

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
May 7, 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:
 - #2015-082 1.1 Resolution authorizing the payment of bills.
 - #2015-083 1.2 Resolution recognizing participation in the DOD 1033 Program
 - #2015-084 1.3 Resolution authorizing use of athletic facilities
 - #2015-085 1.4 Resolution authorizing redemption of Tax Sale Certificate #14-00011
 - #2015-086 1.5 Resolution authorizing redemption of Tax Sale Certificate #14-00009
 - #2015-087 1.6 Resolution authorizing redemption of Tax Sale Certificate #14-00025
 - #2015-088 1.7 Resolution authorizing redemption of Tax Sale Certificate #14-00008
 - #2015-089 1.8 Resolution authorizing redemption of Tax Sale Certificate #11-00012
 - #2015-090 1.9 Resolution authorizing participation in the CJHIF for dental benefits
 - #2015-091 1.10 Resolution appointing CJHIF Fund Commissioners
 - #2015-092 1.11 Resolution adopting Monmouth JIF 2015 Safety & Compliance Program
 - #2015-093 1.12 Resolution authorizing an Agreement with 4Connections, LLC for Use of the Public Right of Way
 - 2. Minutes
 - Approval of Fire Department Membership Application for Anthony Veltri, Jr.
 - Approval of the Workshop Minutes of April 16, 2015
 - Approval of the Regular Meeting Minutes of April 16, 2015
 - Approval of the Executive Session Minutes of April 16, 2015
- **PUBLIC HEARING ON THE AMENDMENT TO THE 2015 MUNICIPAL BUDGET**
 - #2015-094 Resolution Adopting the 2015 Municipal Budget
 - #2015-095 Resolution Amending the 2015 Capital Budget
- **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
- #949 1. 2nd Reading and Public Hearing of an Ordinance for Licensing of Food Handlers and Mobile Food Vendors
- #950 2. Introduction of a Bond Ordinance for Capital Improvements
 - Parks & Recreation, Councilman Patti, Chair
- **MAYOR MAHON'S REPORT:**
 - Resolution #2015-096 Authorizing the Governing Body to enter into Executive Session
 - Litigation/Potential Litigation – N.J.S.A. 10:4-12(b)(7)
 - Fair Share Plan Challenge

Petitions from the public.

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
May 7, 2015

The Regular Meeting of the Oceanport Mayor and Council was called to order on May 7, 2015 at 7:44 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, Paglia, Patti and Mayor Mahon

MEMBERS ABSENT: Council President Lynch and Councilwoman Kahle

OFFICIALS PRESENT: Borough Clerk, Jeanne Smith, Borough Attorney, Scott Arnette,

ADMINISTRATOR'S REPORT: Borough Administrator, John Bennett's report was reviewed during workshop. He did mention a resolution added to tonight's agenda authorizing the Borough Administrator to hire filling staffing vacancies. He will report back on this at the June meeting.

CLERK'S REPORT:

1. Consent Agenda:

- | | | |
|-----------|------|---|
| #2015-082 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-083 | 1.2 | Resolution recognizing participation in the DOD 1033 Program |
| #2015-084 | 1.3 | Resolution authorizing the use of athletic facilities |
| #2015-085 | 1.4 | Resolution authorizing redemption of Tax Sale Certificate #14-00011 |
| #2015-086 | 1.5 | Resolution authorizing redemption of Tax Sale Certificate #14-00009 |
| #2015-087 | 1.6 | Resolution authorizing redemption of Tax Sale Certificate #14-00025 |
| #2015-088 | 1.7 | Resolution authorizing redemption of Tax Sale Certificate #14-00008 |
| #2015-089 | 1.8 | Resolution authorizing redemption of Tax Sale Certificate #11-00012 |
| #2015-090 | 1.9 | Resolution authorizing participation in the CJHIF for dental benefits |
| #2015-091 | 1.10 | Resolution appointing CJHIF Fund Commissioners |
| #2015-092 | 1.11 | Resolution adopting Monmouth JIF 2015 Safety & Compliance Program |
| #2015-093 | 1.12 | Resolution authorizing an Agreement with 4Connections, LLC for Use of the Public Right of Way |
| #2015-096 | 1.13 | Resolution authorizing the Borough Administrator to hire filling staffing vacancies |
| #2015-097 | 1.14 | Resolution appointing a COAH Council |
| | 1.15 | Approval of Fire Department Application for Anthony Veltri, Jr. |

The Clerk advised that there were 13 items on the consent agenda, described 2 resolutions added from Workshop and asked for a motion which was made by Councilman Irace and seconded by Councilwoman Paglia.

The Clerk called roll:

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

The Clerk stated that the motion carried.

2. Approval of the Workshop Meeting Minutes of April 16, 2015
Approval of the Regular Session Minutes of April 16, 2015
Approval of the Executive Session Minutes of April 16, 2015

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

The Clerk called roll:

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

The Clerk stated that the motion carried.

PUBLIC HEARING ON THE AMENDMENT TO THE 2015 MUNICIPAL BUDGET

Mayor Mahon opened the meeting for a public hearing on the amendment to the 2015 Municipal Budget only. Hearing none, the Mayor closed the public hearing on a motion by Councilman Irace and seconded by Councilman Gallo.

#2015-094 1.16 Resolution adopting the 2015 Municipal Budget

The Clerk introduced a resolution adopting the 2015 Municipal Budget on a motion by Councilman Irace and seconded by Councilman Patti

The Clerk called roll:

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

The Clerk stated that the motion carried

#2015-095 1.17 Resolution amending the 2015 Capital Budget

The Budget originally anticipated a DOT Grant in the amount of \$200,000. However, the Grant amount will only be \$120,000 necessitating an amendment of the Capital Budget. The Clerk introduced a resolution amending the 2015 Capital Budget on a motion by Councilman Irace and seconded by Councilman Gallo. Discussion followed regarding the \$80,000 difference. Borough Administrator Bennett stated that specifics of the road program have not been determined as of yet and will be determined based upon the amount of money available at that time. Unfortunately, DOT fund availability has been cut across the state.

The Clerk called roll:

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

The Clerk stated that the motion carried.

Borough Administrator Bennett thanked the Finance Committee, CFO and Borough Auditor for their work on the budget which ultimately resulted in an increase less than 2% increase across the board – known as the “Oceanport CAP.”

COUNCILMAN GALLO: Councilman Gallo had no report.

The Mayor stated that the road work on Port au Peck and Shrewsbury Avenue projects came out very well.

COUNCILMAN IRACE: Councilman Irace had no report regarding Public Safety.

Councilman Irace spoke of Opening Day at Monmouth Park on Saturday, May 9th. At the Press Conference on Wednesday, the track announced that it broke even last year and hopes to do the same or better this year. Decision on sports wagering is expected soon but either way will probably be appealed by either side so it could drag on. Senator Lesniak spoke about partnership on sports wagering. Fantasy sports will begin the first week of Football Season as they are partnering with someone to run a fantasy draft. He looks forward to this year's Haskell and a successful racing season.

The Mayor added that Monmouth Park had a great Marathon weekend. More than 11,000 people participated in this great event.

FINANCE AND ADMINISTRATION:

The Mayor reiterated that the Budget came in within the 2% "Oceanport Cap." The definition of Oceanport CAP is "all in" with none of the exceptions or exclusions that are permitted under State Statutes. He congratulated all involved on a successful Budget.

COUNCILMAN PAGLIA: Councilman Paglia reported on the recent Town Hall Meeting (held on April 21) regarding Borough Hall Site Selection. He stated that of the 91 surveys received, 51 residents favored the Teicher plaza and 22 residents preferred Maria Gatta Park. The Borough should be commended on its transparency throughout this process.

With regard to the NJ Marathon, Councilman Paglia remarked on the resident involvement in the race. He said it was nice to see so many people cheering the runners on as they came through town. He also thanked the Police, Fire and First Aid Departments for their attendance and assistance to all participants.

As to the FMERA meeting, the RPM/HMFA funding committee is seeking its final funding approval for the officer housing on both the north and south post on May 12th.

#949 2nd Reading and Public Hearing of an Ordinance for Licensing of Food Handlers and Mobil Food Vendors

Councilman Paglia called for the 2nd Reading and Public Hearing of an ordinance establishing a license requirement for Food Handlers and Mobil Food Vendors and then asked the Clerk to read the proposed ordinance by title only. **"AN ORDINANCE CREATING CHAPTER 230, FOOD HANDLING AND MOBIL FOOD VENDORS AND AMENDING CHAPTER 204 (FEES) OF THE CODE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY"** was published on April 23, 2015. The Mayor opened the meeting for public comments on this ordinance only. There being none, the Mayor closed the public hearing with no objection from council. Councilman Paglia moved to adopt this ordinance and advertise in accordance with law. Motion was seconded by Councilman Irace.

The Clerk called roll:

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

The Clerk stated that the motion carried.

Councilman Paglia called for the introduction of a Bond ordinance for Capital Projects. 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 PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES FOR THE BOROUGH OF OCEANPORT AND APPROPRIATING \$1,056,000 THEREFORE INCLUDING A GRANT IN THE AMOUNT OF \$120,000 EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND A FEMA HAZARD MITIGATION GRANT EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$100,000 AND PROVIDING FOR THE ISSUANCE OF \$795,700 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE BOROUGH OF OCEANPORT TO FINANCE THE SAME.** Councilman Paglia moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of May 21, 2015 and to advertise same in accordance with the law. It was seconded by Councilman Irace.

The Clerk called roll:

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

The Clerk stated that the motion carried.

Lastly, Councilman Paglia reported as Head of Planning and Development, the Borough of Oceanport has accepted the resignation of Construction Official, Sal Massaro.

COUNCILMAN PATTI: Councilman Patti reported that the Borough has received a \$10,000 check from Monmouth Medical Center (Barnabas Health) to be put towards the Summer's End Festivities. They've been a much appreciated long time sponsor.

Councilman Patti advised he would be meeting with Mike MacStudy, Chairman of the Recreation Committee and other committee officers prior to the monthly Recreation Committee Meeting on Wednesday, the 13th.

Annual Memorial Day invites have been sent out. As Councilman Patti will be away for the weekend, Councilman Gallo will be stepping in. The Borough is currently looking for a keynote speaker.

Lastly, the Mini-Golf tournament held at Monmouth Park's Bluegrass MiniGolf was a great success and enjoyed by all who attended.

MAYOR MAHON: Most of the Mayor's report was delivered during the Workshop. Mayor Mahon then issued the following three Proclamations

Proclamation in recognition of Municipal Clerk's Week,
Proclamation in recognition of Police Week
Proclamation In Support of "Click-It or Ticket" campaign

Mayor Mahon further advised he would be presenting proclamations to three Oceanport residents who have achieved the rank of Eagle Scout. Christian Seymour, Tyler DeScenza and Adam Smith will be recognized at a ceremony on Saturday, May 9th.

PUBLIC:

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

Stuart Briskey, 46 Werah Place, asked that the record to reflect, that on Monday, May 4th, 2015 at @ 7:45PM, the Oceanport Fire Department was dispatched to 274 E. Main Street (the Senior Center) for heavy smoke condition and structure fire. The emergency alert was not activated.

Steve Murphy, 31 Serand Avenue, supports the Marathon and Oceanport's involvement in same. However, he asked that accommodations be made for alternate parking of residents' cars to allow for travel out of town on Marathon Morning. The Mayor agreed that this would be a good thing going forward.

As there was no further business, the meeting was adjourned at 8:12PM on a motion by Councilman Irace seconded by Councilman Gallo and approved by Council.

Respectfully submitted,



JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR MAY 7, 2015**

**RESOLUTION #2015-082
05-07-15**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated May 7, 2015; and

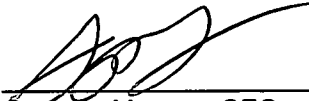
WHEREAS, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of May 7, 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 May 7, 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: *Trace* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-082 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



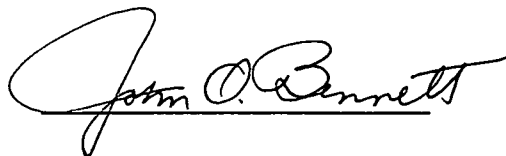
JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

MAY 7 2015

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 95,910.50 9th Pay
Monmouth County Shared Services (Dispatch)	\$ 55,000.00
Home Depot	\$ 349.39
2014 EXPENDITURES	
CAPITAL TRUST TOTAL	\$ 187,872.16
DOG REGISTRY TOTAL	\$ 62.00
ESCROW TRUST TOTAL	\$ 20,671.99
OPEN SPACE TRUST TOTAL	\$ 23,888.22
Home Depot	\$ 57.98
TRUST OTHER TOTAL	\$ 451.70
UNEMPLOYMENT TRUST TOTAL	\$ 41.09
2014 VOUCHERS PAID	\$ 162,243.31
2014 VOUCHERS PAID THIS MEETING	\$ -
TOTAL	\$ 162,243.31
2015 VOUCHERS PAID	\$ 8,159,049.03
2015 VOUCHERS PAID THIS MEETING	\$ 1,473,781.54
TOTAL	\$ 9,632,830.57

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


John O. Bennett

**RESOLUTION OF THE BOROUGH OF OCEANPORT
RECOGNIZING PARTICIPATION IN THE DOD 1033 PROGRAM**

**Resolution #2015-083
05-07-2015**

WHEREAS, Federal law permits the Secretary of the United States Department of Defense to transfer to federal and State agencies personal property of the Department of Defense that the secretary determines is suitable for use by agencies in law enforcement activities, under a program know as the 1033, through the Law Enforcement Support Office of the Defense Logistics Agency; and

WHEREAS, this initiative allows local law enforcement agencies to obtain, at little or no cost, equipment originally intended for use by the United States Armed Forces; and

WHEREAS, In this era of fiscal constraint, participation in the 1033 program allows local units to obtain equipment that they might not otherwise be able to afford, and to prepare for, respond to, and recover from incidents of terrorism and natural disasters, such as hurricanes and severe floods; and

WHEREAS, the equipment is provided through the 1033 program at no cost to municipal law enforcement agencies, these entities are responsible for costs associated with the maintenance, fueling , and upkeep of this equipment, and for specialized training for its operation; and

WHEREAS, taxpayers are the primary consumers and financiers of services provided by county and municipal law enforcement agencies and have the right to be assured that their money is being spent in an efficient and effective manner and the right to know the purposes for which public funds are utilized; and

WHEREAS, Civilian officials are also responsible for the acquisition of equipment necessary for local law enforcement agencies to carry out their responsibilities, yet current law does not require that they formally approve such acquisitions through the 1033 program. It is therefore appropriate to establish a system of local oversight for municipal law enforcement agencies that participate in and acquire equipment through the 1033 program and guidelines for the use of this equipment by those entities; and

WHEREAS, An application for the enrollment of a municipal law enforcement agency in any program established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a shall be approved by a resolution adopted by a majority of the full membership of the governing body of a local unit prior to the transmittal of any such application to the State Coordinator of any such program.

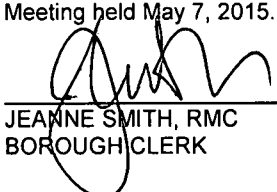
WHEREAS, the acquisition of any property by a municipal law enforcement agency enrolled in any program established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a shall be approved by a resolution adopted by a majority of the full membership of the governing body of a local unit.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Oceanport, in accordance with NJSA 40A:5-30.1, recognizes the value of this program and authorize it's participation and acquisition of property for the current year ending 12/31/2015 and that the Chief of Police and/or his designees is authorized to make acquisitions necessary to accomplish the public safety mission.

Motion: *Irace* Second: *Paglia*

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 #2015-083 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING USE OF ATHLETIC FACILITIES**

**Resolution #2015-084
05-07-15**

WHEREAS, the Parks and Recreation Committee has recommended the following groups be approved for use of a Borough Field as follows:

Peninsula Soccer Club: Maria Gatta Community Park

WHEREAS, as required by ordinance the Borough Council has considered the recommendations of said committee.

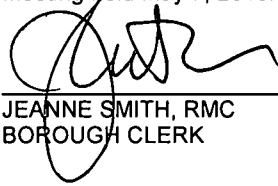
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council that field usage by the aforementioned groups is hereby approved on the dates, fields and times so indicated on the applications submitted.

Motion: *Irace*

Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-084 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00011
FOR BLOCK 53, LOT 1 KNOWN AS 56 SENECA PLACE**

**Resolution #2015-085
05-07-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 53 Lot 1, otherwise known as 56 Seneca Pl; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00011 was sold to US Bank cust for PC4 Firsttrust Bank at an interest rate of 0% and a premium of \$1,200; and

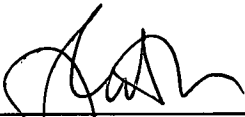
WHEREAS, the owner's mortgage company has redeemed certificate 14-00011 in the amount of \$ 398.50.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$398.50 payable to US Bank cust for PC4 Firsttrust Bank, US Bank Global Corp Trust Serv, 50 S 16th St Suite 2050, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 14-00011.

BE IT FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$1,200 (Premium) to the aforementioned lienholder.

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

I certify this to be a true copy of Resolution #2015-085 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00009
FOR BLOCK 44, LOT 8 KNOWN AS 23 MONMOUTH BOULEVARD**

**Resolution #2015-086
05-07-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 44 Lot 8, otherwise known as 23 Monmouth Blvd; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00009 was sold to Felicia Hinds at an interest rate of 0% and a premium of \$1,500; and

WHEREAS, the owner's mortgage company has redeemed certificate 14-00009 in the amount of \$ 513.55.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$513.55 payable to Felicia Hinds, 1690 Troy Ave, Brooklyn NY 11234 for the redemption of Tax Sale Certificate 14-00009.

BE IN FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$1,500 (Premium) to the aforementioned lienholder.

Motion: *Trace* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-086 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00025
FOR BLOCK 142, LOT 12 KNOWN AS 153 S. PEMBERTON AVE**

**Resolution #2015-087
05-07-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 142 Lot 12, otherwise known as 153 S Pemberton Ave; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00025 was sold to Felicia Hinds at an interest rate of 0% and a premium of \$600; and

WHEREAS, the owner's mortgage company has redeemed certificate 14-00025 in the amount of \$ 161.06.

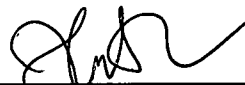
NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$161.06 payable to Felicia Hinds, 1690 Troy Ave, Brooklyn NY 11234 for the redemption of Tax Sale Certificate 14-00025.

BE IN FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$600 (Premium) to the aforementioned lienholder.

Motion: *Irace* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-087 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00008
FOR BLOCK 41, LOT 6 KNOWN AS 157 COMANCHE DRIVE**

**Resolution #2015-088
05-07-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 41 Lot 6, otherwise known as 157 Comanche Dr; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00008 was sold to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC at an interest rate of 0% and a premium of \$1000; and

WHEREAS, the owner's mortgage company has redeemed certificate 14-00008 in the amount of \$ 393.29.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$393.29 payable to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC, POBox 37695, Baltimore MD 21297-3695 for the redemption of Tax Sale Certificate 14-00008.

BE IT FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$1000 (Premium) to the aforementioned lienholder.

Motion: *Drau* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-088 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015


JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #11-00012
FOR BLOCK 88, LOT 23 KNOWN AS 50 BRIDGEWATERS DRIVE**

**Resolution #2015-089
05-07-15**

WHEREAS, at the Borough Tax Sale held on October 5, 2012, a lien was sold on Block 88 Lot 23, otherwise known as 50 Bridgewaters Dr; and

WHEREAS, this lien, known as Tax Sale Certificate 11-00012 was sold to US Bank-Cust/ProCapital 1 LLC at an interest rate of 0% and a premium of \$200; and

WHEREAS, the owner has redeemed certificate 11-00012 in the amount of \$ 1,344.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$1,344 payable to US Bank-Cust/ProCapital 1 LLC , 2 Liberty Pl, 50 S 16th St Suite 1950, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 11-00012.

BE IT FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$200 (Premium) to the aforementioned lienholder.

Motion: *Irace* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-089 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING MEMBERSHIP IN THE
CENTRAL JERSEY HEALTH INSURANCE FUND AND
AUTHORIZING THE BOROUGH OF OCEANPORT TO ENTER INTO AN
INDEMNITY AND TRUST AGREEMENT**

**Resolution #2015-090
05-07-15**

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the CENTRAL JERSEY HEALTH INSURANCE FUND, hereafter referred to as "the FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint health insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such the FUND;

WHEREAS, the governing body of the Borough of Oceanport, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Approve membership with the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
 - a.) Dental Insurance as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Authorizes the Mayor and Borough Clerk to execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

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

I certify this to be a true copy of Resolution #2015-090 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING JOHN O. BENNETT AS FUND COMMISSIONER AND
JEANNE SMITH AS ALTERNATE FUND COMMISSIONER TO THE
CENTRAL JERSEY HEALTH INSURANCE FUND**

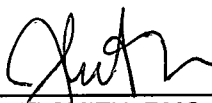
**Resolution #2015-091
05-07-15**

BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that John O. Bennett is appointed as Fund Commissioner and Jeanne Smith is hereby appointed as Alternate Fund Commissioner to Central Jersey Health Insurance Fund.

Motion: *Iraa* Second: *Paglia*

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 #2015-091 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 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 #2015-092
05-07-2015**

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: *Irace* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-092 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
GRANTING THE USE OF THE PUBLIC RIGHT OF WAY**

**Resolution #2015-093
05-07-2015**

WHEREAS, 4Connections, LLC, and its Parent Corporation, Cablevision Lightpath ("Cablevision") is seeking permission to utilize the Public Right of Way within the Borough of Oceanport to provide local exchange and interexchange telecommunications services; and

WHEREAS, Cablevision has represented that they have received appropriate permission from the Board of Public Utilities to do so; and

WHEREAS, an Agreement between 4Connections, LLC, and its Parent Corporation, Cablevision Lightpath and the Borough of Oceanport, identifying the duties and responsibilities of the parties, the establishment of Escrows for Legal, Engineering and other expenses associated with this agreement and project, and the Agreement's length has been negotiated and prepared;

NOW THEREFORE BE IT RESOLVED, that based upon the foregoing, the Governing Body hereby authorizes the Mayor and Borough Clerk to sign the Agreement Pertaining to the Use of the Public Right of Way within the Borough of Oceanport for the purposes stated therein.

Motion: *Iraa* Second: *Paglia*

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 #2015-093 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ADOPTION OF MUNICIPAL BUDGET 2015**

**Resolution 2015-094
05-07-2015**

BE IT RESOLVED by the Governing Body of the Borough of Oceanport, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes of the sums therein as set forth as appropriations, and authorization of the amount of \$5,441,707.00 for municipal purposes, and \$205,892.96 for the open space trust fund levy.

SUMMARY OF REVENUES

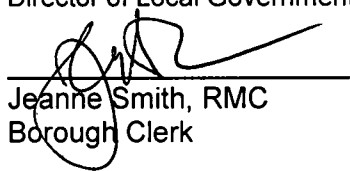
1. General Revenues	
Surplus Anticipated	\$963,000.00
Miscellaneous Revenues Anticipated	1,557,971.48
Receipts from Delinquent Taxes	263,431.00
2. Amount to be Raised by Taxation for Municipal Purposes	5,441,707.00
TOTAL REVENUES	\$8,226,109.48

SUMMARY OF APPROPRIATIONS

5. General Appropriations:	
Within "CAPS"	
Operations Including Contingent	\$5,307,649.00
Deferred Charges and Statutory Expenditures - Municipal	422,010.00
Excluded from "CAPS"	
Operations - Total Operations Excluded from "CAPS"	560,193.00
Capital Improvements	75,000.00
Municipal Debt Service	1,087,160.00
Deferred Charges - Municipal	344,097.48
Reserve for Uncollected Taxes	430,000.00
TOTAL APPROPRIATIONS	\$8,226,109.48

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

IT IS HEREBY CERTIFIED that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 7th day of May 2015. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2015 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.


Jeanne Smith, RMC
Borough Clerk

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AMENDING THE 2015 CAPITAL BUDGET**

**Resolution #2015-095
05-07-15**

WHEREAS, the 2015 capital budget of the Borough of Oceanport has been adopted on May 7, 2015; and

WHEREAS, it is desired to amend said amended adopted 2015 capital budget relative to the 2015 road program.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Oceanport of the County of Monmouth, that the following amendment to the adopted 2015 capital budget be made:

**Capital Budget of the Borough of Oceanport
(Current Year Action) 2015**

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Grants in Aid and Other Funds</u>	<u>Debt Authorized</u>	<u>To Funded in Future Years</u>
2015 Road Program	G-3	\$800,000.00	\$32,500.00	\$120,000.00	\$647,500.00	
Totals - All Projects	33-199	\$4,937,500.00	\$100,300.00	\$220,000.00	\$1,935,700.00	\$2,681,500.00

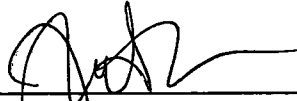
**Capital Budget of the Borough of Oceanport
3 Year Capital Program 2015 - 2017
Summary of Anticipated Funding Sources and Amounts**

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Grants in Aid and Other Funds</u>	<u>Bonds and Notes General</u>
2015 Road Program	G-3	\$800,000.00	\$32,500.00	\$120,000.00	\$647,500.00
Totals - All Projects	33-399	\$4,937,500.00	\$224,375.00	\$420,000.00	\$4,293,125.00

BE IT FURTHER RESOLVED, that the Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after adoption of this amendment to the adopted 2015 Capital Budget.

Motion: *Iraa* 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 #2015-095 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015


 JEANNE SMITH, RMC
 BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE BOROUGH ADMINISTRATOR TO
FILL THE VACANCY OF CERTAIN BOROUGH POSITIONS**

**Resolution #2015-096
05-07-2015**

WHEREAS, there is an immediate need to fill staffing vacancies for the following positions: Construction Department including Construction Official, Zoning Officer, Building Subcode Official and Code Enforcement Officer.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport that the Borough Administrator is hereby authorized to fill those positions subject to the following:

1. Possession of current State license(s) where required
2. Temporary period of 30 days until Council's regular meeting of June 4, 2015
3. Compensation prorated in accordance with the salary ordinance

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

I certify this to be a true copy of Resolution #2015-096 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A NON-FAIR AND OPEN CONTRACT
FOR BOROUGH AFFORDABLE HOUSING SPECIAL COUNSEL
BETWEEN GLUCKWALRATH LLP
AND THE BOROUGH OF OCEANPORT**

**RESOLUTION #2015-097
05-07-15**

WHEREAS, the Borough of Oceanport has a need to retain GluckWalrath LLP for the purpose of representing the Borough of Oceanport for Round 3 Affordable Housing Obligation by means of a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.B; and

WHEREAS, the anticipated term of this contract is one (1) year as approved by this governing body; and

WHEREAS, GluckWalrath LLP has completed and submitted a Business Entity Disclosure Certification and Political Contribution Disclosure Form which certifies that GluckWalrath LLP has not made any reportable contributions to a political or candidate committee in the Borough of Oceanport in the previous one year, and the contract will prohibit GluckWalrath LLP from making any reportable contributions through the term of the contract, and;

WHEREAS, the Borough having considered the matter, now wishes to award the contract for said services to GluckWalrath LLP

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that:

1. GluckWalrath LLP be and is hereby appointed as Borough Special Counsel for Affordable Housing for the year 2015 for an amount not to exceed \$10,000.00
2. GluckWalrath LLP is prohibited from making any contribution to a political or candidate committee during the term of this appointment.
3. The Mayor and Borough Clerk are hereby authorized to enter into a contract on behalf of the Borough of Oceanport.
4. That the Clerk shall publish a Notice of Award in an official newspaper of the Borough.
5. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Political Contribution Disclosure Form be placed on file with said contract.

BE IT FURTHER RESOLVED that a summary of the above shall be published in The Link News as required by law within 10 days of its passage.

Motion: *Irace* Second: *Paglia*

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	()	()	()	()

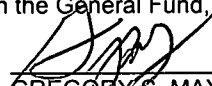
I certify this to be a true copy of Resolution #2015-097 approved by the Oceanport Borough Council at the Regular Meeting held May 7, 2015



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 in the General Fund, Legal Services not to exceed \$10,000.00 for the above referenced professional services contract.



GREGORY S. MAYERS, CFO