

REGULAR MEETING

Oceanport, New Jersey
May 16, 1991

- REGULAR MEETING:** The regular meeting of the Oceanport Mayor and Council was called to order on May 16, 1991 at 8:08 P.M.
- MEMBERS PRESENT:** Councilpersons McGee, Terra, Filippone, Miller, Rodman, Wolfe and Mayor Cavanagh.
- OFFICIALS PRESENT:** Borough Clerk, Patricia L. Varca and Borough Attorney, Francis A. Margalotti.
- PLEDGE OF ALLEGIANCE:** Mayor Cavanagh led the audience and members of the Council in the flag salute.

As copies of the minutes from the Regular Meetings held on April 18 and May 2, 1991 had been made available for review by the Governing Body, Councilman Rodman moved to waive the reading of same and approve the minutes as presented by the Borough Clerk. It was seconded by Councilman Wolfe and unanimously approved by Council.

CLERK'S REPORTS:

1. Raffle license application made by the Legal Aid Society of Monmouth County, to be held on June 29, 1991, 50/50 cash raffle.

The Clerk reported all paperwork was found to be in order and the required fee had been paid, after which Councilman Miller moved to approve said raffle application. It was seconded by Councilman Wolfe and unanimously approved by Council.

2. Taxi license application made by Walter J. Welle t/a SHORE CAB.

The Clerk reported that the required fee had been paid and the vehicle had been inspected and approved by the Police Department, after which Councilman Wolfe moved to approve said taxi application. It was seconded by Councilman Miller and unanimously approved by Council.

COMMITTEES:

COUNCILMAN MCGEE: Councilman McGee congratulated the 8th Grade Student Council and thought they did an excellent job.

Councilman McGee reported under Buildings & Grounds, Councilman Miller and he have been working together to address several problems related to air conditioning in the Borough Hall and the roof on the Borough Garage and he felt they were getting close to a solution and should have everything finalized shortly.

Councilman McGee thanked Marilyn Nester for her comments at our work shop meeting on Monday evening relative to cats and licensing and he found it very informative and he looks forward to further discussions and hoped we can make this become a reality although he understands there are problems but felt we are heading in the right direction.

COUNCILMAN TERRA: Councilman Terra commented on the Oceanport Fire Department and he read a letter from Brigadier General Alfred Mallette who is the Commanding General at Fort Monmouth expressing his appreciation to the Fire Department for their help in organizing a breakfast benefit on April 7, 1991 for the soldiers at Fort Monmouth. Councilman Terra stated that the Army really does have a special place in their heart for the Oceanport Fire Department, not only because Oceanport Hook & Ladder House allowed the fundraiser to be held there, but because every home coming of troops from the Persian Gulf, taking place at Fort Monmouth, the Oceanport Fire Department has participated, whether it be 6 or 600 and no other fire department in the area can say that and we have been to every home coming and expect to continue until the last soldier is home.

Councilman Terra stated that the military in appreciation for the firemen's efforts, are allowing the 513th Military Intelligence Group to march in our Memorial Day Parade and we expect upwards of 60 Persian Gulf veterans marching in our parade and he encouraged everyone to come out and visit with the troops after the parade. He also extended an open invitation to any Oceanport resident who is a veteran of all services to march in the parade and there will be a special section up front for all veterans to march.

Councilman Terra informed the public that the parade will be on Monday, May 27, 1991 and we will be forming up at Blackberry Bay Park and the parade should be starting at 10:30 a.m. sharp and we are anticipating a march of about thirty minutes ending at the Borough Hall where there will be a service and after the service, refreshments will be available at the firehouse on Myrtle Avenue and there will be festivities and the annual soccer sign up and the Garden Club will conduct their plant sale as well as other activities. Councilman Terra reported there will be a shuttle service for those individuals taking place in the baseball games beginning at 12:30 and this will be done by the fire trucks every 15 minutes.

ORD.# Councilman Terra called for the second reading and public hearing on
612 an amendment to the Storer Cable ordinance and asked the Clerk to read the Affidavit of Publication and the proposed ordinance by title only as follows: **AN ORDINANCE TO AMEND AN ORDINANCE GRANTING NON-EXCLUSIVE RENEWAL OF MUNICIPAL CONSENT TO STORER CABLE COMMUNICATIONS OF MONMOUTH COUNTY, INC. d/b/a STORER CABLE COMMUNICATIONS, IT SUCCESSORS AND ASSIGNS, TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE BOROUGH OF OCEANPORT, NEW JERSEY PASSED AND APPROVED ON APRIL 4, 1991.**

Mayor Cavanagh explained what we are doing with this ordinance is simply eliminating certain portions of the language which the Council has agreed because they appear to be either repetitive or pre-empted by federal law and thereby secure acceptance from Storer and we will retain within our ordinance a five year term that we originally announced as well as the community relations committee to have some input throughout the year with Storer and the community.

Mayor Cavanagh opened the meeting to the public for any comments on this subject only.

As no one from the public wished to be heard, Councilman Terra moved to close the public hearing. It was seconded by Councilwoman Filippone and unanimously approved by Council.

Councilman Terra then moved to adopt this ordinance on second and final reading and to advertise same in accordance with law. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Filippone, Miller,
Rodman and Wolfe.
NAYS: NONE.
ABSENT: NONE.
ABSTAIN: NONE.

Councilman Terra then called for the second reading and public hearing on the 1991 salary ordinance and asked the Clerk to read the Affidavit of Publication and the proposed ordinance by title only: **AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO FIX AND DETERMINE THE SALARIES OF CERTAIN BOROUGH OFFICIALS" PASSED AND APPROVED ON MARCH 16, 1939.** ORD. # 613

Mayor Cavanagh opened the meeting to the public for any comments on this subject only.

As no one from the public wished to be heard, Councilman Terra moved to close the public hearing. It was seconded by Councilwoman Filippone and unanimously approved by Council.

Councilman Terra moved to approve this ordinance on second and final reading and to advertise same in accordance with law. It was seconded by Councilwoman Filippone.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Filippone, Miller,
Rodman and Wolfe.
NAYS: NONE.
ABSENT: NONE.
ABSTAIN: NONE.

Councilman Terra thanked Diane Super who has been so helpful not only with the tonnage grant report and the recycling reports, but also on the Directory.

COUNCILWOMAN FILIPPONE: Councilwoman Filippone commented that she felt everyone on the Council agreed with Councilman Terra's remarks and was pleased Diane Super was in the audience tonight to hear their comments and stated that the Council appreciates her efforts.

Councilwoman Filippone reported that the Oceanport First Aid Squad will be conducting a blood drive on Monday, May 20, 1991 from 6-9 PM at the First Aid Squad Building and we really are in desperate need for blood and we also have a sick baby who is six weeks old and in need of blood as well. She also commented that we need blood on a general basis, since at the last drive we collected 10 pints and have given out 20, so we do need people to come out and donate blood.

Councilwoman Filippone also reported that the Oceanport First Aid Squad received a very fine commendation from Fort Monmouth as well as the Fire Company and they received it for exemplary support provided to Fort Monmouth through the entire calendar year of 1990 and they do deserve the accolades because they are a very dedicated group of people.

Councilwoman Filippone commented that the Squad realizes that they are not usually the first people on the scene of an accident or emergency and what the First Aid Squad is going to do is conduct a CPR course for Oceanport Residents who are over 18 years of age and they will be advertising this course shortly and it will be done on July 25 from 6-10 PM and when it is finished, you will be certified, but more importantly, you will be able to save someone's life some day. She reported the fee will be \$6.00 which covers the cost of the certification and Suzanne Burns will be handling this and she may be contacted at 542-6061.

Councilwoman Filippone advised that she has received the report for the Squad for April and there were 9 emergencies, 3 fires, 1 mutual aid and 3 others which included help with the Health Screening and 2 motor vehicle accidents for a total of 18 calls and 150 man and woman hours.

Councilwoman Filippone reminded the residents of the town that rabies and lyme disease are very threatening and more so at this time of the year because children are out doors most of the time and children should be told not to go near strange animals of any kind. She spoke with Lester Jargowsky yesterday, who is the Director of the Monmouth County Board of Health and we were discussing the licensing of cats and he stated that in the Fall everyone was against the licensing of cats and now all of sudden, because of the rabies scare, there is now very little opposition to this program. She also stated that every county touching Monmouth County now has had a rabies incident and there are 11 rabies cases in the State of New Jersey and every one of those cases is a cat, not one dog, and she is sure we will be hearing more about the cat licensing program in the near future.

Mayor Cavanagh read a story in the Ledger this morning about a rabid raccoon in Middlesex which is very close to us and Middlesex has had a number of rabid raccoons reports.

Councilwoman Filippone urged all residents to make sure their garbage cans are tightly covered because the raccoons only come around where there is food available and also people should not be feeding the squirrels because there is food on the ground and it encourages the animals to come into your backyard.

Councilwoman Filippone stated this will be the first year she will not be present at the Memorial Day Parade because she will be out of town, but she wished Councilman Terra good luck.

COUNCILMAN MILLER: Councilman Miller offered his congratulations to the 8th Grade Student Government and they did a great job this evening.

Councilman Miller commented that Rumson is considering an ordinance for inoculation of all cats against rabies, but not requiring licensing.

Councilman Miller stated that through Councilman McGee's efforts, Donna Clark has come up with a list of all 1990 repairs that were made which will help us put together next year's budget and be able to look back at what types of repairs were made in each of the buildings and he thanked Councilman McGee for that idea.

Councilman Miller reported we held a Water Watch Committee meeting on Tuesday and out of that meeting, a clean up of some shoreline areas of the Shrewsbury River will take place June 8, 1991 from 1-5 PM and it is being coordinated by Sol Clark, Cub Scout Leader and Richard Parker, Boy Scout Leader and Andrew Snedeker and Brian Valentino, Eagle Scouts and

there will be a table at the firehouse on Memorial Day for sign ups of other interested volunteers and we will also have our Litterbug in the Memorial Day Parade with signs advertising the clean up program.

Councilman Miller also advised that Annie DiDominico who is a Brownie Scout Leader and a member of our Committee has begun a fish stenciling program on storm drains and did about a third of the town last weekend.

Councilman Miller reported under water quality the results of last Saturday's testing of non point source pollution showed that the dissolved oxygen was low to below average; most areas had high phosphates and has something to do possibly from run off of fertilizers and 9 out of 10 sites had positive coliform; most sites were found to be very acidic and one was as low as a ph of 4 which relates to 1/10th the acidity of vinegar which is not very good. He continued that the racetrack has begun flushing out their storm drains which empty into portions of the upper Branchport Creek and the first session was done by the track and the second was done by the County and the County reports just show that those storm drains, even after the winter months, the residuals showed numbers as high as 8,000 colonies and one site had 1,700 and 900 was the lowest. He reported he has received a call from Mr. Mateyak who is the Coordinator of Water Pollution and he has numbers from yesterday's analysis and hopefully they will be much lower and our goal is to get them down to the point where they are below 200 so that we have a benchmark from where to start in order to see what happens as the summer arrives, if there will be higher numbers.

Councilman Miller reported that the Water Watch Committee held elections and he is still the Chairman, Robert Kelly is the Corresponding Secretary, Connie Savarese is the Recording Secretary. He also commented that we have 6 - 8 teenagers on the Committee and 1 Jr. High student and he wanted to get them involved and give them some responsibility. He continued that Brian Valentino and Brian Cavanagh are going to be his Assistant Vice Chairmen and their job, if he cannot be at the meeting, will be to follow an agenda which will be available to them to follow and to kind of pick up the slack whenever he needs assistance and he thanked them for volunteering.

Councilman Miller advised that the Water Watch Committee will be handing out information about recycling and pump outs to both Pleasure Bay Marina and Oceanport Landing Marina and he commented that the Oceanport Landing Marina seems to have a very good operation as far as recycling is concerned, but we will be giving them some more ideas. He also commented that Mr. Keith Seeley has been very cooperative in this area and a member of the Water Watch Committee, Mr. Caruso, will be speaking with Mr. Remaley at Pleasure Bay Marina about helping us hand out flyers and about recycling.

Councilman Miller stated under Waterways, our Litterbug will be ready to go in the water on June 8 and it will be put in the water by Oceanport Landing at no charge and he will keep it there until we can get it around to either Councilwoman Filippone's dock or Councilman Terra's dock.

Councilman Miller announced that Bill Sullivan, Chairman of the Shade Tree Committee is working closely with a group that wants to memorialize Felix Foggia and a tree will be planted at Old Wharf Park in his memory and also a member of the Garden Club who just passed away, Maryann Swiess, will have a holly tree planted in Blackberry Bay Park in her memory.

Councilman Miller shared a letter written by a 2nd or 3rd grader from Wolfhill School about the Arbor Day project, where each child was given a small river birch sapling to plant in their yard and it was well received and this is the third year we have done this project.

Councilman Miller reminded everyone that Recreation will have an envelope in the Bulletin for fireworks donations and we have \$850 to date and urged everyone to give again this year to keep this worthy cause to have our Summer's End fireworks.

COUNCILMAN RODMAN: Councilman Rodman asked the Clerk to read resolution R-91-38 regarding the 1991-92 Shore Regional High School budget, after which he moved to approve same. It was seconded by Councilman McGee and approved by Council with the exception of Councilman Miller who abstained from voting since he is an employee of Shore Regional High School.

Councilman Rodman commented that this is the result of a meeting on May 6 that he and the Mayor attended at Shore Regional High School along with other representatives of the other 3 sending districts to deal with the budget that was defeated in 3 of the 4 towns, with Oceanport being the only town to adopt the budget. He continued that the agreement that was reached by those representatives and was agreed to by the Board of Education was a cut of \$250,000 in their current expense levy and what it really means is that the Board of Education is going to apply approximately \$200,000 additional from their free reserve and it was understood that they will probably be cutting \$50,000 from capital projects that they had undertaken under the current expense levy portion of their budget. He continued that it was felt through the negotiation process that this was the fairest way to deal with the budget and he does not feel that the educational quality at Shore Regional will be hurt at all and he thinks that this feeling is borne out by the fact that the Board of Education agreed to this situation as well.

Mayor Cavanagh commented that the \$250,000 reduction in the Shore Regional High School budget will mean approximately .1 and 1/2 cents additional reduction to the residents of Oceanport, since in the original budget we came in flat and the Shore Regional 1991-92 will therefore result in a 1 and 1/2 cent reduction to us and it is different in each town.

COUNCILMAN WOLFE: Councilman Wolfe announced that the annual Borough wide street sweeping program will be taking place beginning Monday, May 20 and run the better part of that entire week and he asked all residents to keep any vehicles off the streets and any debris that they may be placing at the curb for garbage collection, out of the street until the sweeper is through.

Councilman Wolfe commented on some calls he has been receiving regarding the up coming mosquito season from concerned residents where there is standing water and he placed a call to the Monmouth County Mosquito Commission in Freehold and spoke with Marty Chomsky who is the Director and the following day John Connor of the Commission met with him and went around to the various locations where complaints were made and agreed to take care of the areas. Councilman Wolfe stated that he also went over several small channels and ditches that need to be cleaned out and Mr. Connor was going to recommend that these channels running along Cayuga next to Blackberry Bay Park and down the paper streets of Ithaca and Genesee Avenues be cleaned up by the Commission so that the water does not become stagnant at these locations. He offered his thanks to both Mr. Chomsky and Mr. Connor for the expedient manner in which they responded to his telephone call.

Councilman Wolfe offered his thanks to Mike Giordano and his Public Works Department crew for the very nice job they did with the plantings around Borough Hall this week and commented that Mike takes a great deal of pride in the plantings and handles the planting himself.

Councilman Wolfe also thanked the Oceanport Garden Club and this past week he received a call from one of the members of the Club requesting help in removing some of the dead junipers at the triangle located at Monmouth Blvd. and Shrewsbury Ave. prior to doing their annual planting and he contacted Mr. Sal Lagrotteria who was there the very next day with a backhoe and a truck to pull the dead junipers out and he thanked Sal Lagrotteria for his continuing contributions to the Borough and his expediency in this matter. He offered his thanks to both Sal Lagrotteria and to the members of the Garden Club for all their efforts in making the Borough look nice with their plantings.

Councilman Wolfe also wanted to thank Diana Super who is with us tonight and Patti Varca and commented that they do the work of a staff of ten probably do in most towns and Diane and Patti are the first people that any residents or visitors meet when they enter Borough Hall and they carry a very cheerful and pleasant attitude when discussing details with anyone from the public and some times people are rather irate and they keep their cool and handle themselves in a very professional manner.

MAYOR CAVANAGH: Mayor Cavanagh welcomed Charlie Caparn back from Florida.

Mayor Cavanagh stated that anyone who was present earlier enjoyed the presentation of the 8th Grade Student Government and this group did an excellent job. Mayor Cavanagh commented that he and Councilwoman Filippone were the only two members of the Council who were here when we first started this program and it has really caught on and people really enjoy it and the students enjoy it and get a chance to tell everyone how they feel about items of interest to them. He continued that as Councilman Miller reported tonight he is integrating youth into his Water Watch Committee which is important and the Arbor Day program which involves even younger children and the point of this is that we have always tried to make a concerted effort to let the younger people of this town begin to play a roll and understand that they have a function. Mayor Cavanagh stated we have to educate our youth and teach them that it is their environment and he is always happy when we receive a good response back.

Mayor Cavanagh reported that at the last meeting of the Two River Council of Mayors we spoke about a variety of items and the infrastructure that Councilman Miller had requested we speak about will be on the formal agenda at the next meeting and he will accompany the Mayor to the meeting and discuss the potential problems that we might anticipate. He stated at the meeting they also discussed a joint auction between the other towns and try to hold a community type auction and see how we do and they are still trying to figure a legal way to make purchases at the Price Club, since all of us agree that all of the supplies that we need are cheaper there and we are trying to figure out why the State will not allow us to utilize the cheapest method to purchase supplies, which would save the tax payers money and there should be some way to work this out to everyone's satisfaction.

Mayor Cavanagh then opened the meeting to the public for any comments anyone might wish to make.

PETITIONS FROM THE PUBLIC:

Mr. Charles Caparn, 34 Wardell Circle commented he is the only taxpayer in the audience this evening and is generally here by himself and he is usually reluctant to get up and the reason that he is alone is when he speaks to people around town as to why they don't attend the meetings they say it makes no difference. He stated that last Saturday he and his wife took a walk over the Pleasure Bay Bridge and the water was filthy with large pieces of debris and the water was brown.

Councilman Miller commented that Mr. Caparn was correct and on Saturday the river was experiencing an algae bloom, which is caused by phosphates, which was indicated by his recent testing which showed the phosphate levels to be rather high in most of the 10 locations they are testing.

Mr. Caparn stated he has been here many times in the past and has also spoken privately to many of the Council members advising them of the grass clippings that are left at the curb with other debris that gets washed into the storm drains and into the river. He stated that there are many conditions in the town that no one is taking the time to address and he tries to advise the Council after the meetings, because he likes Oceanport. Mr. Caparn stated he was not here to offend anyone and realizes that everyone has full time jobs.

Councilman Terra stated he appreciated what Mr. Caparn stated and wanted him to understand that as far as the river condition is concerned, we have been actively involved from years back with the Mayor and Councilwoman Filippone making everyone aware of the problems to the organization of the Water Watch Committee which Councilman Miller is in charge of and with his water sampling program and getting more people involved, he knows that no other community on the Shrewsbury River is doing anything close to what we are doing. He wanted Mr. Caparn to realize that this Borough Council is not sitting idly by, but we are taking a very active and affirmative to try and solve the problem.

Councilman Miller also advised that he with the assistance of Councilman Wolfe and the Public Works Department will be cleaning up the small beach area near the river off of Nicholson Place which is filled with old docks and other debris washed up from the river and he also enlisted some help from some of the neighborhood boys in the area who seemed eager to help clean up this site.

As no one else wanted to be heard from the public Mayor Cavanagh closed the public portion of the meeting.

Councilman Wolfe moved to approve the bills as listed on the Voucher Register dated May 16, 1991. It was seconded by Councilwoman Filippone and unanimously approved by Council. TOTAL 1990 VOUCHERS PAID THIS MEETING \$6,588.78. TOTAL 1991 VOUCHERS \$44,979.08. TOTAL 1991 VOUCHERS PAID THIS MEETING \$50,611.23. TOTAL 1991 OPERATING FUND \$95,590.31. TOTAL PUBLIC ASSISTANCE TRUST ACCOUNT \$140.00. TOTAL TRUST ACCOUNT \$10,276.36. TOTAL CAPITAL ACCOUNT \$2,300.00. TOTAL GENERAL LEDGER SHORE REGIONAL HIGH SCHOOL \$147,392.50. TOTAL GENERAL LEDGER MIDDLE DEPARTMENT INSPECTION AGENCY \$131.00. TOTAL GENERAL LEDGER REFUND C.O. FEE \$25.00. TOTAL GENERAL LEDGER DWI \$134.00. (SEE VOUCHER REGISTER)

At 8:59 P.M. Councilwoman Filippone moved to adjourn the meeting until the next regular meeting scheduled to be held on June 6, 1991 at 8:00 P.M. It was seconded by Councilman Miller and unanimously approved by Council.

Respectfully submitted,

Patricia L. Varca

PATRICIA L. VARCA
BOROUGH CLERK