

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
June 4, 2015**

Call to Order.

Statement of Compliance with Open Public Meetings Act: *This meeting complies with the Open Public Meeting Act by publication of this location, date and time in the Asbury Park Press and the LINK News on January 8, 2015 and by the posting of same on the municipal bulletin board and Borough Web Site.*

Flag Salute

Invocation

Roll Call

Administrator's Report:

Clerk's Report:

1. Consent Agenda:

- | | | |
|------------------|-----|---|
| #2015-104 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-105 | 1.2 | Resolution appointing Code Enforcement Officer |
| #2015-106 | 1.3 | Resolution appointing Deputy Court Administrator |
| #2015-107 | 1.4 | Resolution amending the 2015 budget to add an item of revenue: Clean Communities Funding |
| #2015-108 | 1.5 | Resolution awarding contract for Engineering Design Services for E. Main St. Streetscape Phase III to Suburban Consulting Engineers |
| #2015-109 | 1.6 | Resolution cancelling taxes for Block 108, Lot 12 |
| #2015-110 | 1.7 | Resolution amending the 2015 budget to add an item of revenue: NJEDA Streetscape Grant |
| #2015-111 | 1.8 | Resolution adopting the 2015 JIF Safety and Compliance Program |

2. Minutes Approval of the Workshop Minutes of May 21, 2015
 Approval of the Regular Meeting Minutes of May 21, 2015

COMMITTEE REPORTS:

- Public Works & Engineering, Councilman Gallo, Chair
- Public Safety, Councilman Irace, Chair
- Finance & Administration, Council President Lynch, Chair
- Health & Human Services, Councilwoman Kahle, Chair
- Planning & Development, Councilman Paglia, Chair

- | | | |
|------------------|----|--|
| #951 | 1. | 2 nd Reading and Public Hearing of a Special Emergency Appropriation Ordinance for Revaluation Program |
| #2015-112 | 2. | Resolution providing for financing of Special Emergency Appropriation by issuance of Special Emergency Notes |
| #2015-113 | 3. | Resolution awarding contract for preparation of updated Tax Maps |
| #952 | 4. | Introduction of an Amendment to the Special Events Ordinance to establish a fee for non-municipal events requiring a First Aid or Fire Department presence |
| #953 | 5. | Introduction of an Amendment to the Salary Ordinance |
- Parks & Recreation, Councilman Patti, Chair

MAYOR MAHON'S REPORT:

Petitions from the public.

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
June 4, 2015

The Regular Meeting of the Oceanport Mayor and Council was called to order on June 4, 2015 at 8:03 PM with the Statement of Compliance with the Open Public Meetings Act given by Mayor Mahon.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 8, 2015, and by the posting of same on the municipal bulletin board and Borough Web Site."

PLEDGE OF ALLEGIANCE: Mayor Mahon led the audience and members of the Council in the flag salute.

INVOCATION: Reverend Wayne Smith, Retired Colonel, gave the invocation.

MEMBERS PRESENT: Councilpersons Gallo, Irace, Kahle, Lynch, Patti and Mayor Mahon

MEMBERS ABSENT: Councilman Paglia – Mayor Mahon asked for a moment of silence to pray for the Paglia Family. Councilman Paglia is absent for family reasons.

OFFICIALS PRESENT: Borough Administrator, John Bennett, Borough Clerk, Jeanne Smith, and Borough Attorney, Scott Arnette

ADMINISTRATOR'S REPORT: Borough Administrator, John Bennett, reported that he and Bill White, Borough Engineer, met with representative from TRWRA at FMERA regarding the extension of sewer pipes throughout Fort Monmouth. The existing sewer system is very old and needs to be updated to handle new development of this area. Mr. Bennett feels that this is a cooperative effort and that significant progress is being made to get a handle on it as people come forward to develop. If contributions are not being made now, the responsibilities will fall to those who come later.

Mr. Bennett reported on a recently received DEP letter regarding the Oceanport Marina. DEP is limiting use of only a small portion of the building located over the bulkhead. Mario is now the sole owner of the Maria and is moving at full speed to get the Marina open and has met with the Building Department regarding necessary inspections as such. Boat slips are currently being rented and utilized.

The Borough Administrator also reported the Grants men continue to work to obtain additional grants for Borough and that the Dr. Pepper recycling cans will be received next week.

Lastly, Shore Regional High School Seniors will be in the Borough on Friday, June 12th to perform community service in town. Mr. Bennett has been working with Councilwoman Kahle and Councilman Paglia on this. The plan includes projects, clean-up, painting and planting, in several locations.

With regard to the sewer lines at Fort Monmouth, Councilman Lynch asked if there is timing for extension of the lines and how it will affect timing of the development of the Fort. Mr. Bennett responded that the existing sewer lines are aged and the TRWRA will not do any certifications thereof. The development that is coming in now, RPM for example, includes an infrastructure capital fee. They also have to put sewer lines which will be dry lines until the rest of the system is installed. This should not cause delay in moving forward however a mechanism must be in place to assess costs for the sewer system; i.e., total cost for replacement, cost per foot, who's going to pay and how. The group is working toward a consensus. The new system is 12-24 months out as the system needs to be designed, bid, constructed and financed.

Councilwoman Kahle asked how much it would cost for the Borough to purchase its portion of Fort Monmouth. Borough Administrator Bennett responded that it's difficult to determine as the Army is not interested in selling piecemeal but rather as a whole. If they were able to do an allocation, Oceanport would have about one third of the property which would cost about 11 million dollars which is unaffordable to the Borough.

CLERK'S REPORT:

1. Consent Agenda:

- #2015-104** 1.1 Resolution authorizing the payment of bills.
- #2015-105** 1.2 Resolution appointing Code Enforcement Officer
- #2015-106** 1.3 Resolution appointing Deputy Court Administrator
- #2015-107** 1.4 Resolution amending the 2015 budget to add an item of revenue: Clean Communities Funding
- #2015-108** 1.5 Resolution awarding contract for Engineering Design Services for E. Main Street Streetscape Phase III to Suburban Consulting Engineers
- #2015-109** 1.6 Resolution cancelling taxes for Block 108, Lot 12
- #2015-110** 1.7 Resolution amending the 2015 budget to add an item of revenue: NJEDA Streetscape Grant
- #2015-111** 1.8 Resolution adopting the 2015 JIF Safety and Compliance Program
- #2015-114** 1.9 Resolution appointing Acting Construction Official /Building Inspector Sub-code Official

The Clerk advised that there were 9 items on the consent agenda and asked for a motion which was made by Councilman Patti and seconded by Councilwoman Kahle.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch, and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

- #2015-115** 1.10 Resolution appointing Michael Natale to full-time permanent employment in Public Works Department

The Clerk brought forth a Resolution added from Workshop appointing Michael Natale to fill a full-time permanent position in the Public Works Department. Resolution was read in full. Motion by Councilman Gallo and seconded by Councilwoman Kahle. Councilman Irace called for discussion on the motion.

In accordance with work shop discussion, Councilman Irace would like for the Borough to determine staffing needs going forward and what the costs are for the employees so we can figure out what numbers should be and if we can save some money by outsourcing some of the public works duties. Councilwoman Kahle would like to see a long term plan regarding Public Works and the Police Department staffing as well.

The Clerk called roll:

AYES: Gallo, Irace, Kahle and Patti
NAYES: None
ABSTAIN: Lynch
ABSENT: Paglia

- 2. Approval of the Workshop Meeting Minutes of May 21, 2015
Approval of the Regular Session Minutes of May 21, 2015

The Clerk asked for a motion which was made by Councilwoman Kahle and seconded by Councilman Irace.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

COUNCILMAN GALLO: Councilman Gallo reported on a meeting regarding the 2015 Road Program. Meeting was attended by Mayor Mahon, Borough Administrator, John Bennett, Borough Engineer Bill White, Councilman Paglia via telephone, and Councilman Gallo. The committee came up with a list of roads to be paved in accordance with the budget, including Whitehall Circle and sections of Bradley Avenue, Port au Peck Avenue and Pemberton Avenue. The Road plan includes a list of add/alternates allowing us to take advantage of better pricing if available.

The Mayor added that there are some streets in Sandy affected areas in need of repaving which have been deferred due to ongoing lifts in those areas resulting in disconnect and reconnects of utilities. Sections of Main Street will be paved in accordance with the TRWRA's program for Fort Monmouth due to the location of a Fort Monmouth sewer main. Comanche Drive from Pocano to Monmouth Blvd, may be a likely recipient for grant money as it is a major thorough fair. Paving may be broken into phases and funded over 2 or 3 years.

Councilwoman Kahle asked about sidewalks however, the roads involved in the 2015 program requiring sidewalks already have them so all roads involved are curbs and drainage only. She also asked about sidewalks connecting one side of town to the other. The Mayor responded that this program would include Myrtle Avenue which requires drainage improvements and the section of Port au Peck from Myrtle to Branchport Avenue. The program will come in in layers and radiate from around the school.

Councilman Patti asked about sidewalks on Monmouth Blvd. The Mayor responded that Monmouth Blvd is a County road. Some sidewalks were constructed in accordance with isolated development and the Borough did do the turn outs and handicapped access at the Port au Peck intersections. However, the County doesn't do sidewalks so the Borough would be responsible for the work. It would have to be bid separately and in accordance with County requirements and may be eligible for grant money under the "Safe Route to School" program.

COUNCILMAN IRACE: Last night's scheduled softball game between the Oceanport Fire Department and Oceanport Police Department was rained out. It has not yet been rescheduled but Councilman Irace will report back the new date.

Councilman Irace spoke about a proposal to allow casinos in North Jersey at the Meadowlands and also Jersey City and Newark. The concern is that a percentage of the proceeds come back to the horsemen and Monmouth Park. At the present time, a casino at Monmouth Park is a "no-go." Assemblyman O'Scanon and Senator Beck are also calling for a percentage of the proceeds to be dedicated for horseracing. Councilman Irace will keep us posted.

FINANCE AND ADMINISTRATION: Council President Lynch had no report.

HEALTH AND HUMAN SERVICES: Councilwoman Kahle has no report under Health and Human Services. With regard to consent agenda resolution #2015-107, Item of Revenue, Clean Communities Funding, Councilwoman Kahle reported that the grant amount is \$13,892. She also reported that the Borough will be receiving 36 Dr. Pepper blue recycling bins that will be placed throughout our parks.

COUNCILMAN PATTI: Councilman Patti reported that he has an upcoming meeting with the Recreation Committee. The committee is waiting for Millennium Strategies to begin their cost projections in order for the Rec committee to complete the open space grant application for tennis courts at Community Center.

Mayor Mahon (for Planning & Development) As Councilman Paglia was not in attendance, Mayor Mahon put forth the ordinances and resolutions with regard to planning and development.

#951 2nd Reading and Public Hearing of an Ordinance Providing for a Special Emergency Appropriation for Revaluation Program

Mayor Mahon called for the 2nd Reading and Public Hearing of an ordinance providing for a Special Appropriation for Reevaluation Program. He then asked the clerk to read affidavit of publication on the proposed ordinance by title only. **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY PROVIDING FOR A TOTAL SPECIAL EMERGENCY APPROPRIATION OF \$220,000 COMPRISED OF \$185,000 FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR AND \$35,000 FOR THE PREPARATION OF APPROVED TAX MAPS"** was published on May 28, 2015. The Mayor opened the meeting for public comments on this ordinance only. There being none, the Mayor closed the public hearing on a motion by Councilman Irace and seconded by Councilman Gallo with no objections from Council. Mayor Mahon asked for a motion to adopt this ordinance and advertise in accordance with law. Motion by Councilman Irace was seconded by Councilman Gallo.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

#952 Introduction of Amendment to the Special Events Ordinance to establish a fee for non-municipal events requiring a First Aid or Fire Department presence

Mayor Mahon called for the introduction of an ordinance providing for an amendment to the Special Events Ordinance. He then asked the clerk to read the proposed ordinance by title only. **"AN ORDINANCE AMENDING CHAPTER 326, SPECIAL EVENTS, AND CHAPTER 204, FEES, OF THE CODE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ESTABLISHING A CHARGE TO SPONSORS OF NON-MUNICIPAL SPECIAL EVENTS FOR NECESSARY FIRST AID AND FIRE SERVICES AND SETTING FORTH A FEE FOR SAME."** Mayor Mahon asked for a motion to approve this Ordinance upon first reading and to hold the public hearing of the proposed ordinance at the Council meeting of June 18, 2015 and to advertise same in accordance with the law. Motion by Councilman Irace and seconded by Councilwoman Kahle.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

#953 Introduction of Amendment to the Salary Ordinance

Mayor Mahon called for the introduction of an ordinance providing for an amendment to the Salary Ordinance. He then asked the clerk to read the proposed ordinance by title only. **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING THE SALARY RANGES OF CERTAIN BOROUGH OFFICERS AND BOROUGH EMPLOYEES."** Mayor Mahon asked for a motion to approve this Ordinance upon first reading and to hold the public hearing of the proposed ordinance at the Council meeting of June 18, 2015 and to advertise same in accordance with the law. Motion by Councilman Lynch and seconded by Councilwoman Kahle.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

#2015-112 1.6 Resolution providing for the financing of Special Emergency Appropriation by Issuance of Special Emergency Notes

The Mayor called for a motion to approve a resolution providing for financing for Special Emergency Appropriation by issuance of Special Emergency Notes. Motion by Councilman Patti and seconded by Councilman Gallo.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried

#2015-113 1.6 Resolution awarding a contract for the preparation of updated Tax Maps

The Mayor called for a motion to adopt a Resolution awarding a contract for the preparation of updated tax maps. Motion by Councilman Lynch and seconded by Councilwoman Kahle.

The Clerk called roll:

AYES: Gallo, Irace, Kahle, Lynch and Patti
NAYES: None
ABSTAIN: None
ABSENT: Paglia

The Clerk stated that the motion carried.

Councilman Lynch asked for some background about the Special Meeting of the Planning Board being held on Friday, June 12th on a particular item regarding affordable housing. The Mayor responded that the meeting is about the amended housing plan that must be adopted in accordance with the settlement reached on the case before the court regarding on the fair share housing center and the Borough's Affordable Housing Plan. The Council saw the points of negation and the amended housing plan but the formal approvals go through Planning Board. The Clerk added that the plan has to be adopted into the Master Plan. The Court document requires adoption of the Master Plan Revision by Saturday, June 6th. Additional lengthy discussion regarding rounds 1, 2 and 3 unmet needs took place.

MAYOR MAHON: Mayor Mahon expanded on the Master Plan revision before the Planning Board tomorrow. The majority of the Mayor's report was delivered throughout the regular course of the meeting.

PUBLIC:

Mayor Mahon then opened the meeting to anyone from the public who wished to be heard.

Hugh Sharkey, 39 Algonquin Avenue, wished to enter a couple of items into the official minutes.

1. The appellate court ruled in his favor effectively on May 6th to not deny an appeal he filed. That's actually a win based upon the information he provided the courts.
2. Mr. Sharkey filed a certification with the appellate court. It was a 400 page document of evidence supporting his appeal. Mr. Sharkey attempted to give a copy of a couple of documents to Councilman Patti. Councilman Patti stated that Counsel was present and it was not appropriate and he would not accept the documents. Attorney Scott Arnette stated, "for clarity, that the documents are related to Mr. Sharkey's litigation against the Government Records Council. They need to be served not just on Councilman Patti. And, in fact, it is not appropriate to serve it on a client. They must be served on the attorney for the client and also must serve on the DAG who is prosecuting the appeal." Mr. Sharkey asked if he should send the same documents that have already been served. Mr. Sharkey then took back his documents and asked that Mr. Arnette give them to Councilman Patti. Mr. Sharkey wants to make sure that the Council members are informed. Mr. Arnette told him to rest assured that the Council is informed. Mr. Sharkey said that there is no evidence; no meeting; no executive session.

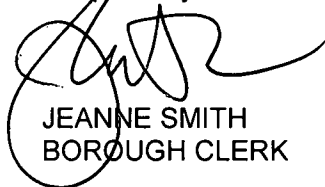
Attorney Arnette stated that the litigation is continuing and that Mr. Sharkey knows from being a council member that when an executive session takes place that information is kept in executive session until such time that the need for keeping it from the public is no longer necessary. Mr. Sharkey's litigation, because of his actions since 2006, continues and is therefore not going to be made public.

Mr. Sharkey says that there is no executive session minutes of the recent actions that have occurred. Attorney Arnette says Mr. Sharkey won't see any. Mr. Sharkey has looked at the Executive session minutes and says there is not even redacted information that any discussions have occurred. A discussion between Mr. Arnette and Mr. Sharkey ensued.

Steve Murphy, 39 Serand Avenue, asked about an update on the Blackberry Bay Ramp. Borough officials responded that completion is expected before July 1. In the meantime the Oceanport Marina has offered it's ramp for launch however the trailers cannot be left there for any length of time.

As there was no further business, the meeting was adjourned at 8:44PM on a motion by Councilwoman Kahle, seconded by Councilman Patti and approved by Council.

Respectfully submitted,



JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR MAY 21, 2015**

**RESOLUTION #2015-104
06-04-15**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated June 4, 2015; and

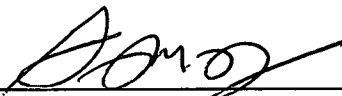
WHEREAS, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of June 4, 2015.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill lists dated June 4, 2015 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

CERTIFICATION OF FUNDS

I, Gregory S. Mayers, Chief Financial Officer, of the Borough of Oceanport, do hereby certify that funds are available for the purpose stated herein.



Gregory Mayers, CFO

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(✓)	()	()	()
Irace	(✓)	()	()	()
Kahle	(✓)	()	()	()
Lynch	(✓)	()	()	()
Paglia	()	()	()	(✓)
Patti	(✓)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-104 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



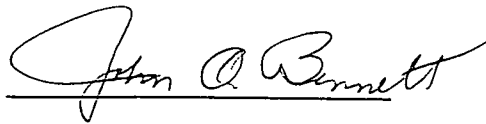
JEANNE SMITH, RMC
BOROUGH CLERK

BOROUGH OF OCEANPORT
BILL LIST

JUNE 4 2015

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 94,011.13 11th Pay
	\$ 98,263.75 12th Pay
2014 EXPENDITURES	
CAPITAL TRUST TOTAL	\$ 14,845.00
DOG REGISTRY TOTAL	\$ 335.60
ESCROW TRUST TOTAL	\$ 6,995.00
OPEN SPACE TRUST TOTAL	\$ 6,885.69
OTHER TRUST TOTAL	\$ 507.80
2014 VOUCHERS PAID	\$ 224,248.33
2014 VOUCHERS PAID THIS MEETING	\$ 4,526.08
TOTAL	\$ 228,774.41
2015 VOUCHERS PAID	\$ 10,090,876.78
2015 VOUCHERS PAID THIS MEETING	\$ 92,258.07
TOTAL	\$ 10,183,134.85

I CERTIFY THAT THE ABOVE ITEMS ARE TRUE AND CORRECT AS PRESENTED
TO THE MAYOR AND COUNCIL FOR PAYMENT


John A. Bennett

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING A CODE ENFORCEMENT OFFICER**

**RESOLUTION #2015-105
06-04-15**

WHEREAS, there is a need to appoint a Code Enforcement Officer to enforce the Borough's Ordinances; and

WHEREAS, Frank Van Brunt meets the qualifications to perform the necessary duties of the position and has expressed his interest in performing such duties.

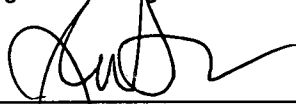
NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Frank Van Brunt is hereby appointed to said position at an annual salary of \$5,000 effective June 1, 2015, and that a certified copy of this resolution be forwarded to both the Chief Financial Officer and the Payroll Department.

Motion: *Patti*

Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-105 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING A DEPUTY COURT ADMINISTRATOR**

**RESOLUTION #2015-106
06-04-15**

WHEREAS, there is a need to appoint a Deputy Court Administrator for the purposes of staffing the Shared Court Administration Office for the Borough of Oceanport and the Borough of Sea Bright; and

WHEREAS an interview process was conducted by a Committee in accordance with the procedures established by the Administrative Offices of the Court and which Committee has recommended James Maribo to fill the position.

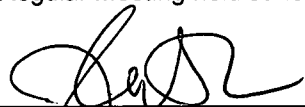
NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that James Maribo is hereby appointed to the position of Deputy Court Administrator effective May 26, 2015 at a compensation in accordance with the Salary Ordinance of the Borough of Oceanport.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to both the Chief Financial Officer and the Payroll Department.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-106 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**Requesting approval of the Director of the Division of Local Government Services
Amending the 2015 Municipal Budget per NJSA 40A:4-87 for
Clean Communities Funding**

**Resolution #2015-107
06-04-15**

WHEREAS, N.J.S.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oceanport hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$13,892.53 which item is now available as a revenue from Clean Communities pursuant to the provisions of statute, and

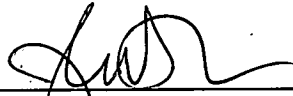
BE IT FURTHER RESOLVED, that a like sum of \$13,892.53 be and the same is hereby appropriated under the caption of Clean Communities, \$13,892.53.

BE IT FURTHER RESOLVED, that the Chief Financial Officer file this resolution electronically with the Director of Local Government Services.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-107 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING CONTRACT FOR PROFESSIONAL SERVICES FOR PLANNING, DESIGN,
ENGINEERING, PERMITTING, GRANT ADMINISTRATION AND CONSTRUCTION
INSPECTION/MONITORING TO SUBURBAN CONSULTING ENGINEERS FOR THE
EAST MAIN STREET STREETScape IMPROVEMENTS PROJECT – PHASE III**

**Resolution #2015-108
06-04-2015**

WHEREAS, there is a need for the Borough to obtain professional services for the planning, design, engineering, permitting, grant administration and construction inspection/monitoring for the East Main Street Streetscape Improvements Phase III Project; and

WHEREAS, the services to be provided are deemed to be "professional services" pursuant to the Local Public Contracts Law (N.J.S.A. 40:A 11-1, et seq.) and

WHEREAS, a Request for Proposals was advertised and seven (7) proposals were received on April 14, 2015 and were evaluated based on criteria established by the NJEDA-CDBG-DR Procurement Standards, Procedures and Forms, and the Borough's Public Contracts Ordinance that included experience, understanding of requirements and costs; and

WHEREAS, the Borough has received a proposal from Suburban Consulting Engineers, Inc., 2517 Highway 35, Building I, Suite 201, Manasquan, NJ 08736 in the amount of Fifty three thousand two hundred fifteen (\$53,215.00) was deemed to include the necessary qualifications and expertise for the performance of the services at the amount listed in the proposal; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport as follows:

1. That the Mayor and Borough Clerk are hereby authorized to enter into a contract with Suburban Consulting Engineers, for professional services for the planning, design, engineering, permitting, grant administration and construction inspection/monitoring for the East Main Street Streetscape Improvements Phase III Project.
2. That the compensation associated with the proposal shall not exceed \$53,215.00
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.
4. That the Borough Clerk shall publish a notice of the award in the LINK News and the resolution and contract shall remain on file in the Borough Clerk's office.

Motion: <i>Patti</i>	Second: <i>Kahle</i>		
ROLL CALL	YES	NO	ABSTAIN ABSENT
Gallo	(✓)	()	() ()
Irace	(✓)	()	() ()
Kahle	(✓)	()	() ()
Lynch	(✓)	()	() ()
Paglia	()	()	() (✓)
Patti	(✓)	()	() ()
Mahon	()	()	() ()

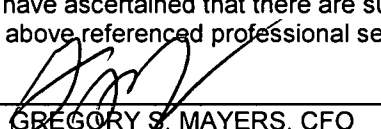
I certify this to be a true copy of Resolution #2015-108 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Gregory S. Mayers, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds not to exceed \$53,215.00 for the above referenced professional services contract.



GREGORY S. MAYERS, CFO

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CANCELLATION OF TAXES
BLOCK 108, LOT 12**

**RESOLUTION #2015-109
06-04-15**

WHEREAS, the Borough of Oceanport purchased Block 108 Lots 11 and 12 from the Charles R. Palumbo on February 27, 2014, and

WHEREAS, taxes for both lots were paid through December 31, 2014 with both lots to be declared exempt effective January 1, 2015; and

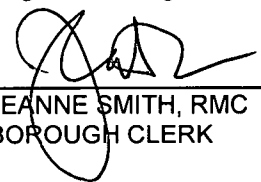
WHEREAS, Lot 11 was effectively designated for exempt status, Lot 12 was not and therefore an amount of \$261.16, representing the amount accrued from January 1, 2015 to present should be deemed uncollectible from the Borough.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Oceanport that we do hereby authorize the cancellation of taxes for the year 2015 as the property is exempt.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(<i>✓</i>)	()	()	()
Irace	(<i>✓</i>)	()	()	()
Kahle	(<i>✓</i>)	()	()	()
Lynch	(<i>✓</i>)	()	()	()
Paglia	()	()	()	(<i>✓</i>)
Patti	(<i>✓</i>)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-109 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**Requesting approval of the Director of the Division of Local Government Services
Amending the 2015 Municipal Budget per NJSA 40A:4-87 for
U.S. Department of Housing and Urban Development, Office of Community Planning and
Urban Development, Borough of Oceanport Streetscape**

**Resolution #2015-110
06-04-15**

WHEREAS, N.J.S.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Oceanport hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$390,000.00 which item is now available as a revenue from U.S. Department of Housing and Urban Development, Office of Community Planning and Urban Development, Borough of Oceanport Streetscape pursuant to the provisions of statute, and

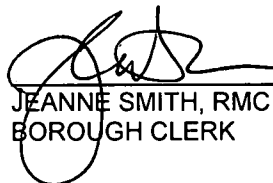
BE IT FURTHER RESOLVED, that a like sum of \$390,000.00 be and the same is hereby appropriated under the caption of U.S. Department of Housing and Urban Development, Office of Community Planning and Urban Development, Borough of Oceanport Streetscape, \$390,000.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer file this resolution electronically with the Director of Local Government Services.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-110 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015


JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ACCEPTING AND ADOPTING THE MONMOUTH COUNTY MUNICIPAL JOINT
INSURANCE FUND'S 2015 SAFETY AND COMPLIANCE PROGRAM**

**Resolution #2015-111
06-04-2015**

WHEREAS, the Borough of Oceanport is a member of the Monmouth County Joint Insurance Fund (MONMOUTH JIF); and

WHEREAS, it is the policy of the MONMOUTH JIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and

WHEREAS, the MONMOUTH JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

WHEREAS, the MONMOUTH JIF endeavors to ensure that all of their members are in compliance with applicable safety and health requirements; and

WHEREAS, the MONMOUTH JIF's Safety Committee is made up of volunteers representing many of the Fund's Municipalities, along with the professionals employed by the Fund; and

WHEREAS, over the past year, the MONMOUTH JIF's Safety Committee has worked hard to develop new Safety and Compliance Program like none other in the State that will better represent the members of the Fund's needs; and

WHEREAS, the Program will assist all the MONMOUTH JIF's members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

WHEREAS, the MONMOUTH JIF has adopted the 2015 SAFETY AND COMPLIANCE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

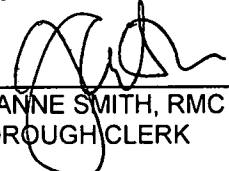
WHEREAS, the Administrator of the Borough of Oceanport has reviewed the SAFETY AND COMPLIANCE PROGRAM and has recommended its adoption by the Governing Body.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that the Monmouth County Municipal Joint Insurance Fund SAFETY AND COMPLIANCE PROGRAM be adopted by the Borough of Oceanport.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-111 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
PROVIDING FOR THE FINANCING OF A SPECIAL EMERGENCY
APPROPRIATION OF THE BOROUGH OF OCEANPORT, IN THE COUNTY
OF MONMOUTH, NEW JERSEY BY THE ISSUANCE OF SPECIAL
EMERGENCY NOTES OF THE BOROUGH**

**Resolution #2015-112
06-04-15**

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF OCEANPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) as follows:

SECTION 1. The Borough of Oceanport, in the County of Monmouth, New Jersey (the "Borough") has heretofore finally adopted, on June 4, 2015, an ordinance entitled: "**AN ORDINANCE OF THE BOROUGH OF OCEANPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR A TOTAL SPECIAL EMERGENCY APPROPRIATION OF \$220,000 COMPRISED OF \$185,000 FOR THE PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR AND \$35,000 FOR THE PREPARATION OF APPROVED TAX MAPS**" (the "Ordinance"), for the purpose of appropriating the sum of \$220,000 as a special emergency appropriation pursuant to N.J.S.A. 40A:4-53(d).

SECTION 2. The Borough hereby determines to finance the special emergency appropriation referred to in Section 1 herein by the issuance of Special Emergency Notes of the Borough, which may be renewed from time to time, as provided by law. Special Emergency Notes of the Borough are hereby authorized to be issued in the principal amount of \$220,000 pursuant to the Local Budget Law. At least 1/5 of all such Special Emergency Notes, and the renewals thereof, shall mature and be paid in each year, so that all such Special Emergency Notes shall have matured and have been paid not later than the last day of the fifth year following the date of adoption of this resolution.

SECTION 3. All Special Emergency Notes issued hereunder shall mature at such times as may be determined by the chief financial officer, subject to the limitations set forth in Section 2 hereof. The chief financial officer shall determine all matters in connection with Special Emergency Notes issued pursuant to this resolution, and the chief financial officer's signature upon the Special Emergency Notes shall be conclusive evidence as to all such determinations. All Special Emergency Notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:4-55(b). The chief financial officer is hereby authorized to sell part or all of the Special Emergency Notes from time to time, at no less than par and accrued interest, 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 Special Emergency Notes pursuant to this resolution is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Special Emergency Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

SECTION 4. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the Special Emergency Notes authorized by the Ordinance and hereunder. The Special Emergency Notes shall be direct, unlimited obligations of the Borough. The powers and obligations of the Borough to pay any Special Emergency Note issued pursuant to this resolution and the Local Budget Law shall be unlimited and the

Borough shall have the power and be obligated to levy ad valorem taxes upon all taxable property within the Borough for the payment of such Special Emergency Notes and interest thereon, without limitation of rate or amount.

SECTION 5. All Special Emergency Notes issued pursuant to this resolution shall be executed by the Chief Financial Officer and the Mayor of the Borough, and shall be under the seal of the Borough and attested by the Borough Clerk. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the Special Emergency Notes.

SECTION 6. The Borough reasonably expects to commence the purposes described in the ordinance referred to in Section 1 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of Special Emergency Notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the Special Emergency Notes authorized in Section 2 hereof.

SECTION 7. A copy of this resolution as adopted shall be filed with the Director of Local Government Services in the Department of Community Affairs, State of New Jersey.

SECTION 8. This resolution shall take effect immediately.

Motion: *Patti* Second: *Gallo*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-112 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING CONTRACT FOR PROFESSIONAL SERVICES TO MASER CONSULTING FOR THE
BOROUGH TAX MAP UPDATING PROJECT**

**Resolution #2015-113
06-04-2015**

WHEREAS, there is a need for the Borough to obtain engineering services for the preparation of updated Tax Maps as required by the State of New Jersey Department of Treasury, Division of Taxation; and

WHEREAS, the services to be provided are deemed to be "professional services" pursuant to the Local Public Contracts Law (N.J.S.A. 40:A 11-1, et seq.) and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a Contract for "professional services" without public advertising for bids, provided that the Resolution authorizing the Contract and the Contract itself, are available for public inspection in the Office of the Borough Clerk and that notice of the awarding of the Contract is published in a newspaper of general circulation in the Municipality; and

WHEREAS; the Borough solicited three (3) proposals for performance of said work from each of the Borough's Special Project Engineers; and

WHEREAS, the Borough has received a proposal from CME Associates in the amount of Fifty four thousand three hundred ninety five dollars (\$54,395.00), a proposal from Maser Consulting in the amount of Twenty seven thousand eight hundred dollars (\$27,800.00) and a proposal from T&M Associates in the amount of Fifty one thousand six hundred dollars (\$51,600.00); and

WHEREAS, having considered the matter, the Borough now wishes to authorize the Borough Engineer, Maser Consulting, PA to perform the engineering services for the preparation of updated Tax Maps.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport as follows:

1. That the Borough of Oceanport has awarded a Professional Service Contract to Maser Consulting for the purpose of Borough Engineer for 2015 and the work performed will be consistent with their existing contract and a proposal for the preparation of updated Tax Maps dated January 23, 2015.
2. That the compensation associated with the proposal shall not exceed \$27,800.00
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

Motion:

Lynch

Second:

Kahle

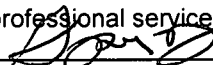
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(✓)	()	()	()
Irace	(✓)	()	()	()
Kahle	(✓)	()	()	()
Lynch	(✓)	()	()	()
Paglia	()	()	()	(✓)
Patti	(✓)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-113 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015


JEANNE SMITH, RMC
BOROUGH CLERK

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Gregory S. Mayers, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient funds in the 2015 Budget not to exceed \$27,800.00 for the above referenced professional services contract.


GREGORY S. MAYERS, CFO

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING AN ACTING CONSTRUCTION OFFICIAL AND
ACTING BUILDING INSPECTOR/BUILDING SUB-CODE OFFICIAL**

**RESOLUTION #2015-114
06-04-15**

WHEREAS, there is a need to appoint a Construction Official and a Building Inspector/Building Sub-code Official as required by State Statute; and

WHEREAS, Django Wiegers has the required certifications from the State of New Jersey to hold these positions.

WHEREAS, the Borough Administrator has recommended that Django Wiegers be appointed as Acting Construction Official and Acting Building Inspector / Building Sub-code Official; and

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Django Wiegers be appointed as Acting Construction Official and as Acting Building Inspector/Building Sub-code Official for a period not to exceed 60 days in accordance with N.J.A.C. 5:23-4.4(a)6.

BE IT FURTHER RESOLVED that compensation for Acting Construction Official be based on an annual salary of \$17,000.00 and compensation for Acting Building Inspector/Building Sub-code Official be based on an annual salary of \$8,000.00.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the Department of Community Affairs.

Motion: *Patti* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(☒)	()	()	()
Irace	(☒)	()	()	()
Kahle	(☒)	()	()	()
Lynch	(☒)	()	()	()
Paglia	()	()	()	(☒)
Patti	(☒)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-114 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE FILLING OF A VACANCY IN THE PUBLIC WORKS DEPARTMENT**

**RESOLUTION #2015-115
06-04-15**

WHEREAS, there is a need to fill a vacancy in the Public Works Department; and

WHEREAS, the Borough Administrator has recommended that Michael Natale be moved from seasonal status to permanent status to fill said position.

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Michael Natale is hereby appointed Laborer for the Public Works Department at an annual salary in accordance with the salary ordinance and that a certified copy of this resolution be forwarded to both the Chief Financial Officer and the Payroll Department.

Motion: *Gallo* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Gallo	(✓)	()	()	()
Irace	(✓)	()	()	()
Kahle	(✓)	()	()	()
Lynch	()	()	(✓)	()
Paglia	()	()	()	(✓)
Patti	(✓)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2015-115 approved by the Oceanport Borough Council at the Regular Meeting held June 4, 2015



JEANNE SMITH, RMC
BOROUGH CLERK