

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
April 17, 2014**

Meeting called 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 9, 2014 and by the posting of same on the municipal bulletin board and Borough Web Site.

Flag salute.

Roll call.

CLERK'S REPORT:

1. Consent Agenda:

- | | |
|------------------|--|
| #2014-089 | 1. Resolution authorizing the payment of bills. |
| #2014-090 | 2. Resolution establishing a Summer's End Trust Fund |
| #2014-091 | 3. Resolution authorizing redemption of Tax Sale Certificate #13-00017 |
| | 4. Approval of the Regular Meeting Minutes of March 6, 2014 |
| | 5. Approval of the Regular Meeting Minutes of March 20, 2014 |
| | 6. Approval of the Workshop Minutes of April 3, 2014 |
| | 7. Approval of the Regular Meeting Minutes of April 3, 2014 |
| | 8. Approval of the Executive Session Minutes of April 3, 2014 |

2. Police Report, March 2014

COMMITTEE REPORTS:

COUNCILMAN BERTEKAP (Parks & Recreation)

COUNCILMAN GALLO (Public Works & Engineering)

COUNCILMAN IRACE (Public Safety)

COUNCIL PRESIDENT KAHLE (Health & Human Services)

COUNCILMAN LYNCH (Finance & Administration)

COUNCILMAN PAGLIA (Planning & Development)

1. Introduction of the 2014 Bond Ordinance for the 2013 Road Program

MAYOR MAHON:

Petitions from the public.

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
April 17, 2014

The Regular Meeting of the Oceanport Mayor and Council was called to order on April 17, 2014 at 7:03 P.M. with the Statement of Compliance with the Open Public Meetings Act given by Council President Kahle.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 9, 2014, and by the posting of same on the municipal bulletin board and Borough Web Site."

PLEDGE OF ALLEGIANCE: Council President Kahle led the audience and members of the Council in the flag salute.

MEMBERS PRESENT: Councilpersons Bertekap, Gallo, Irace, Kahle and Paglia

MEMBERS ABSENT: Councilperson Lynch, Mayor Mahon

OFFICIALS PRESENT: Borough Clerk, Jeanne Smith, Andrew Bayer, Esq. for Borough Attorney, Scott Arnette

CONSENT AGENDA

- #2014-089 1. Resolution authorizing the payment of bills.
- #2014-090 2. Resolution establishing a Summer's End Trust Fund
- #2014-091 3. Resolution authorizing redemption of Tax Sale Certificate #13-00017
- 4. Approval of the Regular Meeting Minutes of March 6, 2014
- 5. Approval of the Regular Meeting Minutes of March 20, 2014
- 6. Approval of the Workshop Minutes of April 3, 2014
- 7. Approval of the Regular Meeting Minutes of April 3, 2014
- 8. Approval of the Executive Session Minutes of April 3, 2014

The Clerk stated there were 8 items on the consent agenda and asked for a motion. Councilman Irace made a motion to approve which was seconded by Councilman Gallo and approved by Council.

CLERK'S REPORT: Borough Clerk, Jeanne Smith reported that the March 2014 Police Report has been distributed and will be posted.

COMMITTEE REPORTS:

COUNCILMAN BERTEKAP: Councilman Bertekap thanked everyone for coming out to the Easter Egg Scramble. The Recreation Committee appreciated the support of the residents.

COUNCILMAN GALLO: Councilman Gallo had no report.

COUNCILMAN IRACE: Councilman Irace reported that the New Jersey Marathon will be run on April 27th this year. The race will start at Monmouth Park and go through Oceanport. Security is a priority for this event. The Oceanport Police Department has been meeting with the city of Long Branch, the county and the State regarding race security in the wake of recent events in Boston.

Opening day for Monmouth Park is May 10th. He hopes the residents come out to support the track and that they have a great season.

COUNCILMAN PAGLIA: Councilman Paglia reported that he, Borough Administrator, John Bennett, and Councilman Irace met with Ted Wardell, Sr. Vice President of Brown & Brown Benefit Advisors in Shrewsbury, the Borough's health insurance broker and are reviewing various options to lower costs.

1. Introduction of 2014 Bond Ordinance for 2013 Road Program

Councilman Paglia called for the introduction of "**AN ORDINANCE OF THE BOROUGH OF OCEANPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES OF THE BOROUGH OF OCEANPORT AND APPROPRIATING \$905,000 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$859,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE BOROUGH OF OCEANPORT TO FINANCE THE SAME**" and then asked the Clerk to read the proposed Ordinance by title only, after which 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 1, 2014 and to advertise same in accordance with the law and was seconded by Councilman Irace.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COUNCIL PRESIDENT KAHLE: Reminded everyone of the seedling distribution on Saturday, the 19th from 9-1pm. There are 1,200 hundred seedlings available to residents who must show proof of residency. Council President Kahle also reported that there are only 6 spaces left in the Community Garden.

Council President Kahle opened the meeting to anyone from the public who wished to be heard.

PUBLIC:

Hugh Sharkey, 39 Algonquin Avenue, Oceanport, NJ stated that there have been a number of emails sent to the Borough Clerk regarding the reconsideration of an OPRA complaint back in 2007. He wanted to know if the council had been made aware of this communication. The Borough Clerk reported that the information was included in the meeting packets distributed to the council prior to the meeting. As no one else from the public wished to be heard that portion of the meeting was closed on a motion by Council President Kahle, seconded by Councilman Irace and approved by Council.

As there was no further business, the meeting was adjourned at 7:10 p.m. on a motion made by Councilman Irace, seconded by Councilman Bertekap and approved by Council.

Respectfully submitted,


JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR APRIL 17, 2014**

**RESOLUTION #2014-089
04-17-14**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated April 17, 2014.

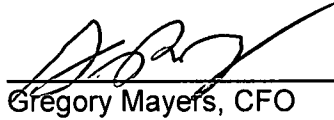
WHEREAS, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of April 17, 2014.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill list dated April 17, 2014 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

CERTIFICATION OF FUNDS

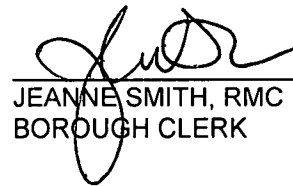
I, Gregory S. Mayers, Chief Financial Officer, of the Borough of Oceanport, do hereby certify that funds are available for the purpose stated herein.



Gregory Mayers, CFO

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

I certify this to be a true copy of Resolution #2014-089 approved by the Oceanport Borough Council at the Regular Meeting held April 17, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

BOROUGH OF OCEANPORT
BILL LIST

MAY 1 2014

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 91,875.22 9th Pay

2014 EXPENDITURES

CAPITAL TRUST TOTAL	\$ 10,020.25
---------------------	--------------

DOG REGISTRY TOTAL

ESCROW TRUST TOTAL	\$ 23,925.75
--------------------	--------------

OPEN SPACE TRUST TOTAL	\$ 10,218.50
------------------------	--------------

OTHER TRUST	\$ 72.00
-------------	----------

RECREATION TRUST TOTAL	\$ 518.75
------------------------	-----------

SUI TRUST TOTAL	\$ 5,173.64
-----------------	-------------

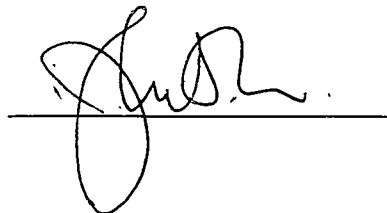
2013 VOUCHERS PAID	\$ 252,354.54
--------------------	---------------

2013 VOUCHERS PAID THIS MEETING	\$ -
TOTAL	\$ 252,354.54

2014 VOUCHERS PAID	\$ 7,380,368.57
--------------------	-----------------

2014 VOUCHERS PAID THIS MEETING	\$ 1,412,293.01
TOTAL	\$ 8,792,661.58

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



A handwritten signature in black ink, appearing to be 'J. Smith', is written over a horizontal line.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
Requesting Approval of the Director of the Division of Local Government
Services to Establish a Dedicated Trust Rider for
Donations – Acceptance of Bequests and Gifts for Annual Summer's End Festival
Pursuant to N.J.S.A. 40A:5-29**

**Resolution #2014-090
04-17-2014**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S.A. 40A:5-29 allows municipalities to receive bequests, legacies and gifts made to it and empowers the Municipality to utilize such bequests, legacies and gifts in a manner set forth in the conditions of the bequests, legacies and gifts, and

WHEREAS, the Borough of Oceanport seek to receive revenues by bequests, legacies and gifts for amounts to be used to defray costs incurred for the Borough's Summers End Festival by establishing a Dedicated Trust Rider called Donations – Acceptance of Bequests and Gifts for Summer's End Festival, and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey hereby request permission of the Director of Local Government Services to pay expenditures for Donations – Acceptance of Bequests and Gifts for Summer's End Festival as per N.J.S.A. 40A:4-39.

BE IT FURTHER RESOLVED, the Municipal Clerk of the Borough of Oceanport is hereby directed to forward two copies of this Resolution to the Director of the Division of Local Government Services.

Motion: *Inacio* Second: *Gallo*

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

I certify this to be a true copy of Resolution #2014-090 approved by the Oceanport Borough Council at the Regular Meeting held April 17, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #13-00017 FOR
BLOCK 133, LOT 31 C0101 ALSO KNOWN AS 25 MONMOUTH ROAD UNIT 1**

**Resolution #2014-091
04-17-2014**

WHEREAS, at the Borough Tax Sale held on November 15, 2013, a lien was sold on Block 133 Lot 31 C0101, otherwise known as 25 Monmouth Rd Unit 1; and

WHEREAS, this lien, known as Tax Sale Certificate 13-00017 was sold to US Bank cust for BV001 Trust at an interest rate of 0% and a premium of \$900; and

WHEREAS, the mortgage company for the owner, has redeemed certificate 13-00017 in the amount of \$ 1,891.44.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$1,891.44 payable to US Bank cust for BV001 Trust, 50 S 16th St Suite 1950, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 13-00017.

BE IN FURHRER RESOLVED, that the CFO be authorized to issue a check in the amount of \$900 (Premium) to the aforementioned lienholder.

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

I certify this to be a true copy of Resolution #2014-091 approved by the Oceanport Borough Council at the Regular Meeting held April 17, 2014



JEANNE SMITH, RMC
BOROUGH CLERK