**John O’Grady**

**President**

John O’Grady	Alvin Weirman
Rick Diorio	Jack Little
Laura Scranton	Bridgit Valgenti
Robert DiMartin	Jill Wells
Kevin Zeigler	Peter Hill
Leeann Pearce	Mike Lauber
David Pearce	Jaclyn Lauber
Jerry Brown Sr.	Nancy Weeks
John Case	Andrew Mills
Richard Hingston	Robert Green
Stephen Lucas	Karen Crawley
Thomas Crawley	Eric McLaughlin
Sally Pakutka	Thomas Hill
David Egan	

**BOROUGH OF MANASQUAN  
RESOLUTION  
126-2020**

**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	\$1,968,446.27
Capital Fund	\$48,790.30
Water/Sewer Fund	\$16,721.09
Water/Sewer Utility Fund	\$3,950.00
Beach Utility Fund	\$11,735.59
Beach Capital Fund	\$150.00
Recreation Building Trust	\$300.00
Recreation Trust	\$990.50
Affordable Housing	\$554.50
Animal Trust	\$7.20
Developer's Escrow Trust	\$912.00

**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 May 18, 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. 2318-20**

**BOND ORDINANCE PROVIDING FOR  
IMPROVEMENTS TO VARIOUS DRAINAGE  
SYSTEMS IN AND BY THE BOROUGH OF  
MANASQUAN, IN THE COUNTY OF  
MONMOUTH, NEW JERSEY, APPROPRIATING  
\$600,000 THEREFOR AND AUTHORIZING THE  
ISSUANCE OF \$570,000 BONDS OR NOTES OF  
THE BOROUGH TO FINANCE PART OF THE  
COST THEREOF**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH  
OF MANASQUAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY** (not  
less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

**Section 1.** The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of Manasquan, in the County of Monmouth, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$600,000, including the sum of \$30,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

**Section 2.** In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$570,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is improvements to various drainage systems, including replacement of dual arch corrugated metal pipes, repair of Mount Lane culvert, excavation and pavement reconstruction, bituminous overlay of Mount Lane and all and any costs and improvements related thereto or necessitated thereby.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued

pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$570,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$120,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

**Section 7.** The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the

purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

**Section 8.** Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**Section 11.** This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

## NOTICE

**PUBLIC NOTICE IS HEREBY GIVEN** that Ordinance No. 2318-20 was introduced at a meeting of the Mayor and Council of the Borough of Manasquan on the 7<sup>th</sup> day of May 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 an audio conference call at 7:00 p.m. on the 18<sup>th</sup> day of May 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 Municipal Clerk at [blaria@manasquan-nj.gov](mailto:blaria@manasquan-nj.gov) or 732-223-0544 ext. 233 between the hours of 9:00 a.m. and 4:00 p.m., 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 South, Suite 104  
Manasquan, NJ 08736

Passed on First Reading and Introduction: May 7, 2020  
Approved on Second Reading and Final Hearing: May 18, 2020

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EDWARD G. DONOVAN  
Mayor