



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

AGENDA • FEBRUARY 18, 2021

Regular Meeting

REMOTE/VIRTUAL

7:00 PM

Clement V. Sommers Municipal Building, 910 Oceanport Way, Oceanport, NJ 07757

I. Call to Order

II. Statement of Compliance with Open Public Meetings Act:

This meeting complies with the Open Public Meetings Act by adequate and electronic notification on January 13, 2021 of this virtual/remote meeting and its location, date and time to the Asbury Park Press and Two River Times and by the posting of same on the municipal bulletin board and Borough's Web Site. This meeting is also being broadcast on the Borough's Local Public Access Channel, Verizon FiOS Channel 28. Members of the general public can register for meetings from the Borough website at www.oceanportboro.com by scrolling to the bottom of the homepage and clicking "REGISTER for Mayor & Council Virtual Meetings" on the left-hand side of the screen. Registering allows the general public to view and participate in meetings on their computers, smart phones and tablets. Once registered, members of the general public will be muted upon entry to a meeting. Registration allows a member of the general public to participate during the public portions of a meeting by using one of the following options:

1. Text. Once registered for and admitted to a meeting, members of the general public can text comments through the GotoWebinar application. These text comments will be read out loud by the Clerk during the livestream public portions of the meeting.

2. Raise Your Hand Feature. Once registered for and admitted to a meeting, members of the general public can use the GoToWebinar's "Raise Your Hand" icon to be acknowledged for an opportunity to speak. Once recognized and advised to speak, members of the general public may need to unmute themselves to participate in the meeting.

Whether registered or not, the general public can (a) e-mail questions or comments prior to or during the meeting to public.comments@oceanportboro.com or (b) call the Borough's Public Comments Line at (732)-272-8337. The Public Comments Line is only answered during the livestream broadcast of a meeting. A caller to the Public Comments Line must provide his or her name and address in order to participate in a meeting. Once this information is provided, callers will either be admitted to speak at the meeting immediately or they will be called back by the Borough at the appropriate or designated time so that they can speak. Speakers participating through the Public Comments Line will be placed on speaker and all comments made will be part of the digital record of the meeting. The instructions for Public Participation in the Borough's meetings are also available on the Borough's website at www.oceanportboro.com.

III. Flag Salute

IV. Invocation

V. Roll Call

VI. GUEST: FMERA Staff Monthly Update

VII. Administrators Report

VIII. Consent Agenda

- #2021-50** 1. Resolution authorizing payment of BILL LIST 02-18-2021
- #2021-51** 2. Resolution authorizing contract with CGP&H for Affordable Housing Adm Agent Services
- #2021-52** 3. Resolution approving certified LOSAP lists for 2020
- #2021-53** 4. Resolution authorizing Tax Sale Redemption #18-00007
- #2021-54** 5. Resolution authorizing Refund for Overpayment, Block 7, Lot 23.02
- 6. Approval of First Aid Membership, Anthony Perrelli
- 7. Approval of First Aid Membership, Victoria Coles
- 8. Receipt of Minutes, Parks & Recreation Committee, Nov. 11, 2020

9. Receipt of Minutes, Parks & Recreation Committee, 12/09/2020
10. Receipt of Minutes, Historical Committee, Dec.. 10, 2020

IX. Minutes

1. Workshop Minutes, August 20, 2020
2. Regular Meeting Minutes, August 20, 2020
3. Workshop Minutes, December 3, 2020
4. Regular Meeting Minutes, December 17, 2020

X. Resolutions

- #2021-55** Resolution authorizing renewal of agreement with Sea Bright for Court Facilities
- #2021-56** Resolution authorizing the donation of radio equipment
- #2021-57** Resolution accepting the Tax Collector's Annual Report for 2020
- #2021-58** Resolution authorizing Change Order #29 to Benjamin Harvey Co. Contract
- #2021-59** Resolution authorizing Change Order #30 to Benjamin Harvey Co. Contract
- #2021-60** Resolution authorizing Change Order #31 to Benjamin Harvey Co. Contract
- #2021-61** Resolution authorizing Change Order #32 to Benjamin Harvey Co. Contract
- #2021-62** Resolution authorizing Change Order #33 to Benjamin Harvey Co. Contract
- #2021-63** Resolution authorizing Change Order #34 to Benjamin Harvey Co. Contract

XI. First Reading Ordinances

- Introduction of An Ordinance to Increase Fees for Liquor Licenses
- Introduction of An Ordinance to Amend Chapter 223 "Fire Prevention"
- Introduction of An Ordinance Providing for Updates to Chapter 223 Fire Prevention

XII. Second Reading Ordinances

- #1032 2nd Reading and PUBLIC HEARING of An Ordinance to Amend the Salary Ordinance
- #1034 2nd Reading and PUBLIC HEARING of Ordinance Repealing and Replacing Chapter 328 "Stormwater Control"

XIII. Committee Reports

1. Councilman Deerin, Parks and Recreation
2. Councilman Gallo, Public Works and Engineering
3. Councilman Keeshen, Public Safety
4. Councilman O'Brien, Finance and Administration
5. Councilman Tvrdik, Planning and Development Liaison
6. Councilwoman Walker, Health and Human Services Liaison

XIV. Mayor Coffey's Report**XV. Petitions from the public****XVI. Executive Session**

- #2021-64** Resolution authorizing an Executive Session

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)
PBA Contract Negotiations

Personnel Matters - N.J.S.A. 10:4-12(b)(8)

Organizational Flow and General Staffing

XVII. Adjournment

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR
FEBRUARY 18, 2021**

**Resolution #2021-50
02/18/21**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of February 18, 2021.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated February 18, 2021 totaling \$12,315,618.79.

CERTIFICATION OF FUNDS

I, Catherine D. LaPorta, Chief Financial Officer, of the Borough of Oceanport, do hereby certify that funds are available for the purpose stated herein.



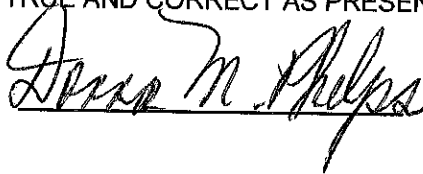
Catherine D. LaPorta, CFO

BOROUGH OF OCEANPORT BILL LIST

18-Feb-21

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$107,439.16 3RD PAY
DCRP	\$99.97
GRANT FUND	\$2,996.46
CAPITAL TRUST TOTAL	\$9,820.65
DOG REGISTRY TOTAL	\$0.00
OPEN SPACE TRUST TOTAL	\$2,488.11
SUI	\$0.00
UCC TRUST	\$2,203.72
TRUST OTHER TOTAL	\$0.00
ESCROW TRUST TOTAL	\$4,257.00
2020 VOUCHERS PAID THIS MEETING	\$9,149.60
2021 VOUCHERS PAID THIS MEETING	\$12,177,164.12
TOTAL	\$12,315,618.79

I CERTIFY THAT THE ABOVE ITEMS ARE TRUE AND CORRECT AS PRESENTED



List of Bills - (All Funds)

8.1.a

Vendor	Description	Payment	Check Total
Current Fund			
1004 - ACME LOCKSMITH SERVICE	PO 7196 keys made-duplicated for new PD building	9.90	
	PO 7576 KEYS FOR NEW MUNICIPAL BUILDING	19.80	29.70
1658 - AMAZON CAPITAL SERVICES, INC	PO 7417 DELL PRINT CARTRIDGES	170.00	
	PO 7440 SUPPLIES	207.38	
	PO 7472 COMPUTER SUPPLIES - COVID	187.92	
	PO 7593 FILE FOLDER RAIL CLIPS	13.98	579.28
1116 - ASBURY PARK PRESS	PO 7568 Legal Notices	74.60	74.60
1751 - BOROUGH OF RUMSON	PO 7670 VIRTUAL COURT SERVICES - JANUARY	1,000.00	
	PO 7706 VIRTUAL COURT SERVICES - FEBRUARY	500.00	1,500.00
1042 - C&S ELECTRICAL CONTRACTOR, INC	PO 7655 SERVICE CALLS	30.00	30.00
1516 - CANON FINANCIAL SERVICES, INC	PO 7409 COPIER SERVICE - DECEMBER	57.00	57.00
1047 - CENTRAL JERSEY HEALTH INSURANC	PO 7724 HEALTH/DENTAL INSURANCE FEBRUARY 2021	72,806.00	72,806.00
1161 - CHASE BANK NA	PO 7717 2020 BAN ROLLOVER	12,065,318.88	12,065,318.88
1446 - DIRECT ENERGY BUSINES	PO 7628 2 PEMBERTON AVE 12/17-01/14//2021	321.72	
	PO 7675 433 MYRTLE AVE - JANUARY	350.13	
	PO 7676 HOOK AND LADDER - JANUARY	330.08	
	PO 7683 282 HILDRETH/900 MURPHY 12/18-01/15/2021	1,008.76	2,010.69
1081 - DRAGER SAFETY DIAGNOSTICS INC	PO 7587 Solution for Alcotest	120.00	120.00
1109 - FMERA	PO 7709 BDGL 901 UTILITIES - JANUARY 2021	2,115.45	
	PO 7710 RT 537 - JANUARY 2021	273.26	
	PO 7711 BUILDING 977 - JANUARY JCPL	2,415.56	
	PO 7712 BDGL 900 UTILITIES - JANUARY 2021	458.06	
	PO 7713 BLDG 282 - 12/10-01/08/21	814.77	6,077.10
1792 - GLENN MANNINO	PO 7693 Patrol boots for Mannino	124.94	124.94
1649 - INTRON TECHNOLOGY, LLC	PO 7646 Intron work on the New Building	1,012.00	
	PO 7647 Batteries	145.52	
	PO 7649 IT MANAGED SERVICES	3,498.33	
	PO 7650 IT MANAGED SERVICES	3,337.10	7,992.95
1781 - JENNIFER R JACOBUS, TRUSTEE	PO 7364 SUCCESSFUL TAX APPEAL	3,780.45	3,780.45
1153 - JERSEY CENTRAL POWER & LIGHT	PO 7701 200-000-857-007 12/17-01/18/21	4,751.80	4,751.80
1154 - JOANNE HUNT	PO 7648 HOLIDAY DECORATING CONTEST PRIZES	207.90	207.90
1672 - Kyle + McManus Associates LLC	PO 7584 OLD PO #17-011175; LAND USE ORDINANCE PR	142.00	
	PO 7598 OLD PO #17-011175; LAND USE ORDINANCE PR	958.50	1,100.50
1556 - LANGUAGE SERVICES ASSOCIATES INC	PO 5448 TELEPHONIC CHARGES 02/01-02/29/2020	18.90	
	PO 7629 TELEPHONIC CHARGES 01/01-01/31/2020	4.20	23.10
1727 - LAWREN SUPPLY COMPANY OF NEW JERSEY, INC	PO 6871 BODY ARMOR - REPLACEMENT FUND PURCHASE	2,996.46	2,996.46
1724 - LogMEIN USA, inc.	PO 7632 Go-To-Webinar Services 1/21-02/20/21	199.00	199.00
1204 - MGL PRINTING SOLUTIONS	PO 7343 2020 TAX FORMS	111.00	111.00
1220 - MONMOUTH COUNTY PUBLIC WORKS	PO 5345 PM TRUCK 38-75	1,083.77	
	PO 7599 GASOLINE - DECEMBER FD	75.40	
	PO 7600 GASOLINE - DECEMBER	225.98	
	PO 7601 GASOLINE - DECEMBER DPW	63.12	1,448.27
1538 - MONMOUTH COUNTY TREASURER	PO 6676 BULKY WASTE	1,205.51	
	PO 6696 BULK WASTE	69.97	
	PO 6827 BULK PICK UP	291.76	
	PO 6916 BULK DISPOSAL	227.72	
	PO 6942 BULKY WASTE	332.08	2,127.04
1231 - MONMOUTH HOSE & HYDRAULICS	PO 7442 HOSE REPAIR	8.39	8.39
1241 - NAPA AUTO PARTS (#15456)	PO 7635 SUPPLIES	57.93	57.93
1245 - NJ AMERICAN WATER CO	PO 7698 HYDRANT SERVICE 12/23-01/26/2020	6,219.84	6,219.84
1251 - NJ NATURAL GAS CO	PO 7627 LIBRARY 11/10-12/16/20	176.19	
	PO 7678 21 MAIN STREET 12/16-01/14/21	502.36	
	PO 7685 910 OCEANPORT WAY 12/17-01/15	1,216.94	
	PO 7686 920 OCEANPORT WAY 12/17-01/15/2021	677.56	
	PO 7687 930 OCEANPORT WAY - 12/17-01/15/2021	1,228.87	3,801.92
1253 - NJ STATE ASSOC CHIEFS - POLICE	PO 7574 2021 Annual State Chiefs Association Due	275.00	
	PO 7590 Internal; affairs training class	449.00	724.00
1496 - Paul Remington	PO 7128 GENERAL SERVICE 38-35 & 35-36	255.00	255.00
1310 - RYSER'S LANDSCAPE SUPPLY INC	PO 7578 CLEAN BLUE STONE	132.00	132.00
1313 - SAKER SHOPRITE INC	PO 7597 KITCHEN SUPPLIES	26.85	26.85

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List of Bills - (All Funds)

8.1.a

Vendor	Description	Payment	Check Total
1315 - SEABOARD WELDING SUPPLY, INC.	PO 7481 WELDING SUPPLIES	49.65	49.65
1326 - SIP'S PAINT AND HARDWARE	PO 7607 DPW - KEYS	12.95	
	PO 7609 DRILL BITS	5.59	18.54
1334 - STAVOLA ASPHALT COMPANY, INC	PO 7579 COLD PATCH - OCEANPORT WAY	460.50	460.50
1580 - THE TWO RIVER TIMES	PO 7564 Legal Notices	56.42	56.42
1373 - TWO RIVER WATER RECLAMATION	PO 7703 OLD WHARF HOUSE	90.00	
	PO 7704 PORT AU PECK FIRE HOUSE	90.00	
	PO 7705 LIBRARY	90.00	
	PO 7723 BLACKBERRY BAY	90.00	360.00
1380 - US BANK OPERATIONS CENTER	PO 7700 MCIA CAPITAL LEASE PAYMENT	817.30	817.30
1383 - V&B AUTO REPAIR LLC	PO 7572 Repairs on Unit 10 & 11	2,012.00	
	PO 7633 Repairs to Unit 5	432.31	2,444.31
1387 - VERIZON	PO 7688 POLICE JANUARY	302.84	302.84
1388 - VERIZON WIRELESS	PO 7669 FAS WIRELESS 01/24-02/23/2021	70.02	70.02
1389 - VERIZON WIRELESS (OEM)	PO 7716 OEM 02/02-03/01	38.01	38.01
Capital Fund			
1658 - AMAZON CAPITAL SERVICES, INC	PO 7577 BANKERS BOXES	302.95	302.95
1042 - C&S ELECTRICAL CONTRACTOR, INC	PO 7660 DPW TRAILER REMOVAL	120.00	120.00
1347 - THE GOLDSTEIN PARTNERSHIP	PO 7673 ARCHITECTURAL SERVICES JANUARY 2021	9,157.70	9,157.70
1617 - UNITED SITE SERVICES	PO 7254 900 MURPHY DRIVE - 09/14/20	90.00	
	PO 7484 900 MURPHY DRIVE - 12/16/20	150.00	240.00
OPEN SPACE TRUST			
1042 - C&S ELECTRICAL CONTRACTOR, INC	PO 7394 LIGHTING - OLD WHARF PARK	1,411.50	
	PO 7655 SERVICE CALLS	105.00	1,516.50
1617 - UNITED SITE SERVICES	PO 7257 MARIA GATTA PARK - 11/25 - 12/22/20	311.20	
	PO 7259 MARIA GATTA PARK - 09/30-10/27/20	311.20	
	PO 7473 MARIA GATTA PARK - 12/23-01/19/21	311.20	933.60
1388 - VERIZON WIRELESS	PO 7720 BBB SECURITY MONITORING	38.01	38.01
UCC Trust			
1658 - AMAZON CAPITAL SERVICES, INC	PO 7279 CONSTRUCTION - SUPPLIES	21.58	21.58
1505 - COLORNET, LLC	PO 7264 UCC SUPPLIES	2,182.14	2,182.14
DEVELOPERS ESCROW TRUST			
1499 - KEVIN E KENNEDY, ESQ	PO 7715 PB Engineering - BEIM	120.00	120.00
1672 - Kyle + McManus Associates LLC	PO 7585 PB Planner Review - Somerset Development	852.00	852.00
1195 - MASER CONSULTING, INC	PO 7178 PLOT PLAN REVIEW - CATALOG 7764520001	125.00	
	PO 7420 PLOT PLAN REVIEW - CATALOG 7764520001	125.00	
	PO 7631 PB Engineering - ARCE	467.50	
	PO 7639 PB Engineering - AcuteCare	82.50	
	PO 7640 PB Engineering - 25 Main Street	123.75	
	PO 7641 PB Engineering - MARTELLI	412.50	
	PO 7642 PB Engineering - 114 Salzmman Ave,	165.00	
	PO 7643 PB Engineering - MARTELLI	247.50	1,748.75
1195 - MASER CONSULTING, INC	PO 7644 PB Engineering - NJCU	536.25	
	PO 7645 PB Engineering - FMBC	247.50	783.75
1793 - THOMAS R PIHA	PO 7695 REFUND DEVELOPERS ESCROW BALANCE	752.50	752.50
TOTAL			12,208,079.66

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-101-01-000-011	CASH OPERATING			0.00	12,186,313.72
01-160-05-000-000	INTERFUND (DUE FROM) SECTION			8,055,565.81	
01-201-20-100-200	ADMINISTRATIVE & EXECUTIVE OE	26.85			
01-201-20-120-200	MUNICIPAL CLERK OE	3,600.83			
01-201-20-130-200	FINANCIAL ADMINISTRATION OE	13.98			
01-201-21-180-200	PLANNING BOARD OE	28.52			

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ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-23-210-202	HEALTH	68,531.00			
01-201-23-210-203	DENTAL	4,275.00			
01-201-25-240-200	POLICE OE	3,413.25			
01-201-25-252-200	EMERGENCY MANAGEMENT OE	38.01			
01-201-25-255-200	FIRE HYDRANT SERVICE OE	6,219.84			
01-201-25-260-200	FIRST AID ORGANIZATION OE	391.74			
01-201-26-300-273	SUPPLIES	113.17			
01-201-26-300-277	BITUMINOUS CONCRETE	592.50			
01-201-26-310-200	PUBLIC BUILDINGS & GROUNDS OE	32.75			
01-201-31-430-201	ELECTRICITY	5,201.20			
01-201-31-430-203	TELEPHONE/INTERNET	302.84			
01-201-31-430-204	WATER/SEWER	476.33			
01-201-31-430-205	NATURAL GAS	5,977.20			
01-201-31-430-207	STREET LIGHTING	5,025.06			
01-201-45-920-200	DEBT SERVICE OE	4,010,570.37			
01-201-46-870-200	COVID 19	1,886.92			
01-203-20-120-200	(2020) MUNICIPAL CLERK OE		3,337.10		
01-203-20-130-200	(2020) FINANCIAL ADMINISTRATION OE		281.00		
01-203-25-240-200	(2020) POLICE OE		1,224.42		
01-203-25-252-200	(2020) EMERGENCY MANAGEMENT OE		462.38		
01-203-25-265-209	(2020) REPAIRS & MAINTENANCE		1,083.77		
01-203-26-300-271	(2020) REPAIRS		8.39		
01-203-26-310-200	(2020) PUBLIC BUILDINGS & GROUNDS OE		30.00		
01-203-28-371-200	(2020) PARKS AND PLAYGROUNDS OE		207.90		
01-203-31-430-208	(2020) GASOLINE & OIL		364.50		
01-203-31-465-200	(2020) SANITATION DUMPING FEES		2,127.04		
01-203-43-490-200	(2020) MUNICIPAL COURT OE		23.10		
01-204-55-000	Accounts Payable			1,100.50	
01-400-65-100	Fund Balance Clearing			3,780.45	
TOTALS FOR	Current Fund	4,116,717.36	9,149.60	8,060,446.76	12,186,313.72
		=====	=====	=====	=====
02-160-05-000-001	DUE TO/FROM CURRENT FUND			0.00	2,996.46
02-213-40-700-035	BODY ARMOR			2,996.46	
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	2,996.46	2,996.46
		=====	=====	=====	=====
04-101-01-100-011	CAPITAL CASH - TD			0.00	9,820.65
04-215-55-474-000	MUNICIPAL COMPLEX ORD #970			9,820.65	
TOTALS FOR	Capital Fund	0.00	0.00	9,820.65	9,820.65
		=====	=====	=====	=====
06-101-01-100-011	OPEN SPACE CASH - TD			0.00	2,488.11
06-270-00-500-020	RESERVE FOR OPEN SPACE			2,488.11	
TOTALS FOR	OPEN SPACE TRUST	0.00	0.00	2,488.11	2,488.11
		=====	=====	=====	=====
18-101-01-100-101	CASH UCC TRUST			0.00	2,203.72
18-270-55-600	RESERVE FOR UCC TRUST			2,203.72	
TOTALS FOR	UCC Trust	0.00	0.00	2,203.72	2,203.72
		=====	=====	=====	=====
61-101-01-100-101	CASH-DEV.ESCROW/TD			0.00	4,257.00
61-270-55-600-205	RES.FOR DEV.ESCROW			4,257.00	
TOTALS FOR	DEVELOPERS ESCROW TRUST	0.00	0.00	4,257.00	4,257.00
		=====	=====	=====	=====

Total to be paid from Fund 01 Current Fund	12,186,313.72
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS	2,996.46
Total to be paid from Fund 04 Capital Fund	9,820.65
Total to be paid from Fund 06 OPEN SPACE TRUST	2,488.11
Total to be paid from Fund 18 UCC Trust	2,203.72
Total to be paid from Fund 61 DEVELOPERS ESCROW TRUST	4,257.00

8.1.a

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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8.1.a

		12,208,079.66			

8.1.a

Pending Payments (*Not Finalized*) - (..) ALL FUNDS

From 02/01/2021 to 02/28/2021 With a Line Amount > 10000.00

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
2/11/2021	7724			01-201-23-210-202 01-201-23-210-203	HEALTH DENTAL CENTRAL JERSEY HEALTH INSURANC	68,531.00 4,275.00	72,806.00	01-101-01-000-011
2/11/2021	7717			01-201-45-925-212 01-201-45-935-214 01-160-05-000-004	BAN PRINCIPAL BAN INTEREST DUE CAPITAL CHASE BANK NA	3,872,816.17 136,936.90 8,055,565.81	12,065,318.88	01-101-01-000-011

FEBRUARY SUMMARY BY ACCOUNT:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	PENDING CR
01-101-01-000-011	CASH OPERATING				12,138,124.88
01-160-05-000-004	DUE FROM GENERAL CAPITAL FUND			8,055,565.81	
01-201-23-210-202	HEALTH		68,531.00		
01-201-23-210-203	DENTAL		4,275.00		
01-201-45-925-212	PAYMENT OF B.A.N.		3,872,816.17		
01-201-45-935-214	INTEREST ON NOTES		136,936.90		
FEBRUARY TOTALS (FOR RANGE):		-----	-----	-----	-----
		=====	=====	=====	=====
			4,082,559.07	8,055,565.81	12,138,124.88

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
01-101-01-000-011	CASH OPERATING				12,138,124.88
01-160-05-000-004	DUE FROM GENERAL CAPITAL FUND			8,055,565.81	
01-201-23-210-202	HEALTH		68,531.00		
01-201-23-210-203	DENTAL		4,275.00		
01-201-45-925-212	PAYMENT OF B.A.N.		3,872,816.17		
01-201-45-935-214	INTEREST ON NOTES		136,936.90		
TOTALS (FOR RANGE):		-----	-----	-----	-----
		=====	=====	=====	=====
			4,082,559.07	8,055,565.81	12,138,124.88

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING AN AGREEMENT WITH "COMMUNITY GRANTS, PLANNING
& HOUSING" (CGP&H) TO SERVE AS THE ADMINISTRATIVE AGENT FOR
THE BOROUGH OF OCEANPORT AND ADMINISTER THE BOROUGH OF
OCEANPORT'S AFFORDABLE HOUSING UNITS**

**Resolution #2021-51
02/18/21**

WHEREAS, under authorization of the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301, *et seq.*, hereinafter the "Act") the Municipality implemented a program to provide affordable housing units to low- and moderate-income households desiring to live within the Municipality; and

WHEREAS, at Title 5, Chapter 80, Subchapter 26 of the New Jersey Administrative Code, the State has promulgated affordability controls in regulations designed to implement the Act, by assuring that low- and moderate-income units that are created under the Act are occupied by low- and moderate-income households for an appropriate period of time (the "Rules"); and

WHEREAS, Section 5:80-26.14 of the Rules provides that affordability controls may be administered by an administrative agent acting on behalf of a municipality; and

WHEREAS, the Municipality has selected Community Grants, Planning & Housing (CGP&H), a New Jersey Department of Community Affairs approved affordable housing administrative agent, to be the Administrative Agent for the purposes of providing affordability control services for all affordable housing within the municipality, unless otherwise specified, as included in this contract.

WHEREAS, the Borough desires to enter into a one (1) year contract with the CGP&H to serve as its Administrative Agent and administer its affordable housing program; and

WHEREAS, costs associated with the contract shall be either paid by the developer, unit owner or landlord of the affordable housing unit/project or by the Borough in the case of a Borough program or a resale program unless otherwise specified by the Borough.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Oceanport in the County of Monmouth that the Mayor and Borough Clerk are hereby authorized and directed to execute said contract between the Borough of Oceanport and the Community Grants, Planning & Housing annexed hereto on behalf of the Borough.

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT by and between the Borough of Oceanport (hereinafter referred to as "Borough"), a Municipal Corporation of the State of New Jersey and CGP&H LLC, 1249 South River Road, Suite 301, Cranbury, NJ 08512 (hereinafter referred to as "CGP&H"); and

WHEREAS, both the Borough and CGP&H desire to set forth the various duties, terms and responsibilities of the parties hereto;

WHEREAS, the Borough Council hereby desires to approve of this Contract that was presented for the provision of said services.

WITNESSETH, that the parties hereto, for and in consideration of the mutual agreements herein contained, promise and agree as follows:

1. The term of the Agreement shall become effective as of the the ____ day of _____, 2021 for a period of twelve (12) months, terminating at the close of business on the ____ day of _____, 2021. The Agreement may be terminated by either party, by giving one (1) month advanced written notice to the other.
2. CGP&H shall furnish all equipment and materials and shall perform the services set forth in Schedule A, Scope of Services and Compensation. Compensation will be provided as in this Agreement and as awarded in accordance with Compensation Schedule in strict accordance with the contract as the word "contract" is hereinafter defined and in accordance with all other terms and provisions.
3. The "contract" shall consist of the following:
 - a. This Agreement and all Schedules annexed thereto.
 - b. Resolution of appointment made by the Mayor and Borough Council.
 - c. All other terms required by law to be inserted in this contract, whether actually inserted or not.

- d. The Affirmative Action Requirements annexed hereto, applicable to this contract, as Schedule B.
4. CGP&H hereby represents to the Borough that CGP&H is qualified to fulfill the position set forth herein with applicable requirements. CGP&H further represents that CGP&H is familiar with all applicable statutes, laws, regulations, procedures and requirements in connection with this appointment.
 5. CGP&H hereby agrees to perform the services set forth under the Scope of Services and Compensation, Schedule A, for the Borough of Oceanport during the period set forth herein above.
 6. CGP&H shall not assign this contract or any of its rights or monies due hereunder without the previous written consent of the Borough of Oceanport as evidenced by a duly adopted Resolution.
 7. CGP&H represents that they currently have professional liability insurance in a minimum amount of \$1,000,000 per occurrence and \$2,000,000 aggregate, and that they shall supply a certificate to the Borough showing said coverage. CGP&H further covenants and agrees to protect, keep and hold the Borough of Oceanport harmless against any and all actions, claims or demands for damages, which may be caused by the negligent error, act or omission of CGP&H or by the improper performance of the contract.
 8. Payment to CGP&H shall be made in strict accordance with the terms of this contract. It is understood and agreed that in the event CGP&H is required to perform services that are not contemplated and are not within the subject matter of this contract and are extraordinary and are of a kind which would not ordinarily be performed in the normal course of providing services, that CGP&H shall be paid additional sums of money based upon change orders duly approved by Resolution of the Borough of Oceanport Council.

AND IT IS FURTHER UNDERSTOOD AND AGREED that the covenants, conditions and agreements herein contained are binding of the parties hereto, their successors, assigns and legal representatives.

IN WITNESS WHEREOF, the parties hereto have caused their presents to be signed by the respective authorized officers and the proper corporate and/or municipal seals affixed hereto, the date and year first written above.

WITNESS: BOROUGH OF OCEANPORT

BY: _____	BY: _____
NAME: _____	NAME: _____
TITLE: _____	TITLE: _____
	DATE: _____

WITNESS: _____	CGP&H, LLC _____
NAME: _____	NAME: Randall Gottesman, PP
TITLE: _____	TITLE: President
	DATE: _____

SCHEDULE A: SCOPE OF SERVICES AND COMPENSATION

CGP&H will provide the Borough of Oceanport with professional services for the purposes described in this proposal. CGP&H will only bill for services performed and the actual amount billed may be considerably less than the budgets presented in the tables below depending on the breadth of services requested by Oceanport.

ADMINISTRATIVE AGENT GENERAL SERVICES (<i>Payable by Oceanport</i>)	
1. General Day-to-Day Administrative Agent Services	Not-to-exceed \$5,000 billed hourly at a rate of \$130 per hour for licensed professional planners and \$85 per hour for all other staff.
2. Additional Advisory Services as requested by the Borough	Billed hourly at a rate of \$130 per hour for licensed professional planners and \$85 per hour for all other staff. Budget will depend on the breadth and scope of the services required by the Borough. CGP&H will not bill for any time under this line item without written authorization from the Borough.
3. Reimbursable Expenses	Up to \$200 per year.

1. General Day-to-Day Administrative Agent Services: This includes creating and/or updating the Administrative Agent Operating Manual, and Affirmative Marketing Plan, if required. This also includes responding to general affordable housing inquiries, affirmative marketing, foreclosure prevention activities, and annual mailings to homeowners as well as preparing intent-to-sell packages and monitoring reports. It also includes advising Oceanport on affordable housing requirements for new developments.

2. Additional Advisory Services as requested: These include special projects outside the scope of general administration including, but not limited to work related to the affordable units under the jurisdiction of the Fort Monmouth Economic Revitalization Authority (FMERA), group home research to document creditworthiness, or other special projects such as extension of controls or implementing an affordability assistance program. CGP&H will not bill for any time under these services without written authorization from the Borough.

3. Reimbursable Expenses: Direct costs include annual mailings to homeowners and regional mailings conducted as part of required affirmative marketing. Excluded from this line item budget is the cost for mailings needed if the prior administrative agent is not able to provide CGP&H with emails for applicants on a waiting list or current affordable homeowners and renters, which will be paid by the Borough.

RENTAL & OWNERSHIP FEES PAID BY Developer/Landlord/Homeowner		
1. Rental Fees	Flat fee of \$900/rental certification. No charge for applicants found to be ineligible. <i>No charge to prescreen applicants and referring as many applicants to landlord as needed to fill each vacancy</i>	Developer/Landlord pays fee. <i>Oceanport will help facilitate CGP&H going under contract with developers.</i> <i>Oceanport may pay this fee if Developer will not contract with CGP&H.</i>
2. Waiting List Management Fee	\$30 per deed restricted unit annual fee payable upon commencement of affirmative marketing. Minimum fee of \$300 annually.	Developer/Landlord pays fee
3. Lease Renewal Fee	\$30 per lease renewal	Developer/Landlord pays fee
4. Ownership Fee: Resales	3% of the sale price of the home or minimum of \$2,500.	Homeowner pays fee. <i>Oceanport will pay difference between 3% resale fee and minimum of \$2,500 if fee paid by owner is less than \$2,500.</i>
5. Ownership Fee: Refinance Requests	\$175 flat fee to process request	Homeowner pays fee
6. Ownership Fee: New Development	CGP&H will charge a fee of \$2,000 per sale unit. \$1,000 will be billed at the time each home goes under contract and \$1,000 will be billed at closing. In the event that a buyer goes under contract and does not close, the first \$1,000 payment would not be returned.	Developer/Landlord pays fee
7. Setup of New Projects	10 units or less:\$1,000 per new development Over 10 units: \$2,000 per new development	Developer/Landlord pays fee
Cost to Oceanport for these services	\$0.00 anticipated cost to Oceanport.	

- 1. Rental Fees:** CGP&H will contact the next applicant on the waiting list to prescreen them for eligibility, refer them to the landlord, and invite them to submit a full application. CGP&H will collect and review documentation from the applicant households to determine their eligibility. Eligibility determination fees do not include credit or background checks, which are generally done by the landlord. The Developer/Landlord may pay rental certification fees.
- 2. Waiting List Management Fee:** The waiting list management fee will allow us to maintain the waiting list on our web-based Affordable Homes New Jersey Profile (affordablehomesnewjersey.com). This unique online system provides around-the-clock, user-friendly and robust online tools for applicants, while also increasing our turnaround times. After initial lease-up, all applicants will be required to update their information annually.

3. **Lease Renewal Fee:** CGP&H will advise the Developer of the maximum rental amount before each new lease is executed and we will review all executed leases and maintain copies in our files, as required by UHAC.
4. **Ownership Fee: Resales:** CGP&H will charge the seller a fee as a percent of the sales price to refer interested buyers, coordinate with both the seller and all interested applicants throughout the duration of the sale process, income certify prospective buyers, prepare the closing documents, attend closings whenever required, and perform other duties related to the closing. This fee is paid by the owner directly to CGP&H at closing. In the unusual event where the sale fee comes in less than the minimum, CGP&H will be paid the difference by the municipality.
5. **Ownership Fee: Refinance Requests:** CGP&H charges existing homeowners a fee per request to process requests for subordination or home equity loans. This fee will be paid by the homeowner requesting the review.
6. **Ownership Fee: New Development:** After random selection is completed, CGP&H will process the pre-applications, screen pre-applicants, and refer eligible households to the developer, income certify all buyers, coordinate with mortgage providers, and prepare affordable housing related closing documents for the project.
7. **Setup of New Projects:** CGP&H will charge new developers a flat fee for project set-up activities. This includes pricing of units, preparation of deed restriction, affirmative marketing, and all other set-up activities.

A. Housing Rehabilitation Program Administrative Services

1. Initial Program Setup	Billed hourly at blended rate of \$115 per hour. Not to exceed \$1,500 (initial contract year only).
2. Ongoing Day-to-Day Program Administration	Billed hourly at blended rate of \$115 per hour. Not to exceed \$3,500 per contract year.
3. Direct Costs	Reimbursement for expenses. Not to exceed \$300 per contract year.
4. Additional services as requested	Billed hourly at blended rate of \$115 per hour. Budget for these services will depend on scope of additional services requested by Oceanport. CGP&H will not bill any time towards this line item without written authorization from the Borough.
Total Paid by Oceanport Borough	Not-to-exceed \$5,300

- A1. Initial Program Setup:** this includes, but is not limited to, creation of or revisions to Policies and Procedure Manual for administration of the Municipality's Housing Rehabilitation Program, creation of corresponding program forms, and program marketing materials.
- A2. Ongoing Day-to-Day Program Administration:** includes but is not limited to maintaining a waiting list of interested residents; ongoing owner outreach efforts, reviewing homeowner pre-applications to determine initial eligibility, reporting, ongoing updates to program forms as needed and all other Housing Rehabilitation administrative tasks.
- A3. Shared Services:** This includes contractor outreach, intake of new interested contractors' applications, qualifying new contractors, maintaining contractor database and individual records, updates to rehab work specifications templates and compliance research.
- A4. Direct Costs:** this includes, but is not limited to, reimbursement for direct costs for large scale printing jobs; postage; mailings; poster production; expedited mailings or messenger services, etc.

B. Housing Rehabilitation Program Case Management

1. Milestone 1: Eligibility Determination	Flat fee of \$1,500 payable upon certification of applicant's eligibility. Discounted flat fee of \$850 for each additional unit within a multi-family dwelling.
2. Milestone 2: Loan Closing	Flat fee of \$2,500 payable upon execution of construction documents. Discounted flat fee of \$1,250 for each additional unit within a multi-family dwelling.
3. Milestone 3: Final Inspection	Flat fee of \$1,600 payable upon satisfactory final inspection. Discounted flat fee of \$900 for each additional unit within a multi-family dwelling.
4. Title Search Fee	\$94 per property
5. Subordination Requests	\$175 flat fee to process refinancing requests. This fee is paid by the homeowner.
Total Paid by Oceanport Borough	Estimated not-to-exceed \$5,694 assuming no more than 1 case is completed in the contract year.

- B1. Milestone 1: Eligibility Determination:** this includes the introductory setup of a case through the processing of applications and determining the applicant's eligibility for the program.
- B2. Milestone 2: Loan Closing:** this includes comprehensive inspection of home to determine code violations, repair needs; developing a detailed cost estimate and work specifications for review and approval by homeowner; preparing bid documents for contractors to bid; review of bids received, preparing contractor contracts and homeowner agreements with the Municipality, and preconstruction meeting/contract signing/loan closing.
- B3. Milestone 3: Final Inspection:** this includes working with contractors and homeowners throughout construction to finalize the rehabilitation work, troubleshooting any difficulties that arise, progress inspections, and case closeout.
- B4. Title Search Fee:** Per property title search fee to confirm ownership and property liens.
- B5. Subordination Requests:** includes the cost of processing of subsequent Program Mortgage Subordination Requests during the affordability control period. The homeowner will be charged a flat fee per request.

Lead Risk Assessment and Testing Services (if requested by Borough)

1. Lead Risk Assessment and Report	Flat fee of \$550 per unit (includes dust wipes and soil sample as needed)
2. Lead Clearance Testing	Flat fee of \$300 per unit.
3. Direct Costs for Lead Clearance Lab Tests	Flat fee of \$15 per dust wipe and soil sample

- 1. Lead Risk Assessment and Report:** Only applicable to houses built prior to 1978.
- 2. Lead Clearance Testing:** Only necessary if lead risk assessment findings have actionable lead level.
- 3. Direct Costs for Lead Clearance Lab Tests:** Per each dust wipe and soil sampling needed for an applicable property lead clearance. Typically, no more than 9 samples per lead clearance. This price includes shipping from the lab.

Charges to be paid by the Housing Rehabilitation Contractor to CGP&H

Circumstance	Contractor Penalty
1. Failed Final Inspection	\$375 per failed inspection paid by the contractor directly to CGP&H. \$250 plus additional dust wipes (\$15 each) for repeat lead clearance if needed.
2. Unjustified Construction Delays	\$50 per day paid by the contractor directly to CGP&H.

- 1. Failed Final Inspection:** If a contractor requests a final inspection, and fails to meet the specifications of the Work Write-Up, the contractor will be charged a flat fee to partially cover the cost of having to conduct a second inspection and preparing the accompanying inspection reports. Charges for each failed final inspection will be issued directly from the contractor to CGP&H, as specified in the construction agreement. CGP&H will notify the Municipality if this penalty is ever levied against a contractor.
- 2. Unjustified Construction Delays:** If the contractor delays construction without appropriate justification which requires CGP&H's additional follow-up with contractor, a weekly penalty will be charged to the contractor during the delay period. This will be specified in the construction agreement as a weekly penalty to the contractor paid directly to CGP&H if the penalty is imposed. CGP&H will notify the Municipality if this penalty is ever levied against a contractor.

The following fees may apply to the Municipality only if the need arises:

Additional Housing Rehabilitation Services, as Needed	Fee
Services related to any cases that are terminated due to circumstances outside the control of CGP&H, including determination of either participant or property ineligibility, voluntary withdrawal by the program participant, or a participant failure to follow other program rules, including violations of local ordinances, falsification of eligibility documents, etc.	Hourly per case up to milestone cap.
For services related to the program inspector's discovery during the initial property inspection of non-compliant occupancy or recently completed or ongoing home improvements without required municipal permits, the CGP&H will bill hourly for all work required to get the program participant to rectify the situation and become municipally compliant before the case can continue in the program with the standard case processing procedures. *Municipality has the option to pass on this additional cost to the owner.	Hourly, up to 3 hours per case for compliance items*
If the program participant delays the preconstruction process for any reason, including rectifying non-compliance discovery (see above section), which then makes the state mandated certificate of eligibility period expire prior to the signing of the construction agreement, CGP&H will be required to reverify household income. Re-verification of income will be billed hourly. *Municipality has the option to pass on this additional cost to the owner.	Hourly, up to 5 hours per re-verification of income*
On occasion, there are secondary or supplemental funding sources available to assist a unit get fully up to code in cases where the program's funding limits and the program participant's ability to provide their own funding is insufficient. To avoid abandoning the case since it cannot be brought up to code with available funding, we can partner with other funding sources in some cases to make the project work. CGP&H will bill hourly up to the limit per case (see right) for initial research to determine if partnering source is an option for the particular case, and if so, then coordination of same with secondary funding source. If more time beyond the limit per case is needed to finalize the partnering of funds to bring the unit up to code to obtain State credit for that unit, CGP&H will not continue without additional direct written authorization from the Municipality.	Hourly, up to 3 hours per case for initial research and coordination of partnering funds
While extremely rare, if during or after the completion of a housing rehabilitation case there are contract disputes, warranty claims or other kinds of disputes causing the Municipality to request mediation or intervention by CGP&H, this work will only proceed upon written authorization from the municipality and will be conducted at our regular hourly rates. When a program participant or contractor contacts CGP&H directly, CGP&H can bill additional hours to attempt to resolve it expediently, prior to seeking written authorization from the municipality.	Hourly, up to 3 hours per case for warranty claims or up to 6 hours per case for contract disputes.
While rare, cases that require more than one bid opening (due to non-receipt of a qualified bid, contractor replacement or specialty contractor need on portion of rehab work) and/or more than one loan closing and related documents preparation; CGP&H will bill hourly per each re-bid process which includes re-sending updated bid notice and bid packages, additional bid opening, and review of bids received and/or each additional set of loan closing documents and/or additional loan closing	Hourly, up to 4 hours per case for re-bid process and up to 4 hours per case for each additional needed loan closing and/or additional loan closing documents.

Exclusions:

The following services are specifically excluded from the scope of services to be provided under this agreement:

1. All engineering and architectural services related to the rehabilitation of residential structures, and the coordination thereof. In the rare cases where such funding is needed, the homeowner is responsible for those costs.
2. All legal services as may be required to administer the program or resolve a dispute between a program participant and a contractor.
3. Direct costs such as advertising, reproduction, and expedited mail or messenger services more than amount identified above in this proposal.
4. Relocation assistance, in the extremely rare event that a household must be relocated during the construction phase.
5. CGP&H is not responsible for serving as the property manager of any rental units.
6. Lead based paint testing services.

SCHEDULE B

N.J.S.A. 10-5-31 et seq., (N.J.A.C. 17-27)

MANDATORY AFFIRMATIVE ACTION LANGUAGE

GOODS PROFESSIONAL SERVICES AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

- a. The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Except with respect to affectional or sexual orientation, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.
- b. The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex.
- c. The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- d. The contractor or subcontractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer pursuant to **N.J.S.A. 10:5-31 et seq.** as amended and supplemented from time to time and the American with Disabilities Act.
- e. The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C 17:-5.2. or a binding determination of the applicable county employment goals determined by the Division pursuant to N.J.A.C.17:27-5.2.

- f. The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.
- g. The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal Law and applicable Federal Court decisions.
- h. In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions
- i. The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302

- j. The contractor and its subcontractor shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance and EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C.17:27.**

COMPANY CGP&H, LLC

SIGNATURE _____

TITLE PRESIDENT

DATE _____

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPROVING CERTIFIED LISTS FOR THE LENGTH OF SERVICE AWARD
PROGRAM (LOSAP) FOR CY 2020**

**Resolution #2021-52
02/18/21**

WHEREAS, Ordinance #780 created a Length of Service Award Program (LOSAP) to reward the members of the Oceanport Volunteer Fire Department, the Oceanport Fire Police and the Oceanport Volunteer First Aid Squad for their loyal, diligent and devoted service to the residents of the Borough of Oceanport; and

WHEREAS, the program shall provide for funding of a fixed contribution annually by the Borough to a deferred income account for each volunteer member that meets the criteria set forth in Ordinance #780; and

WHEREAS, pursuant to N.J.S.A. 40A:14-191, the Local Plan Administrator is in receipt of the certified LOSAP lists for 2020 from:

**Oceanport Hook and Ladder Fire Company
Port Au Peck Chemical Hose Company
Oceanport First Aid Squad**

WHEREAS, the Governing Body has reviewed the certified lists for accuracy as per N.J.A.C. 5:30-14.10 and approves the lists presented; and

WHEREAS, after Borough Council approval, the certified list will be posted for a period of 30 days for membership review at the office of the Borough Clerk and the squad facility; and

WHEREAS, following the 30-day period for filing an appeal, and subject to holding the payment of any members being appealed, payment shall be made by the Borough of Oceanport to the approved contractor for deposit in the LOSAP account in the deferred income program.

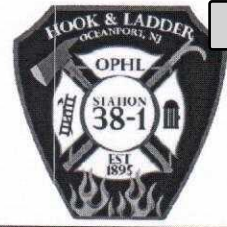
NOW THEREFORE BE IT RESOLVED, be it resolved by the Mayor and Council of the Borough of Oceanport that said certified list(s) are hereby approved and will be posted for thirty days in the Borough Hall and the respective house.



Oceanport Hook & Ladder
Fire Company

21 Main Street - Oceanport, NJ 07757
Phone/Fax (732) 542-6928

OCEANPORTHOOKANDLADDER@GMAIL.COM - WWW.OPHL.ORG



8.3.a

2020 LOSAP Program Qualifications:

Jan.11th 2021

The following members of the Oceanport Hook and Ladder have made the required number of points to qualify for LOSAP during 2020.

- Kevin Arban
- Richard Arlt
- David Covert
- Thomas Crochet
- Michael Deponte
- John Donohoe
- Anthony Fragale
- Robert Howie
- Francis J. Lippolis
- Michael Lippolis
- Mark Patterson
- Michael Patterson
- Reiss Pfleger
- William Reger
- Edward Ryan
- Jonathan Ryan
- Lenny Santos
- John Schneider
- Anthony Veltri
- Stephen Widmaier
- Joseph Wolf

Captain Reiss Pfleger

 38-169



Oceanport Volunteer
First Aid & Rescue Squad, Inc.

2 Pemberton Avenue
Oceanport, New Jersey 07757
oceanportfas@gmail.com



ACTIVE WITH OVER 50 PTS		PTS
AGAMAN, DORIS	0.1021	149
COOPER, PATTY	0.1558	108
DUNN, ALEXANDRA	0.6379	86
EGIDIO, GINA	0.7433	181
FILIPPONE, FREDERICK J	0.6376	543
LIPPOLIS, FRANK S	0.5390	196
LIPPOLIS, MARGARET A	0.7976	286
LOMBARDO, JOSEPH N	0.8146	241
PLACER, DAWN	0.0027	313

RECEIVED

JAN 28 2020

Township of Oceanport

Joseph N Lombardo LOSAP off. 2020
Jan 27, 2021



PORT-AU-PECK CHEMICAL HOSE COMPANY NO. 1

Volunteer Fire Company

433 Myrtle Avenue. Oceanport, New Jersey 07757

This List contains the Members of the Port-au-Peck Fire Company that are eligible for LOSAP for 2020.

1. Briskey, Stu
2. Brocklebank, buddy
3. Brown, Matt
4. Brown, Paul
5. Carroll, John
6. Carroll, Ken
7. D'Agostino, Bob
8. Desantis, Al
9. Fillipone, Fred
10. Gallo, Jim Jr
11. Gallo, Richard Jr
12. Gallo, Tom
13. Kohler, Arno
14. McNish, William
15. Shaffery, Patrick
16. Sherman, Wes
17. Terwilliger, Paul

Tom Gallo 2/5/21

Captain Tom Gallo

Richard A Gallo III
President Richard A Gallo III

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #18-00007 FOR
BLOCK 101, LOT 7 KNOWN AS BRIDGEWATERS DRIVE**

**Resolution #2021-53
02/18/21**

WHEREAS, at the Borough Tax Sale held on August 23, 2018, a lien was sold on Block 101 Lot 7 otherwise known as Bridgewaters Dr; and

WHEREAS, this lien, known as Tax Sale Certificate 18-00007 was sold to Culmac Investors Inc at an interest rate of 0% and;

WHEREAS, the owner's representative has redeemed certificate 18-00007 in the amount of \$9,922.65.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$9,922.65 payable to Culmac Investors Inc, Box 251, Monmouth Beach NJ 07750 for the redemption of Tax Sale Certificate 18-00007.

BE IT FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$2,500 (Premium) to the aforementioned lienholder.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REFUND FOR OVERPAYMENT OF PROPERTY TAXES
BLOCK 7, LOT 23.02 ALSO KNOWN AS 47 SHREWSBURY AVE**

**Resolution #2021-54
02/18/21**

WHEREAS, the following property is due a refund due to an overpayment by the homeowner; and

WHEREAS, the Tax Collector is recommending that the amount of overpayment due be refunded

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that the Tax Collector is hereby authorized to refund the overpayment due to the property owner:

Block 7 Lot 23.02	Kevin C & Jessica L Johnston	
	47 Shrewsbury Ave	
	Oceanport NJ 07757	\$326.76

BOROUGH OF OCEANPORT



Michael P. Kelly
Chief of Police

Michael S. Chenoweth
Captain

POLICE DEPARTMENT

P.O. BOX 370, OCEANPORT, NEW JERSEY 07757

732.222.6300

Main

732.222.6301 ext 1015

Records

732.222.0945

Fax

Monday, January 04, 2021

To: Frederick Filippone, Oceanport First Aid
Donna Phelps, Oceanport Borough Administrator

Reference: Anthony Perrelli, First Aid Applicant

Please be advised that the record check of the above applicant for membership in a volunteer organization is complete. Our investigation has led to the following finding:

X

The applicant is suitable for membership.

The applicant is **NOT** suitable for membership.

If there are any further questions regarding this applicant, please contact my office.

Sincerely,

Michael P. Kelly
Chief of Police

Cc: file copy

BOROUGH OF OCEANPORT



Michael P. Kelly
Chief of Police

Michael S. Chenoweth
Captain

POLICE DEPARTMENT

P.O. BOX 370, OCEANPORT, NEW JERSEY 07757

732.222.6300
Main

732.222.6301 ext 1015
Records

732.222.0945
Fax

Wednesday, January 27, 2021

To: Frederick Filippone, Oceanport First Aid
Donna Phelps, Oceanport Borough Administrator

Reference: Victoria Coles, First Aid Applicant

Please be advised that the record check of the above applicant for membership in a volunteer organization is complete. Our investigation has led to the following finding:

 X

The applicant is suitable for membership.

 The applicant is **NOT** suitable for membership.

If there are any further questions regarding this applicant, please contact my office.

Sincerely,

A handwritten signature in blue ink, appearing to read "M. Kelly", written over a horizontal line.
Michael P. Kelly
Chief of Police

Cc: file copy

OCEANPORT RECREATION COMMITTEE
MEETING MINUTES
November 11, 2020

Minutes of the regular meeting of the Oceanport Recreation Committee held
on
Wednesday evening, November 11, 2020

In attendance: Members:
Jay Silverman
Mike MacStudy
Dave Walker
Joanne Hunt
Scott Marcantanio
Greg Lockwood
Beth Watkins
Therese Wollman
Bill Deerin
Spencer Carpenter
Absent: Chris Macioch*
 Kristen Karlson*

Note- Chair Beth Watkins will be asking to replace these members who have not attended in 6 months.

Open Meeting/Flag Salute

Meeting called to order by Jay Silverman at 7:30pm. Motion to open the meeting was made by Jay Silverman and seconded by Mike MacStudy.

Approval of Minutes

The October 2020 meeting minutes were reviewed. There was one correction noted by Mike MacStudy- lawn signs for sale at the Trunk or Treat were requested by the 8th grade not the PTO. The motion to approve the meeting minutes was made by Greg Lockwood and seconded by Mike MacStudy. All were in favor.

Correspondence:

Joanne Hunt reported that there was a request from Donna Phelps and Ellen Kale to dedicate the flagpole at BB for Ward Cole. The Committee had no issue with the request but suggested that this was a good Eagle Scout or Scout project that they would support.

Public Comments: Motion to open to the public was made by Therese Wollman Jay Silverman and seconded by Greg Lockwood at 7:36 pm.

Present from the Public- Aiden Weiss, Gooseneck Lane. Aiden asked to present his Eagle Scout project proposal for “mini libraries”. Aiden provided the Committee with a detailed description of the materials, supplies and book swap concept. The Recreation committee was in favor of the project and suggested that Aiden attend the next Council meeting for approval. Recreation Committee Members made the following suggestions:

~important to consider future upkeep

~Locations- BBB, Wolf Hill and Old Wharf. Community Center is location of the library, so it is not needed there.

Mike MacStudy also mention that there are other projects such as a 4 square pad at Evergreen and the flagpole at BBB to consider. Aiden stated that he would bring those to the attention of the Scout leadership.

As there were no members of the public present, in a motion made by Therese Wollman and seconded by Mike MacStudy, the meeting was closed to the public at 7:46 pm.

Recreation Coordinator Report- Joanne Hunt

Report Highlights:

Parks closing procedures and dates have been communicated to DPW
Selection of shaded bench for Charles Park- \$7000. We will encumber money and deal with installation in the spring as we look at ADA compliance options

Halloween Trunk or Treat 10/25/20. 350 + attended. The public gave excellent feedback on the concept. Ideas for improving in 2021- need more volunteers to assist with parade and judging, close off parking lot earlier and request assistance with parking. We should give out smaller quantities at of candy at each trunk (we made large bags in advance and did not anticipate the crowds. Adding the “best trunk” was a great idea. If we continue with the contest- better sound system or numbering on costumes (like race numbers) will make everything easier.

Tree Lighting- The Recreation Committee looked at options for an outdoor tree lighting in light of new COVID restrictions. After a discussion of the pros and cons it was decided that we would not have a tree lighting event in 2020. The Committee agreed to increase the categories for selection of winners to include “Clark Griswold” category as well as “Most Traditional”. Other categories are – Best Tree, Best Door, Best Window, and Best Overall. As suggested by Jay Silverman, the OPRec email will be used for pre-registration.

USA Sports- Joanne Hunt outlined the proposal for USA sports to continue offering recreational sport training for the spring/summer 2021 season. This program was run in the summer and fall of 2020 due to limited sport options during COVID. USA Sports was granted a waiver of the \$500 rental and instead rebated 10% of registration monies to Recreation. Joanne Hunt and Beth Watkins supported the program as a “service” to the community. Mike MacStudy reminded the Committee that this could open a “can of worms” for other for-profit programs. Spencer Carpenter stated that we should consider this as something we can offer to the community with limited risk. Bill Deerin agreed. Jay Silverman stated that his son participated and enjoyed the socialization.

In a motion made by Scott Marcantano and seconded by Beth Watkins, a motion was made to “proceed with exploring the use of USA Sports as a service provider for youth sport classes/programs”. All were in favor. It was noted that the suggested schedule had conflicts with Action Camp and T-ball. Joanne Hunt recommended that the schedule be reviewed to ensure that it did not conflict with any OP sport programs or events.

Revenue:

Revenue

2020 Final Boat Permits \$10,730.00	2019 Final \$12,170.00
2020 Final Field Revenue \$13,690.00	2019 Final \$12,180.00

Field Requests:
None

Council Liaison Report:

Bill Deerin reported on the following:

Pickleball- Bill White is going to submit options.

Joanne Hunt restated that the Recreation Committee was in favor of a hitting wall- Bill Deerin stated he would pass that on to Council.

Trees are still down at Evergreen- issue with vendor

Bill and Max (DPW) looking at options for safety surfacing perimeters at both BBB and Community Center.

Bill Deerin and Mike MacStudy discussed the possibility of a turf field at Gatta Park. In speaking with Katie LaPorta, Mike MacStudy reminded everyone that the bond was paid off and that a turf field would bring in revenue. This would include 3 or 4 fields (this would require a feasibility study), lights, parking and possibly a building for storage, restrooms and concessions.

In terms of funding, Mike MacStudy suggested a few possibilities- a bond, gambling revenue, and/or open space funding. Spencer Carpenter suggested speaking to the track regarding adjacent areas for parking. Bill Deerin noted that at this point- this is the exploration phase.

Subcommittee Reports:

Subcommittee & Officer Review Panel- Scott Marcantano- no report

Nominations- Mike MacStudy- no report

Sonny Giordano Award- Greg Lockwood- no report

Egg Scramble- Beth Watkins-no report

Mini Golf- Mike MacStudy-no report

Memorial Day Parade Committee- Beth Watkins –no report

Movies- Joanne Hunt- previously reported

Summer's End-Jay Silverman- no report

Halloween- Joanne Hunt- previously reported.

Tree Lighting- Spencer Carpenter- previously reported

Decorating Contest- Jay Silverman- previously reported

Disc Golf- Scott Marcantano – no report

Grants/Parks- Joanne Hunt – previously reported

Park Maintenance Reports- Scott Marcantano- Scott stated he would resend sample. Scott reported an issue with the bocce courts at old Wharf- they are slated to become additional parking for the senior center. Re-locating them should be looked at. Mike MacStudy also reported that the planter in the parking lot at BB was damaged. Joanne Hunt stated she could report that to DPW.

Finance Report- Greg Lockwood- Greg reviewed the current budget with the Committee. Mike MacStudy noted that most funds have been expended and that the new bench would deplete balance.

Old Business:

Pickle Ball Update- Previously discussed.

Fee Structure- Beth Watkins – tabled until December meeting.

Membership- Beth Watkins will send a letter to both Chris Macioch and Kristen Karlson to resign.

DPW requests- Joanne Hunt reported to the Recreation Committee that DPW requests are forwarded to DPW and Donna Phelps when they are

received. Pictures are very helpful and detailed descriptions can save time. Joanne felt that there has been progress in a more coordinated effort.

New Business:

In a motion made by Scott Marcantanio and seconded by Jay Silverman, the Recreation Committee voted to recommend the proposed Eagle Scout mini library project to Council for approval. All were in favor.

Adjourn: Motion to adjourn was made by Therese Wollman and seconded by Greg Lockwood at 9:29 pm. Next meeting: December 9, 2020.

Respectfully submitted, Joanne Hunt

**OCEANPORT RECREATION COMMITTEE
MEETING MINUTES
December 9, 2020**

8.9

Minutes of the regular meeting of the Oceanport Recreation Committee held
on
Wednesday evening, December 9, 2020 via ZOOM

In attendance: Members:
 Jay Silverman
 Mike MacStudy
 Dave Walker
 Joanne Hunt
 Scott Marcantanio
 Greg Lockwood
 Beth Watkins
 Therese Wollman
 Bill Deerin
 Guest: Donna Phelps
Absent: Spencer Carpenter

Open Meeting/Flag Salute

Meeting called to order by Beth Watkins at 7:30pm. Motion to open the meeting was made by Jay Silverman and seconded by Mike MacStudy.

Approval of Minutes

The November 2020 meeting minutes were reviewed. The motion to approve the meeting minutes was made by Mike MacStudy and seconded by Jay Silverman. All were in favor.

Correspondence:

Joanne Hunt reported that there was a request to light the tree at the Port Au Peck firehouse. Joanne Hunt reported that she reached out to Spencer Carpenter who dropped off the lights. There was also a request keep the tennis nets up for the winter.

Donna Phelps BA:

- Repair of the railroad ties at BBB and Community Center playground areas- contract has been signed to replace both. \
- Pickle ball- Bill White is still looking at options
- Fencing repair at Evergreen – still an issue
- The Committee discussed the pros and cons of leaving up the tennis nets and decided it was OK but it is something that should be reviewed annually to determine damage (snow, wind, vandals etc....)

- Mike MacStudy opened the conversation about turf fields at Gatta and referred to the 2008 Master Plan for guidance. Donna noted that is something to discuss long term.
- Donna also thanked the Committee for their hard work and dedication to Oceanport.
Mike MacStudy opened the conversation about turf fields at Gatta and referred to the 2008 Master Plan for guidance.

Public Comments: Motion to open to the public was made by Jay Silverman and seconded by Greg Lockwood at 8:01 pm.

As there were no members of the public present, in a motion made by Beth Watkins and seconded by Mike MacStudy, the meeting was closed to the public at 8:02 pm.

Recreation Coordinator Report- Joanne Hunt

Report Highlights:

Mayor Coffey reached out at the end of November to gauge interest in a tree lighting sponsored by “TetherView”. Joanne reported back to the Mayor that due to Covid, the Committee decided not to do a tree lighting event.

Shaded bench for Charles Park- \$7000-ordered

Decorating contest- Per Jay Silverman- we are all set. We will meet at 6 pm at BBB and proceed to houses based on map of pre-registered.

Categories- “Clark Griswold” “Most Traditional”. Other categories are – Best Tree, Best Door, Best Window, and Best Overall.

Revenue:

2020 Final Boat Permits \$10,730.00

2020 Final Field Revenue \$13,690.00

Council Liaison Report:

Bill Deerin reported on the following:

Pickle ball- No new information

Safety surfacing perimeters at both BBB and Community Center-under contract

Subcommittee Reports:

Subcommittee & Officer Review Panel- Scott Marcantano- no report

Nominations- Mike MacStudy-

Nominations:

Mike MacStudy called for the following nominations:

Scott Marcantanio- seconded by Jay Silverman. As there were no other nominations, Mike MacStudy closed the nominations for Vice Chair. All were in favor,

Mike MacStudy called for the following nominations:

Beth Watkins- seconded by Jay Silverman. As there were no other nominations, Mike MacStudy closed the nominations for Vice Chair. All were in favor,

Sonny Giordano Award- Greg Lockwood- no report

Egg Scramble- Beth Watkins-no report

Mini Golf- Mike MacStudy-no report

Memorial Day Parade Committee- Beth Watkins –no report

Movies- Joanne Hunt- no report

Summer's End-Jay Silverman- no report

Halloween- Joanne Hunt- no report

Tree Lighting- Spencer Carpenter- no report, Lights delivered.

Decorating Contest- Jay Silverman- Jay will email list in advance.

Disc Golf- Scott Marcantanio – no report

Grants/Parks- Joanne Hunt –we should know about open space in a few weeks.

Park Maintenance Reports- Scott Marcantanio- no

Finance Report- Greg Lockwood- the Committee Greg reviewed the final 2020 budget numbers. The bench will expend all funds.

Old Business:

Pickle Ball Update- Previously discussed.

USA Sports- request lawn signs down- Joanne Hunt will contact them.

No one has an issue with continuing schedule for spring- Joanne Hunt will work with USA Group.

Fee Structure- Beth Watkins –Sub- committee formed to work on this in January- Watkins, Hunt, Wollman, and Lockwood.

Membership- Beth Watkins- no report.

New Business:

After 15 years, Mike MacStudy will be stepping down as a member of the Committee. Members expressed their gratitude and appreciation for Mike's service and dedication.

Adjourn: Motion to adjourn was made by Mike MacStudy seconded by Beth Lockwood at 8:24 pm. Next meeting: January 13, 2021.

Respectfully submitted, Joanne Hunt

APPROVED
MINUTES OF THE OCEANPORT HISTORICAL COMMITTEE MEETING HELD
12/10/20

The Oceanport Historical Committee met on Thursday, December 10, 2020. We met at the Blackberry Bay Pavilion at 7:00 p.m. using social distancing protocols, and we wrapped things up around 8:30 p.m. The goals of the committee are to plan and execute efforts to celebrate the Borough's centennial which will occur in 2020-2021 and to promote a better understanding of the Borough's history.

In attendance were:

Frank Barricelli
 Tom Cavanagh
 Robin Kelly
 Rosanne Letson
 Mike MacStudy
 Toni Sverapa

Guests: No guests.

(Note: If I omitted your name from the attendance for this meeting, please let me know.)

Our Agenda for this meeting was as follows:

- Sign-in sheet
- Introduction of new members and guests
- Review/approve previous month's Minutes
- Set date for January 2021 monthly meeting (remaining meetings will be scheduled when Borough calendar finalized)
- Review financial status
- Review status of magnets and holiday ornaments
- Review action items from previous meeting
- Ongoing - gift to Wolf Hill School in memory of Nadine Jeffrey
- Review status of inputs to history book
- Provide input to Historical Committee end-of-year summary for Mayor and Council – address activities held, activities cancelled, recommendation on banners, goals for 2021
- Other items and open discussion
- Verify new action items and adjourn

We voted to approve the Minutes from the last meeting after a change to #4, page 2: "says...Donna Phelps explained to Toni that the State had an issue..."; change to "...Donna Phelps explained to Toni that the Borough attorney had an issue...". Rosanne will prepare them in final form and submit them to Jeanne Smith at the Borough.

We set January 7, 2021 as our next meeting date. Rosanne will check to see when the Council is meeting in January, and she will notify Jeanne that we want to reserve the Blackberry Bay “Pavilion” if there’s no conflict on January 7th.

Toni provided the following information about our financial status:

1. Our balance as of 12/10/20 is \$23,035.12.

She noted that the Oceanport Sports Foundation donated their remaining balance of \$715.00 to the Historical Committee, and she thanked them and Tom Schiavone for same. Toni explained that a historical trust account was set up in 2008 with \$988.00. She wants to put the \$715.00 in that account. When all of this is resolved, we will find out about having an account for the Centennial Committee/Historical Committee that doesn’t expire like our current one does.

We are still waiting for Borough Attorney Scott Arnette to work out his reservations about our planned Gala. Our deposit is being held until this is worked out, and Toni said that the venue is holding the date for us. Robin noted that she would go ahead and book the DJ.

As far as the status of the magnets and Christmas ornaments is concerned, we made \$1,345.00 on the sale of the magnets. The first batch of Christmas ornaments cost us \$1,935.00, and we made \$4,211.00, and we sold out. One hundred more Christmas ornaments were ordered, and Toni said they should come in on December 16th. Toni will post about them again on Facebook, and she talked about possibly putting up signs advertising them in the post office possibly, etc., and suggested that Jeanne Smith could possibly advertise on the Borough’s website. She told us that she donated one of the ornaments to Clem Sommers’ wife, and there were no objections to that.

Toni added that the banners were all paid for.

Tom let us know that we don’t owe Skip’s Sports any money, and Toni said that Jo said the same.

Before we moved on to the Action Items from the 11/12/20 meeting, Tom asked us to be sure to note the Minutes that Oceanport lost a dedicated volunteer when Joe Centanni passed away. Tom said that Joe was the Fire Chief when he got elected as Mayor, and he was Chief for the first 100-year storm (out of three). Tom said he did a fantastic job as Chief, and he stated that, “he gave the town everything he had.” Toni suggested that perhaps we could dedicate a brick in his name at the new Municipal Complex.

Next we reviewed the Action Items from the 11/12/20 meeting, which were as follows:

Action Items from 11/12/20 meeting

1. Rosanne will prepare the Minutes from the last meeting in approved form after making the change requested by Toni, and submit them to Jeanne Smith.

2. Toni will process the invoice for the remaining balance owed for the Christmas ornaments, and will commence the sale of same. She will find out if we can order more before Christmas if we feel we have the market for them.
3. Toni will talk to Max at the DPW about the street signs for our memorial to Nadine, and Rosanne will talk to BA Donna regarding same.
4. Pat will send us/Frank a photograph from her great-grandfather's gas station.
5. Mike will finish the Foggia's piece for the book.

#1 was done.

As far as #2 is concerned, Toni processed the invoice for the remaining balance owed for the Christmas ornaments, and she sold them. She ordered more. We voted to approve the payments of \$460.00 and \$460.00 for same.

As for #3, Toni talked to Max at the DPW, and Rosanne talked to BA Donna Phelps regarding a street sign to be used for our memorial to Nadine Jeffrey at Wolf Hill School. Donna referred Rosanne to Max, unbeknownst to Toni, and Toni told Max to go with "Nadine Jeffrey Avenue" as suggested earlier by Rosanne. We discussed that we preferred "Nadine Jeffrey Way", and that if Max hadn't already ordered, we would ask him to order this. Rosanne will email Max about it, and/or Toni will ask him as she has his number. We decided to take the money out of our account to cover the cost of \$50.00.

For #4, Pat Pfleger sent Frank a photograph of her great-grandfather's gas station.

With respect to #5, Mike is almost done with the article on Foggia's. He had some photos with him which he passed around, hoping someone could help him identify some of the people pictured.

We next reviewed the status of input to the book. Toni told us that Ed Ryan gave her a box of "memorabilia" from the Fire and First Aid when he picked up an ornament. She went through it to see if there's anything we can use, and she passed the box to Paula so she could look through it for First Aid history. Toni also let us know that she was able to get an Oceanport resident, Ceil Mancini, to help her with writing about the marinas in town.

Robin told her daughter to invite a friend, Abby, to our next meeting as Abby is a writer and might be interested in helping us.

Rosanne will do the research on Oceanport Gardens that she wasn't able to get to before this meeting.

Mike will finish the section on Foggia's.

Frank will send more sections to Pat.

We moved on to a discussion of an end-of-year summary for Mayor and Council. Frank will ask if we should count on being able to celebrate Memorial Day with a parade, etc. We discussed all of the events that we had to cancel this year because of Covid, and we discussed that we hope to be able to hold them in 2021. Frank will report on all of this to Council.

We did not set a date for our next Book Committee meeting. Our next regular meeting will be Thursday, January 7th at 7:00 p.m. at the Blackberry Bay Pavilion.

We adjourned at approximately 8:30 p.m.

Action Items for the next meeting:

1. Rosanne will prepare the Minutes from the November 12, 2020 meeting (after making changes) in approved form and submit them to Jeanne Smith.
2. Rosanne will check with Jeanne Smith to see when Council is next meeting, and she will reserve the “Pavilion” for our January 7th meeting.
3. Toni will advertise and sell the second batch of Christmas ornaments.
4. Rosanne will email Max/Toni will call Max at the DPW about the street signs for our memorial to Nadine to see if he’s already sent the order for “Nadine Jeffrey Avenue” and if not, ask him to change to “Nadine Jeffrey Way”.
5. We will work on the respective sections of the book.
6. Frank will work on an end-of-year summary of our activities for Mayor and Council.



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • AUGUST 20, 2020

Workshop

REMOTE/VIRTUAL

7:00 PM

Clement V. Sommers Municipal Building, 910 Oceanport Way, Oceanport, NJ 07757

- I. **Meeting Called to Order:** Mayor Coffey called the meeting to order at 7:03 PM
- II. **Statement of Compliance with Open Public Meetings Act:** Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 6, 2020, and by the posting of same on the municipal bulletin board and Borough Web Site." This meeting complies with the Open Public Meetings Act by notification on June 1, 2020 of this virtual/remote meeting, its location, date and time to the Asbury Park Press and the LINK News and by the posting of same on the municipal bulletin board and Borough Web Site. Mayor Coffey then read the virtual/remote meeting advisory advising the public how to attend and participate during public portions of the meeting
- III. **Flag Salute:** Mayor Coffey led attendees and members of the Council in the flag salute
- IV. **Invocation:** Borough Chaplain Stacy Deerin was unable to attend. Mayor Coffey asked for a moment of silence in recognition of the passing of Nadine Jeffrey, long time resident and teacher.

V. **Roll Call:**

Attendee Name	Title	Status	Arrived
Jay Coffey	Mayor	Remote	
William Deerin	Councilman	Remote	7:24 PM
Richard Gallo	Councilman	Remote	
Bryan Keeshen	Councilman	Remote	
Michael O'Brien	Councilman	Remote	
Thomas Tvrdik	Councilman	Remote	
Meghan Walker	Councilwoman	Remote	
Donna M. Phelps	Borough Administrator/Deputy Clerk	Remote	
Scott Arnette	Board Attorney	Remote	
Catherine D. LaPorta	Chief Financial Officer	Remote	

- VI. **GUEST: FMERA Update:** Mayor Coffey advised that FMERA had provided an extensive update last meeting and there was no new information but they would be back for the September meeting as a recurring item moving forward.
- VII. **Administrator's Report:**
1. Resolution amending Sick Leave Policy language

Ms. Phelps reported that it was brought to her attention by the PBA of an inconsistency in the personnel manual related to sick leave policy. Best practice has been that upon start of 6th calendar year, an increase in sick leave took effect, however, the manual indicates upon completion of the 6th year. A resolution has been prepared for the regular meeting to clarify that once an employee starts their 6th calendar year the increase in sick leave takes effect.

Ms. Phelps next reported that due to unforeseen circumstances, there were several items needing action that were not included on the agendas and described additional resolutions for purchase of 2 police vehicles, purchase of fire department radios, purchase of fire department extrication equipment, acceptance of a 1995 rescue truck from Eatontown Borough, renewal of membership in the Monmouth JIF, compensation of the librarian, acceptance of the 2019 municipal audit and a shared service agreement for use of courtroom facilities with Little Silver and Rumson and requested that Council

consider acting on them at the Sept. 3, 2020 Workshop meeting.

Ms. Phelps addressed an email from the Borough's Affordable Housing Counsel, Andy Bayer, advising that the Borough needed to make payment of \$15,000 for legal fees in accordance with the settlement agreement with Fair Share Housing. Unfortunately it was realized after the bill list was posted and due to its time sensitivity she has instructed the CFO to prepare a manual check from the Affordable Housing Trust Fund and post for the September 3rd bill list.

Ms. Phelps advised that this year's NJLM Conference would be held virtually Nov. 16th to 20th and asked that those interested in attending let her now for pre-registration.

Lastly, she reported on a letter from a member of the public to Earle Construction regarding the improvements at Oceanport Ave and E. Main Street and read the letter for the record that included praise for hard workers and a clean site.

VIII. Clerk's Report:

August 20, 2020 Regular Meeting Items: Ms. Phelps asked for any questions or comments on the 19 items listed for the consent agenda. Councilman Gallo expressed concerns that the resolution concerning Sommers Park did not stipulate sufficient requirements. Mayor Coffey advised that he and Councilman Gallo had spoke about it and the resolution could be put off in order to formalize additional stipulations regarding staging areas and other items that they would revisit at the September 3 workshop. Councilman O'Brien asked a question about Item #6 - didn't that show already happen. Mayor Coffey advised yes, they got their list to us as quickly as they could. Mayor Coffey commented on how well the event(s) were handled and the police nor emergency services had had any issues.

1. Resolution authorizing payment of BILL LIST 08-20-2020
2. Resolution to amend 2020 budget for Alcohol Education Grant
3. Resolution to amend 2020 budget for Clean Communities Grant
4. Resolution authorizing 2019 Road Program Change Order #1
5. Resolution authorizing cancellation of grant balance
6. Resolution approving Special Event Permit for Drive In Concert - Bert Kreicher
7. Resolution approving Special Event Permit for Drive In Concert - Andrew McMahon
8. Resolution approving Special Event Permit for Drive In Concert - Yacht Rock Revue
9. Resolution approving Special Event Permit for Drive In Concert - Front Bottoms
10. Resolution granting permission to the TRWRA for use of Sommers Park
11. Resolution authorizing carry over of paid vacation for qualified personnel
12. Resolution authorizing Change Order #25 to Benjamin Harvey Co. Contract
13. Resolution authorizing Change Order #26 to Benjamin Harvey Co. Contract
14. Resolution authorizing Change Order #27 to Benjamin Harvey Co. Contract
15. Resolution authorizing Change Order #28 to Benjamin Harvey Co. Contract
16. Resolution fixing compensation for employees & officials for 2020
17. Resolution authorizing permits for Facility Use
18. Resolution awarding contract to Maser Consulting - MCOSG Application
19. Resolution accepting donation of office furnishings from Nicholas H. Teetelli

IX. Discussion Items:

1. Hold Harmless Agreement with Goldstein Partnership, Mayor Coffey

Mr. Arnette advised that additional work had been done over at the Fort complex site; the Goldstein firm had no involvement with the construction design or review which was handled by Earle Construction. The Goldstein Partnership was looking for a hold harmless agreement from that specific work which was on for the regular meeting.

2. Domestic Violence Policy for Public Employers

Ms. Phelps reported on the purpose of the policy, the notice by the JIF as to the requirement to adopt such a policy, use of the model policy used by the Civil Service Commission, she worked with Mr. Arnette and Chief Kelly to address minor modifications to localize the policy and was ready for action at the regular meeting.

- X. Mayor's Report:** Mayor Coffey reported on items including the last weather event, branch pickup by public works, due to volume not everything had been picked up; a second storm event required that residents get everything out to the curb by that Friday. Also requested that residents break down branches where possible to include with garbage pickup. He furthered that there remains additional debris out there from the first storm. Mayor Coffey also spoke highly of Frank Luna, representative from JCP&L, who continued to handle and address resident concerns for power outages and downed trees. He spoke to the fact that some of the poles down actually belonged to Verizon and there customer service was not on the same level as Mr. Luna's and he continues to deal with Verizon to continue to address outstanding issues. Mayor Coffey continued that the PTO had been able to hold their issue at Blackberry Bay Park which was a great success and thanked the Council on their behalf for the use of the park. Mayor Coffey also advised that Summer's End had been cancelled as well as the NJ Marathon races due to COVID.

Councilman Deerin entered the meeting at 7:24 PM.

- XI. Petitions from the Public:** Mayor Coffey opened the meeting to petitions from the public. Public was advised to click button on "raise hand" to want to speak, email to publiccomments@oceanportboro.com or call the meeting line at 732.272.8337. As no one from the public presented, Mayor Coffey closed that portion of the meeting.

XII. Executive Session:

#2020-174 Resolution authorizing an Executive Session

Personnel Matters - N.J.S.A. 10:4-12(b)(8)

Police Department Staffing

At 7:27 PM Council President Gallo made a motion to adopt the resolution to enter Executive Session which was seconded by Councilman O'Brien and received the following roll call.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Richard Gallo, Councilman
SECONDER:	Michael O'Brien, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

Motion to Return to Regular Meeting

At 8:04 pm, the Mayor & Council returned from Executive Session and the regular meeting was reopened on a motion by Councilwoman Walker and seconded by Councilman Gallo and approved by Council.

- XIII. Adjournment:** As there was no further business, the meeting was adjourned at 8:05 PM on a motion by Councilman Deerin, seconded by Councilwoman Walker and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**BOROUGH OF OCEANPORT****MAYOR & COUNCIL****MINUTES • AUGUST 20, 2020****Regular Meeting****REMOTE/VIRTUAL****7:30 PM****Clement V. Sommers Municipal Building, 910 Oceanport Way, Oceanport, NJ 07757**

- I. **Call to Order:** Mayor Coffey called the meeting to order at 8:19 PM
- II. **Statement of Compliance with Open Public Meetings Act:** Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 6, 2020, and by the posting of same on the municipal bulletin board and Borough Web Site." This meeting complies with the Open Public Meetings Act by notification on June 1, 2020 of this virtual/remote meeting, its location, date and time to the Asbury Park Press and the LINK News and by the posting of same on the municipal bulletin board and Borough Web Site. Mayor Coffey then read the virtual/remote meeting advisory advising the public how to attend and participate during public portions of the meeting.

- III. **Flag Salute:** Mayor Coffey led attendees and members of the Council in the flag salute.

- IV. **Invocation:** None

V. **Roll Call:**

Attendee Name	Title	Status	Arrived
Jay Coffey	Mayor	Remote	
William Deerin	Councilman	Remote	
Richard Gallo	Councilman	Remote	
Bryan Keeshen	Councilman	Remote	
Michael O'Brien	Councilman	Remote	
Thomas Tvrdik	Councilman	Remote	
Meghan Walker	Councilwoman	Remote	
Donna M. Phelps	Borough Administrator/Deputy Clerk	Remote	
Scott Arnette	Board Attorney	Remote	
Catherine D. LaPorta	Chief Financial Office	Remote	

- VI. **Consent Agenda:** Mayor Coffey advised that Item #10 had been removed during Workshop and would be revisited at the September 3rd meeting and asked for a motion on the remaining 15 items.

- #2020-175 1. Resolution authorizing payment of BILL LIST 08-20-2020
- #2020-176 2. Resolution to amend 2020 budget for Alcohol Education Grant
- #2020-177 3. Resolution to amend 2020 budget for Clean Communities Grant
- #2020-178 4. Resolution authorizing 2019 Road Program Change Order #1
- #2020-179 5. Resolution authorizing cancellation of grant balance
- #2020-180 6. Resolution approving Special Event Permit for Drive In Concert - Bert Kreicher
- #2020-181 7. Resolution approving Special Event Permit for Drive In Concert - Andrew McMahon
- #2020-182 8. Resolution approving Special Event Permit for Drive In Concert - Yacht Rock Revue
- #2020-183 9. Resolution approving Special Event Permit for Drive In Concert - Front Bottoms
- #2020-185 10. Resolution authorizing carry over of paid vacation for qualified personnel
- #2020-186 11. Resolution adopting a uniform Domestic Violence Policy for Public Employers
- #2020-187 12. Resolution authorizing permits for Facility Use
- #2020-188 13. Resolution awarding contract to Maser Consulting - MCOSG Application
- #2020-189 14. Resolution accepting donation of office furnishings from Nicholas H. Teetelli

#2020-190 15. Resolution amending Sick Leave Policy language

RESULT: ADOPTED [UNANIMOUS]
MOVER: Richard Gallo, Councilman
SECONDER: Michael O'Brien, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

VII. Resolutions:

#2020-191 Resolution authorizing Change Order #25 to Benjamin Harvey Co. Contract

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-192 Resolution authorizing Change Order #26 to Benjamin Harvey Co. Contract

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-193 Resolution authorizing Change Order #27 to Benjamin Harvey Co. Contract

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: William Deerin, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-194 Resolution authorizing Change Order #28 to Benjamin Harvey Co. Contract

RESULT: ADOPTED [UNANIMOUS]
MOVER: Meghan Walker, Councilwoman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-195 Resolution fixing compensation for employees & officials for 2020

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael O'Brien, Councilman
SECONDER: Meghan Walker, Councilwoman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-196 Resolution authorizing execution of a Hold Harmless Agreement with The Goldstein Partnership
 As this resolution was not previously distributed, Mr. Arnette read the resolution in full.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Bryan Keeshen, Councilman
SECONDER: William Deerin, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-197 Resolution appointing Glenn Mannino as Patrolman I

As this resolution had not been previously distributed, Mr. Arnette read the resolution in full for the record. Councilman Keeshen commented on the resolution that this would bring the Police Department to 15 officers. Past months policing has changed due to the number of patrolman from pro-active to re-active due to COVID; the calls they are experiencing now are not just traffic violations - which has had a big push in the last several months due to resident complaints - with this hiring the department will be able to provide better services to the residents of Oceanport.

RESULT:	ADOPTED [5 TO 0]
MOVER:	Meghan Walker, Councilwoman
SECONDER:	Michael O'Brien, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Walker
ABSTAIN:	Tvrdik

VIII. Second Reading Ordinances:**#1028 Ordinance Approving a Financial Agreement with KKF Enterprises**

Mayor Coffey asked for consensus to move the public hearing and second reading to the September 3, 2020 to allow the Finance Committee to review the financial details of the agreement further and receive review by the Borough's financial advisor on a motion by Councilman O'Brien, seconded by Councilman Keeshen and approved by the Council.

IX. Committee Reports:

1. Councilman Deerin, Parks and Recreation – Councilman Deerin commended DPW on their work through the recent storms and keeping the parks maintained as the public makes use of them during COVID. Recreation Committee has met and recommended that the former hockey rink be converted to a pickle ball court and has Ms. Phelps working with Mr. White to obtain estimate to perform that work. Reported more than 100 people showed up for the last movie night which was a great success and the next movie night is scheduled for Sept. 18th; thanked the Recreation Committee for a successful mini-golf tournament; the Recreation Committee has also broken to smaller committees assigned to each park who will report that park's conditions; also AEDs are being installed at Blackberry, Community and eventually at Maria Gatta Park after utility access is addressed. Councilman Deerin also requested that Ms. Phelps address tree maintenance needed at Community Center Park that he does not believe DPW is capable of handling; there was also discussion concerning maintenance for the baseball field, backstop, fence around tennis courts which have been included in the Borough's CDBG grant application as well as drainage and the parking areas.
2. Councilman Gallo, Public Works and Engineering – Councilman Gallo thanked DPW for their efforts during the recent storms; encouraged residents to get remaining storm debris out.
3. Councilman Keeshen, Public Safety – Councilman Keeshen thanked OEM, Police, Fire and First Aid for their work during the recent storms; good team effort; commended Patrolman Petrillo on his hard work and achievement of a silver level recognition for the Borough for Safe Routes to Schools; reminded residents to keep cars and homes locked as there have been several incidents in the community; commended Patrolman Grimes for his apprehension of a juvenile attempting to steal a car – hurdled multiple 6' fences in the process; work continues on getting the message board up at Gatta Park – working with building department and public works to do this in-house and get more information out there.
4. Councilman O'Brien, Finance and Administration – Councilman O'Brien recently met with representatives with PBA on the renewal of their expiring contract; through Aug. 13th, tax collections were at 97.35%; and also commended efforts of DPW, Police, First Aid and Fire departments on the most recent storms – their dedication and actions have been awesome; lastly acknowledged the efforts of the Borough Hall employees – the demands have not slowed in the last 4 months but in many cases have become more intense and they continue work to serve needs of residents and asked for the public's patience during these times.
5. Councilman Tvrdik, Planning and Development Liaison – Councilman Tvrdik had no report but also commended efforts of police, first responders as well; gave a nod to Mrs. Jeffrey who will be greatly missed.

6. Councilwoman Walker, Health and Human Services Liaison – Councilwoman Walker provided updates and statistics on the ongoing COVID pandemic, the Oceanport Library has hours on Mondays – but only for holding of books and call a heads for pickups at side door; reported that the oil spill from the transformer and thanked the resident who reported it; committee meetings are being held virtually; both school boards have released re-opening plans for a hybrid model which were available on their respective websites.

- X. **Mayor Coffey's Report:** Mayor Coffey's report included comments on upcoming storm season, coordination by Borough Staff, Fire, Police, DPW and OEM; commented on the challenges of the hybrid system to continue services and while its slower, its working; looking forward to new police building possible in September and municipal building in December which hopefully would relieve some of the stressors; encouraged everyone to continue working together through these unusual times; said hello to Borough Clerk Jeanne Smith at home recovering from surgery and that she was missed.
- XI. **Petitions from the public:** Mayor Coffey opened the meeting to petitions from the public. Public was advised to click button on "raise hand" to want to speak, email to publiccomments@oceanportboro.com or call the meeting line at 732.272.8337.

Melanie Hartsgrove, 20 Werah Place, stated she put in a request to SDL for Code Enforcement on August 10th and has not received a response and is unsure if the officer received the information. Mayor Coffey asked for Ms. Hartsgrove's phone number and assured that he would give her a call tomorrow.

- XII. **Adjournment:** As there was no further business, the meeting was adjourned at 8:58 PM on a motion by Councilman O'Brien seconded by Councilwoman Walker and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**BOROUGH OF OCEANPORT****MAYOR & COUNCIL****MINUTES • DECEMBER 3, 2020****Workshop****REMOTE/VIRTUAL****7:00 PM****Municipal Building, 315 E. Main Street, Oceanport, NJ 07757**

- I. Meeting Called to Order:** Mayor Coffey called the meeting to order at 7 PM
- II. Statement of Compliance with Open Public Meetings Act:** This meeting complies with the Open Public Meetings Act by adequate notification on **November 2, 2020** of this virtual/remote meeting and its location, date and time to the Asbury Park Press and the Star Ledger and by the posting of same on the municipal bulletin board and Borough's Web Site. Mayor Coffey then read the virtual/remote meeting advisory advising the public how to attend and participate during public portions of the meeting
- III. Flag Salute:** Mayor Coffey led attendees and the members of Council in the flag salute.
- IV. Invocation:** Borough Chaplain Stacy Deerin gave an invocation.
- V. Roll Call:**

Attendee Name	Title	Status	Arrived	Departed
Jay Coffey	Mayor	Remote		
William Deerin	Councilman	Remote		
Richard Gallo	Councilman	Remote		7:49 PM
Bryan Keeshen	Councilman	Remote		
Michael O'Brien	Councilman	Remote		
Thomas Tvrdek	Councilman	Remote		
Meghan Walker	Councilwoman	Remote		
Jeanne Smith	Borough Clerk	Remote		
Donna M. Phelps	Borough Administrator	Remote		
Scott Arnette	Board Attorney	Remote		
Catherine D. LaPorta	Chief Financial Office	Remote		

VI. RESOLUTIONS:**#2020-248** Resolution authorizing payment of BILL LIST 12-03-2020

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Michael O'Brien, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdek, Walker

#2020-249 Resolution appointing an Administrative Assistant to the Construction Department

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Thomas Tvrdek, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdek, Walker

#2020-250 Resolution approving certified LOSAP list for 2019 - First Aid

RESULT: ADOPTED [UNANIMOUS]
MOVER: William Deerin, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-251 Resolution authorizing waiver of Street Opening Moratorium for 284 E. Main Street
 Councilman O'Brien asked a question on the motion concerning the repair requirements. Ms. Smith advised that per the ordinance it was done based on the Borough Engineer's recommendation – which typically entailed for full width of street but in this event the Borough Engineer had recommended otherwise as permitted by the Ordinance.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-252 Resolution designating the approved NJDEP facility for the Borough's recyclables

RESULT: ADOPTED [5 TO 0]
MOVER: Meghan Walker, Councilwoman
SECONDER: William Deerin, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Walker
RECUSED: Tvrdik

VII. FIRST READING ORDINANCES:

Capital Ordinance providing for Radio Tower and Assoc. Equipment

Councilman Tvrdik called for the introduction of "CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF A RADIO TOWER AND ASSOCIATED EQUIPMENT AT THE MUNICIPAL COMPLEX, BY AND IN THE BOROUGH OF OCEANPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$91,998 THEREFOR (\$91,998 FROM MONIES RECEIVED FROM THE SPORTS WAGERING ECONOMIC DEVELOPMENT AUTHORITY PROGRAM OF THE STATE OF NEW JERSEY) TO PAY FOR THE COST THEREOF" and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Tvrdik moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of December 17, 2020 and to advertise same in accordance with the law, which was seconded by Councilwoman Walker.

RESULT: APPROVED OF FIRST READING [UNANIMOUS] Next: 12/17/2020 7:00 PM
MOVER: Thomas Tvrdik, Councilman
SECONDER: Meghan Walker, Councilwoman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

VIII. SECOND READING ORDINANCES:**#1030** Ordinance Codifying the Land Development Ordinance

Councilman Tvrdik called for the 2nd reading and Public Hearing of an ordinance adopting new Land Development Ordinance and asked the Clerk to read the affidavit of publication of the proposed ordinance by title only. "AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY ADOPTING AND CODIFYING THE LAND DEVELOPMENT ORDINANCE OF THE BOROUGH OF OCEANPORT" was published one time in the Asbury Park Press on November 16, 2020 and notice was provided to the County Planning Board and adjacent municipalities in accordance with law.

Mayor Coffey recognized in attendance Borough Planner Kendra Lelie who provided an overview and summary of the new ordinance.

PUBLIC HEARING: Mayor Coffey opened the meeting for public comment for this ordinance and gave the means by which to participate. As no one from the public presented to be heard, the public hearing was closed on a motion by Councilman O'Brien and seconded by Councilman Gallo.

Councilman Tvrdik made a motion to adopt the ordinance and advertise in accordance with law, which was seconded by Councilman O'Brien.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Tvrdik, Councilman
SECONDER:	William Deerin, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

- IX. Administrator's Report:** Ms. Phelps reported that the JIF has advised that this year's dividend would be \$14,658, down from 2019; confirmed receipt of the \$100,000 grant reimbursement for the police generator; confirmed receipt of the Borough's share of the 2019 Sports Wagering betting tax as evidenced by the introduction of the capital bond ordinance earlier and will now begin working on the 2020 reimbursement; reported that the Borough has been awarded \$150,000 for Comanche Drive Phase II improvements from the NJDOT 2021 program; reported on an issue with flooding on Monmouth Blvd near the intersection with Myrtle Ave, Borough Engineer working with the County to resolve issue with a manhole that may be the problem; reported on attendance at the NJLM virtual conference and CEUs earned.

Councilman O'Brien asked what was the total amount for Sports betting - \$179,000? Ms. Phelps responded it was something around that and was told by the State that what the Borough had not submitted for reimbursement would roll over and be available for future projects.

Ms. LaPorta advised that the budget process was beginning, reaching out to department heads; also advised that there would be some routine financial resolutions for the year end at the next meeting; and with the change of the Reorganization meeting date she would be requesting authorization to make debt payments until the temporary budget was approved.

- X. Clerk's Report:** Ms. Smith also advised that Sergeant Tucci of the Police Department had contacted her regarding new law that requires the Police Department to provide means for the public to pay for fingerprinting services by credit card. Quote has been obtained from Municipay and working on getting second quote for action at the December 17th meeting so it was in place for the new year.

Dec. 17, 2020 Meeting Items:

1. Resolution setting the date for the 2021 Reorganization Meeting
2. Resolution awarding contract to V&B Auto Repair for 2020 services
3. Resolution authorizing Tax Sale Redemption #19-00002
4. Resolution authorizing Tax Sale Redemption #19-00012
5. Resolution authorizing refund for overpayment and tax court judgment
6. Resolution authorizing an Agreement with MCSPCA for Animal Control Services 2021
7. Receipt & Approval of Recreation Committee Minutes, Sept. 9, 2020
8. Receipt & Acceptance of Historical Committee Minutes, Oct. 8, 2020
9. Mayor & Council - Workshop - Jul 16, 2020 7:00 PM
10. Mayor & Council - Regular Meeting - Jul 16, 2020 7:30 PM
11. Mayor & Council - Workshop - Nov 5, 2020 7:00 PM
12. Mayor & Council - Regular Meeting - Nov 5, 2020 7:30 PM

Ms. Smith lastly invited questions or comments on the items for the 12/17 regular meeting and advised that the Workshop minutes for July 16th would be provided with that agenda. As there were no objections, those items were moved to the regular meeting agenda.

XI. Discussion Items:

1. Disposition of Recycling Materials – Mayor Coffey led discussion on the potential opportunity to save some money by disposing of recycling materials at another facility; discussion included topics on fluctuating markets and fluctuating prices per ton; securing a contract with a vendor that sets a ceiling on the costs should the markets rise; exception to the bidding laws; billing currently is about \$5,000 per month and at 25% savings would amount to about \$1,000 per month; pricing for single stream versus going back to separating types of materials, need to discuss with current collection contractor and re-educate the public; the current recycling collection contract was separate for this purpose – to allow the Borough to relook at this with changes where appropriate. Ms. Phelps will look into obtaining quotes from Mazza and Atlantic Fiber.
2. Resolution approving Eagle Scout Project - Fire Hydrants; Mayor Coffey briefly described the proposed project to refresh the identification of the fire hydrants. Consensus was that it was a good project and with no objections was moved to the 12/17 meeting for action.

XII. Mayor's Report: Mayor Coffey's report included updates on coronavirus orders and statistics; a recent Governor's order that exempted legislative and judicial bodies from the capacity limits but local agencies not permitted to set limits on their own; meetings virtually will likely to continue for the next 5-6 months; Federal government working on plans to disseminate the vaccine; tree lighting event was cancelled with the reduction in outdoor gatherings; acknowledged the passing of residents Jeff Oakes and Brian Ford and their contributions to the community.

XIII. Petitions from the Public: Mayor Coffey opened the meeting to the public and provided the participation information.

Mark Patterson, 40 Itaska Place, asked a question about the bill list and the payment for Custom Care for lawn services charged to Open Space. Ms. LaPorta responded that only the portion for the maintenance of the Borough's parks was charged to open space – all other work, including the service done for the schools was paid through the operating budget.

As there was no one else from the public, Mayor Coffey closed that portion of the meeting.

XIV. Executive Session:

At 7:49 pm, the Mayor asked for a motion to approve Resolution #2020-253, authorizing the Governing Body to enter Executive Session, which was made by Councilman O'Brien, seconded by Councilman Keeshen. At Mr. Arnette's advise, the discussion could potentially involve the fire department so Council President Gallo would not join the executive session.

#2020-253 Resolution authorizing an Executive Session

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)
Length of Service Awards Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael O'Brien, Councilman
SECONDER:	Bryan Keeshen, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

At 8:47 pm, the Mayor & Council returned from Executive Session and the workshop meeting was reopened on a motion by Councilwoman Walker and seconded by Councilman Keeshen.

Motion to Reopen the Workshop Meeting

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Meghan Walker, Councilwoman
SECONDER:	Bryan Keeshen, Councilman
AYES:	Deerin, Keeshen, O'Brien, Tvrdik, Walker
ABSENT:	Gallo

- XV. Adjournment:** As there was no further business, the meeting was adjourned at 8:48 PM on a motion by Councilman O'Brien, seconded by Councilman Tvrdik and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • DECEMBER 17, 2020

Regular Meeting

REMOTE/VIRTUAL

7:00 PM

Municipal Building, 315 E. Main Street, Oceanport, NJ 07757

- I. **Call to Order:** Mayor Coffey called the meeting to order at 7PM
- II. **Statement of Compliance with Open Public Meetings Act:** This meeting further complies with the Open Public Meetings Act by adequate notification on November 2, 2020 of this virtual/remote meeting and its location, date and time to the Asbury Park Press and the Star Ledger and by the posting of same on the municipal bulletin board and Borough's Web Site. This meeting is also being broadcast on the Borough's Local Public Access Channel, Verizon FIOS Channel 28. Mayor Coffey then read the virtual/remote meeting advisory advising the public how to attend and participate during public portions of the meeting
- III. **Flag Salute:** Mayor Coffey led attendees and members of the Council in the flag salute.
- IV. **Invocation:** Due to a technical issue, there was no invocation by Borough Chaplain Deerin

V. **Roll Call:**

Attendee Name	Title	Status	Arrived
Jay Coffey	Mayor	Remote	
William Deerin	Councilman	Remote	
Richard Gallo	Councilman	Remote	
Bryan Keeshen	Councilman	Remote	7:14 PM
Michael O'Brien	Councilman	Remote	
Thomas Tvrdik	Councilman	Remote	
Meghan Walker	Councilwoman	Remote	
Jeanne Smith	Borough Clerk	Remote	
Donna M. Phelps	Borough Administrator	Remote	
Scott Arnette	Board Attorney	Remote	
Catherine D. LaPorta	Chief Financial Office	Remote	

- VI. **GUEST: FMERA Staff Monthly Update:** Mayor Coffey provided an update on Fort Monmouth matters including extension of time for completion of the Fitness Center, extension of time to complete parking lot for the church, approval of plan amendment #16 which the Borough provided comments for which provided an alternative development plan for the Barker's Circle parcel; status of Marina sale and issue with liquor license transfer and anticipate certificate of occupancy shortly for the municipal building.
- VII. **Administrators Report:** Ms. Phelps reported on items including third round of CARES funding for COVID expenses; additional expenses eligible for reimbursement and potential for the program to be extended; solutions for replacement of railroad ties at Community and Blackberry Bay Parks as requested by Councilman Deerin, quotes under pay to play threshold and available through State contract so no need for a resolution. She also obtained quotes to convert the roller hockey rink to pickle ball courts from two companies, both of which had concerns for the extent of cracks in the surface; quotes received range in mid-\$30,000 but vary in specifics – she will continue to work with Councilman Deerin and the Recreation Committee and borough Engineer to determine best course of action. Ms. Phelps also acknowledged a donation by Mr. George Maris of an original print commemorating the history of Fort Monmouth for dedication to the borough at the opening of the new municipal building. She will make arrangements for it to be suitable framed. Ms. Phelps concluded by recognizing the efforts over the past year of the Borough's dedicated employees through uncertain times and lots of unwanted changes. The Borough's residents were well served during the difficult times by all employees including Police, Public Works, Clerk's Office, Construction, Court and Finance who kept the Borough running smoothly and sacrificed their time to make that happen. Ms.

Phelps continued that while it was agreed early in the year that employees would be permitted to carry over one week's vacation, many of the staff have been unable to take all of their vacation and personal days. As the week of Christmas has traditionally been a slow and short week, and in order to allow staff to use their remaining time, Borough Hall will not be accessible to the public that week. Regular staffing will resume on Dec. 28th. Ms. Phelps extended her thanks to all of the employees, Mayor and Council and wished everyone a merry Christmas and happy, healthy new year.

VIII. Clerk's Report:

1. Online Payments

Ms. Smith reported that she continues to research the process for accepting online payments, provided details concerning associated fees, references from other municipalities and will work with the Administrator and CFO to finalize. Ms. Smith also wished everyone Merry Christmas and Happy New Year and thanked everyone for the new municipal building and looks forward to being able to get settled.

IX. Consent Agenda: Ms. Smith advised that while 11 items were listed on the agenda, one was a duplicate and asked for a motion on the 10 items.

Prior to the vote, Ms. Smith acknowledged that Councilman Keeshen entered the meeting.

- | | |
|------------------|---|
| #2020-254 | 1. Resolution authorizing an Agreement with MCSPCA for Animal Control Services 2021 |
| #2020-255 | 2. Resolution awarding contract to V&B Auto Repair for 2020 services |
| #2020-256 | 3. Resolution authorizing Tax Sale Redemption #19-00012 |
| #2020-257 | 4. Resolution authorizing Tax Sale Redemption #19-00002 |
| #2020-258 | 5. Resolution authorizing refund for overpayment and tax court judgment |
| #2020-259 | 6. Resolution setting the date for the 2021 Reorganization Meeting |
| #2020-260 | 7. Resolution approving Eagle Scout Project - Fire Hydrants |
| | 8. Receipt & Acceptance of Historical Committee Minutes, Oct. 8, 2020 |
| | 9. Receipt & Acceptance of Minutes, Parks & Recreation Committee, Sept. 9, 2020 |
| | 10. Receipt & Acceptance of Minutes, Parks & Recreation Committee, Oct. 14, 2020 |

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Tvrdik, Councilman
SECONDER:	Meghan Walker, Councilwoman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

X. Minutes:

1. Mayor & Council - Workshop - Jul 16, 2020 7:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	William Deerin, Councilman
SECONDER:	Richard Gallo, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

2. Mayor & Council - Regular Meeting - Jul 16, 2020 7:30 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Meghan Walker, Councilwoman
SECONDER:	Richard Gallo, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

3. Mayor & Council - Workshop - Sep 3, 2020 7:00 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

4. Mayor & Council - Regular Meeting - Sep 17, 2020 7:00 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Thomas Tvrdik, Councilman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

5. Mayor & Council - Workshop - Nov 5, 2020 7:00 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Meghan Walker, Councilwoman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

6. Mayor & Council - Regular Meeting - Nov 5, 2020 7:30 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Meghan Walker, Councilwoman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

XI. Resolutions:**#2020-261** Resolution authorizing 2020 budget appropriation transfers

RESULT: ADOPTED [UNANIMOUS]
MOVER: William Deerin, Councilman
SECONDER: Michael O'Brien, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-262 Resolution authorizing payment of BILL LIST 12-17-2020

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael O'Brien, Councilman
SECONDER: Thomas Tvrdik, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-263 Resolution authorizing a temporary budget - 2021 debt service

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael O'Brien, Councilman
SECONDER: William Deerin, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

#2020-264 Resolution to amend 2020 budget for Drunk Driving Enforcement Grant

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael O'Brien, Councilman
SECONDER:	Meghan Walker, Councilwoman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdek, Walker

#2020-265 Resolution awarding a non-fair & open contract for an emergency generator

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Tvrdek, Councilman
SECONDER:	Richard Gallo, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdek, Walker

XII. Second Reading Ordinances:

#1031 Capital Ordinance providing for Radio Tower and Assoc. Equipment

Councilman Tvrdek called for the 2nd reading and Public Hearing of an ordinance adopting new Land Development Ordinance and asked the Clerk to read the affidavit of publication of the proposed ordinance by title only. **"CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF A RADIO TOWER AND ASSOCIATED EQUIPMENT AT THE MUNICIPAL COMPLEX, BY AND IN THE BOROUGH OF OCEANPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$91,998 THEREFOR (\$91,998 FROM MONIES RECEIVED FROM THE SPORTS WAGERING ECONOMIC DEVELOPMENT AUTHORITY PROGRAM OF THE STATE OF NEW JERSEY) TO PAY FOR THE COST THEREOF"** was published one time in the Asbury Park Press on December 7, 2020.

PUBLIC HEARING: Mayor Coffey opened the meeting for public comment for this ordinance and gave the means by which to participate. As no one from the public presented to be heard, the public hearing was closed on a motion by Councilman Deerin and seconded by Councilman O'Brien.

Councilman Tvrdek made a motion to adopt the ordinance and advertise in accordance with law, which was seconded by Councilman Deerin.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Tvrdek, Councilman
SECONDER:	William Deerin, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdek, Walker

XIII. Committee Reports:

1. Councilman Deerin, Parks and Recreation – Councilman Deerin wished everyone a Merry Christmas and that it has been a pleasure working with the Council and gave special thanks to DPW, Police, OEM, Fire and makes it all worthwhile. Councilman Deerin reported that the project for pickleball courts was moving forward, the home decorating contest had just completed and the town looked amazing with all the participants. Councilman Deerin lastly reported on the great loss to the Recreation Committee of long-time volunteer Mike MacStudy and listed the numerous credits to his service throughout the years. There is now a need for additional volunteers on the Committee and encouraged residents to volunteer.
2. Councilman Gallo, Public Works and Engineering – Councilman Gallo report included updates on water main improvements on Gooseneck Point Road, improvements to the intersection at E. Main and Oceanport Ave; thanked Public Works for their great efforts on the recent snow storm and wished everyone happy holiday.
3. Councilman Keeshen, Public Safety – Councilman Keeshen wished everyone a Merry Christmas; thanked Chief Kelly, Chief Lippolis and OEM Director Baldanza on their work this past year and looking forward to settling into the new location; the new extrication equipment for the fire department has been delivered and installed; new fire department radios have also been received and in the process of being set up and training scheduled. Thanked Chief Lippolis and his team for all the work they put in and gave a special thanks to Bobby Pascarella who assisted with the purchase. He looks forward to a more quiet year in 2021.

4. Councilman O'Brien, Finance and Administration – Councilman O'Brien extended his thanks to the Borough employees who have done a fantastic job, considering COVID, but regardless of COVID, we have employees that would do a fantastic job regardless of circumstances. He thanked the volunteers and acknowledged the loss of volunteer and former chief, Joe Centanni.
5. Councilman Tvrdik, Planning and Development Liaison – Councilman Tvrdik extended his deepest condolences to the family and friends of former owner of the Dug Out Bar William Furber on his passing as well as the Centanni family; and family of long-time resident of Oceanport Gardens resident Mrs. Corso who was always involved with the community groups at the senior building. Councilman Tvrdik next reported on the status of moving into the new buildings; progress on demolition at the former Fort Monmouth Commissary site – future development of the site is considering a ghost kitchen, possible brewery, warehouse and flex spaces, tech and research buildings. Councilman Tvrdik also provided a recap of his first year in office and as the Chair of Planning and Development and the accomplishments of the year including the completion of the new Land Use ordinance and thanked all the professionals and Jeanne Smith getting it finished; the New Jersey City University project is underway, the old borough hall property is underway; the former Fort Monmouth Dance Hall has obtained its approvals and building permits are submitted; the former Stapleton Auto Shop is being redeveloped; the financial agreement with KKF for the university was implemented which brought in taxes for what could have been an exempt property if brought in under the school directly; approved development for the vacant space at the old Commvault site; updates to the Borough's Fair Share Housing and settlement of the affordable housing litigation; transition to virtual meetings for Planning Board hearings and was one of the first Board's in the State to implement virtual and notice requirements for same; more than 30 applications processed by the Board - applications have mandatory time limits for decisions per statute; the board has met 21 times, conducting a total of 46 hours, and we'll have held by the year end four special meetings to accommodate the volume of applications; meetings of the Board are also broadcast on local TV access channel. These are just some of the achievements of the Planning and Development Committee – himself, Councilman Keeshen and Councilman Gallo and more importantly the Borough professionals, Bill White and hard work and effort of Planning/Zoning Board Secretary Jeanne Smith; a pleasure to work with all of the council members, our mayor, having an open dialog, and being able to achieve the ultimate goal in navigating through challenges and tasks together; thanked all of the hard work by the Borough staff on a day-to-day basis being done by Administrator Donna Phelps, CFO Katie LaPorta, and Borough Clerk and Planning Board Secretary Jeanne Smith, all of our Bureau employees, volunteers, police, fire, EMS and OEM. Lastly, he thanked the residents and volunteers for entrusting him to represent them as their Council representative, with their overwhelming support in last year's election.
6. Councilwoman Walker, Health and Human Services Liaison – Councilwoman Walker's report including status and updates on COVID health emergency, encouraging compliance with social distancing requirements; COVID testing arranged for Oceanport Gardens; schools remain virtual and the superintendent remains as interim until a new one has been appointed She thanked First Aid, Fire, Police, everyone at Borough Hall making it seem as everything hadn't been turned upside down and wished everyone happy holidays.

XIV. Mayor Coffey's Report:

1. Fort Monmouth - Allison Hall Parcel - Request for Determination of an Area in Need of Rehabilitation
Mayor Coffey gave a brief explanation of the intent of Oceanport residents who were under contract to purchase the site and part of the process to redevelop and seek a PILOT, whether granted by the Borough or not, was the first step of an investigation by the Planning Board that the area has a need of rehabilitation and invited Borough Redevelopment Attorney Matt Jessup to speak with more particulars. Mr. Jessup provided details on the process which was similar to the one done for the NJ university site done last year; explained the various steps and responsibilities by the Planning Board, study and report preparation, public hearing and recommendation back to the Governing Body. Mayor Coffey invited questions from the Council for which there were none.

Mayor Coffey's reported and commented on items including the loss of volunteers Mike MacStudy and Joe Centanni. He recounted the many accolades of Mike MacStudy's service to the Borough and the sports organizations and the countless hours he spent maintaining the Borough's fields for baseball; he has done so much for Oceanport that has gone unrecognized, his success as a coach for kid's baseball and overall a fabulous guy. Mayor Coffey also recognized Gina Mellish, an Oceanport Resident, who was named Miss New Jersey and reached 10th place in the Miss USA contest and what an accomplishment. Mayor Coffey also commented on the DPW work to make roads safe over this last storm; met with volunteers of OEM in

their new location which has been setup well will serve the Borough well; the people that serve us on OEM care about us and want to keep us safe and thanked Buzzy and his staff.

Mayor Coffey next commented that another positive thing for Oceanport is \$50 million of ratables coming on the books in 2021 from the Fort; and that's just the surface of what will be happening over at the Fort. At one time the Fort redevelopment had been considered a curse, however, the redevelopment process is ongoing and will look different from the rest of Oceanport but can't say enough about the current Council and all their work collegiately to make the process work. FMERA which once had been considered an adversary is now a proponent of Oceanport and has listened to the Borough's concerns and done what needed to be done which will make the difference over the next 10 years. Oceanport will now have a commercial sector and making the difference is that most of it will be owned by Oceanport residents. The Historical Committee continues to work on the 100th Anniversary which will make it possible to celebrate in 2021.

Mayor Coffey then asked the Clerk to read the resolution for the Allison Hall AIN study which was read in full for the record and received the following motions and roll call:

#2020-266 Resolution referring Block 110, Lot 1 (Allison Hall Parcel) to Planning Board - AIN Investigation

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Tvrdik, Councilman
SECONDER:	William Deerin, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

XV. Petitions from the public: Mayor Coffey opened the meeting to the public and provided the participation information. As there was no one else from the public, Mayor Coffey closed that portion of the meeting.

XVI. Adjournment: As there was no further business, the meeting was adjourned at 8:08 PM on a motion by Council President Gallo, seconded by Councilwoman Walker and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A ONE-YEAR RENEWAL AGREEMENT OF THE SHARED
SERVICES WITH THE BOROUGH OF SEA BRIGHT FOR MUNICIPAL COURT
FACILITIES**

**Resolution #2021-55
02/18/21**

WHEREAS, the "Shared Services and Consolidation Act" at N.J.S.A. 40A:65-1 et. seq. allows a local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, N.J.S.A. 2B: 12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and to agree to appoint the same persons as certified court administrator without establishing a joint municipal court; and

WHEREAS, effective on March 1, 2010, the Borough of Oceanport entered into a shared services agreement with the Borough of Sea Bright for municipal court services which had been extended by the parties until February 28, 2021; and

WHEREAS, the termination date of the Agreement is February 28, 2021; and

WHEREAS, the Borough of Oceanport is desirous of renewing the existing shared services agreement with the Borough of Sea Bright for an additional one (1) year term for an amount not to exceed \$78,000.00; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Oceanport hereby authorize the Mayor and Borough Clerk to execute a one-year extension to the Shared Services Agreement ("agreement") for Municipal Court services between the Borough of Oceanport and the Borough of Sea Bright that incorporates the following additional terms and conditions:

1. The agreement dated November 16, 2009, is hereby extended for a period of one additional year from the date of termination. The new termination date will be February 28, 2022.
2. The annual rate for the services shall be \$78,000.00.
3. All other terms and conditions contained in the original Shared Services Agreement or any prior extensions thereto not modified by this Amendment shall remain in full force and effect.

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Oceanport, County of Monmouth, State of New Jersey, hereby authorize and agree to the above referenced terms and conditions of this Amendment by and between the Borough of Oceanport, 910 Oceanport Way, County of Monmouth, State of New Jersey and the Borough of Sea Bright, 1167 Ocean Avenue, County of Monmouth, State of New Jersey, which shall be dated February 18, 2021, and authorize the Mayor to sign said Amendment.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer, the Oceanport Municipal Court and the Borough of Sea Bright.

RESOLUTION NO. 43-2021
AUTHORIZING A ONE-YEAR RENEWAL
OF THE SHARED SERVICES AGREEMENT WITH THE
BOROUGH OF OCEANPORT FOR MUNICIPAL COURT FACILITIES

Councilmember Keeler introduced and offered the following resolution for its adoption; seconded by Councilmember Catalano:

WHEREAS, the "Shared Services and Consolidation Act" at N.J.S.A. 40A:65-1 et. seq. allows a local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, N.J.S.A. 2B:12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and to agree to appoint the same persons as certified court administrator without establishing a joint municipal court; and

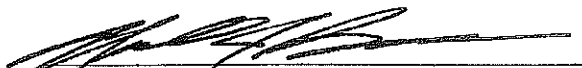
WHEREAS, the Borough of Sea Bright entered into a shared services agreement dated November 16, 2009 with the Borough of Oceanport for municipal court services commencing on March 1, 2010 which was extended by parties until February 28, 2021; and

WHEREAS, the termination date of the Agreement is February 28, 2021; and

WHEREAS, the Borough of Sea Bright is desirous of renewing the existing shared services agreement with the Borough of Oceanport for an additional one (1) year term for an amount not to exceed \$78,000.00; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, CFO, hereby certify that funds not to exceed \$78,000.00 will be provided for this purpose in the appropriation entitled Court #9-01-42-490-235.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright hereby authorize the Mayor and Borough Clerk to execute a one-year extension to the Shared Services Agreement ("agreement") for Municipal Court services between the Borough of Oceanport and the Borough of Sea Bright that incorporates the following additional terms and conditions:

1. The agreement dated November 16, 2009, is hereby extended for a period of one additional year from the date of termination. The new termination date will be February 28, 2022.
2. The annual rate for the services shall be \$78,000.00.
3. All other terms and conditions contained in the original Shared Services Agreement or any prior extensions thereto not modified by this Amendment shall remain in full force and effect.

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorize and agree to the above referenced terms and conditions of this Amendment by and between the Borough of Oceanport located at 910 Oceanport Way, County of Monmouth, State of New Jersey and authorize the Mayor and Borough Clerk to sign said Amendment.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

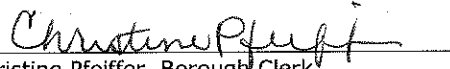
1. Borough of Oceanport
2. Borough of Sea Bright CFO
3. Sea Bright Municipal Court
4. Sea Bright Police Department

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein,
 Absent Yes Yes Yes Absent Yes

February 2, 2021

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on February 2, 2021.


 Christine Pfeiffer, Borough Clerk

**AMENDMENT TO INTERLOCAL SERVICE AGREEMENT FOR MUNICIPAL
COURT SERVICES BETWEEN THE BOROUGH OF OCEANPORT AND THE
BOROUGH OF SEA BRIGHT**

THIS AMENDED INTERLOCAL SERVICES AGREEMENT made this ____ day of _____, 2021, by and between **THE BOROUGH OF OCEANPORT** ("Oceanport") in the County of Monmouth, State of New Jersey with their principal offices located at 910 Oceanport Way, Oceanport, New Jersey, 07757 and **THE BOROUGH OF SEA BRIGHT** ("Sea Bright") in the County of Monmouth, State of New Jersey with principal offices located at 1099 Ocean Avenue, Sea Bright, New Jersey, 07760. Oceanport and Sea Bright will collectively be referred to herein as the "Parties."

NEW THEREFORE IT IS HEREBY AGREED by and between the Mayor and Council of the Borough of Oceanport and the Mayor and Council of the Borough of Sea Bright that the parties previously entered in to an interlocal services agreement dated November 16, 2009, commencing on March 1, 2010 which was extended by the parties until February 28, 2021; and

The terms and conditions of said agreement provided for the operation and space for the Sea Bright Municipal Court Operation.

The parties agree that it would be appropriate to renew the current agreement for one (1) year, extending the termination date to February 28, 2022 for the annual rate of \$78,000.00 per year paid by the Borough of Sea Bright.

All other terms and conditions of the previous contract shall stay in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their respective officers duly authorized and have caused this Agreement to be dated as of the day and year written above.

ATTEST:

Jeanne Smith
Municipal Clerk, Borough of Oceanport
Date: _____

John F. Coffey, II
Mayor, Borough of Oceanport
Date: _____

Christine Pfeiffer
Christine Pfeiffer,
Municipal Clerk, Borough of Sea Bright
Date: 2-2-2021

B.P. Kelly
Brian P. Kelly
Mayor, Borough of Sea Bright
Date: 2-2-2021

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE DISPOSITION OF PERSONAL PROPERTY NO LONGER
NEEDED FOR PUBLIC USE**

**Resolution #2021-56
02/18/21**

WHEREAS, the Fire Chief has advised the Governing Body that there is radio equipment that is no longer needed for public use as a result of the new radio equipment purchased ; and

WHEREAS, N.J.S.A. 40A:11-36 authorizes the disposition of personal property not needed for public use without public sale when the fair market value of the property is less than \$6,000.00; and

WHEREAS, the equipment set forth on the attached Exhibit "A", have a value of less than \$6,000.00; and

WHEREAS, the Mayor and Council agree that the items are no longer necessary for Borough use; and

WHEREAS, the Union Beach Emergency Medical Service located at 310 Park Avenue in the Borough of Union Beach, State of New Jersey, has a need for said equipment; and

WHEREAS, the Borough of Oceanport desires to donate said equipment to the Union Beach Emergency Medical Service,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey, that the Fire Chief is hereby authorized to take all steps necessary to donate the above listed equipment items to the Borough of Union Beach's Emergency Medical Service.

EXHIBIT "A"

TYPE	BRAND	MODEL	MODEL #	SERIAL #	
MOBILE	MOTOROLA	CDM1550	AAM25KK9AA5AN	103TAN5262	BROKEN
MOBILE	MOTOROLA	CDM1250	AAM25KKD9AA2AN	103TDE5317	
MOBILE	MOTOROLA	CDM1250	AAM25KKD9AA2AN	103TDE4819	
MOBILE	MOTOROLA	CDM1250	AAM25KKD9AA2AAQS	103TAN5775	
MOBILE	MOTOROLA	CDM1250	AAM25KKD9AA2AN	103TDE4952	
MOBILE	VERTEX	VX-3000V	N/A	8N081120	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3654	BROKEN
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3655	BROKEN
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3680	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	T49TLU7034	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZN3519	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3659	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TLJ8178	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZE2968	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZE2969	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TMC8999	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TMC8998	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TLS5190	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TPY2314	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3660	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TLQA283	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TZQ3626	
PORTABLE	MOTOROLA	HT1250	AAH25KDF9AA5AN	749TLW6618	

- (1) CDM1250 WIRED HEADSET
- (3) HT1250 VEHICULAR CHARGERS
- (3) MOTOROLA EXTERNAL SPEAKERS
- (2) EXTERNAL MIC WITH SPEAKER ADAPTERS
- (2) HT1250 HOLSTERS
- (1) HT1250 RACK CHARGER
- (14) HT1250 STANDARD CHARGERS
- (11) HT1250 MICS
- (18) HT1250 BATTERIES
- (12) HT1250 BATTERY CLIPS

From: [Bryan Keeshen](#)
To: [Jeanne Smith](#)
Subject: FW: Updated Fire Department Radio inventory
Date: Wednesday, February 10, 2021 9:40:35 AM
Attachments: [OCEANPORT FIRE DEPARTMENT RADIO INVENTORY 2020.xlsx](#)

See the attached from Mike L. I think we need a resolution to donate the radios to Union Beach FA

From: Michael Lippolis <michaeljlippolis@gmail.com>
Sent: Wednesday, February 3, 2021 7:05 PM
To: Bryan Keeshen <ckeeshe@oceanportboro.com>
Cc: Oceanport Firechief <oceanportfirechief@yahoo.com>; Paul Van Brunt <Firechief@oceanportboro.com>
Subject: Fwd: Updated Fire Department Radio inventory

Bryan,

This is updated inventory of the new radios, old radios to be donated to union beach and radios that are obsolete/broken out of service.

Thanks,

Michael Lippolis

----- Forwarded message -----

From: **Jonathan Ryan** <jmryan38@gmail.com>
Date: Wed, Feb 3, 2021, 18:55
Subject: Fwd: Updated Fire Department Radio inventory
To: Michael J. Lippolis <michaeljlippolis@gmail.com>

----- Forwarded message -----

From: **Jonathan Ryan** <jmryan38@gmail.com>
Date: Thu, Dec 17, 2020, 15:08
Subject: Updated Fire Department Radio inventory
To: Oceanport Fire Chief <oceanportfirechief@yahoo.com>, Fire Chief <firechief@oceanportboro.com>
Cc: Frank Lippolis jr <francis.lippolis@gmail.com>

Chief,

Attached is the updated Fire Department Radio Inventory with the items that needs to be discarded.

Jonathan

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ACCEPTING THE TAX COLLECTOR'S ANNUAL UNAUDITED REPORT**

**Resolution #2021-57
02/18/21**

WHEREAS, N.J.S.A. 54:4-91 requires that the Tax Collector shall submit an annual statement of receipts to the governing body.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport that the following Collector's Annual Report of Receipts for the Year Ending December 31, 2020, be hereby acknowledged and accepted as submitted.

**TAX COLLECTION OFFICE
FOR THE YEAR ENDING DECEMBER 31, 2020**

Monmouth Alliance-In Lieu of Taxes	\$ 5,736.00
Oceanport Assoc-In Lieu of Taxes	134,416.99
Return Check Fee	60.00
Interest	54,257.30
2021 Taxes Prepaid	264,178.48
2020 Taxes	24,734,852.18
2019 Taxes	227,171.54
Duplicate Bills	
Cost of Advertising (including TWRWA)	815.00
Outside Liens Redeemed	131,658.61
Premium Collected from Tax Sale	90,300.00
6% Penalty	2,954.02
Due to TRWRA	1,481.17
Total	\$ 25,647,941.29

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #29 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-58
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 28 Change Orders authorizing a total increase to the contract of \$1,509,755.17 increasing the total contract amount to Eight Million Eighty-three Thousand Seven Hundred fifty-five dollars and seventeen cents (\$8,083,755.17); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, there is a need to remove, dispose and replace windows on the Municipal building; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, has caused an increase of the total cost of the Contract by 23.75% above the low bid of \$6,574,000.00 for an increased construction cost of \$51,822.03; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and have recommended that the removal, disposal and replacement of windows in the Municipal building should be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #29; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #29 of the Contract to effectuate the changes in project scope for an increase of Fifty One thousand Eight hundred twenty-two dollars and three cents (\$51,822.03) for a total contract in the amount of Eight Million One hundred Thirty Five Thousand Five Hundred seventy-seven dollars and twenty cents (\$8,135,577.20); and

WHEREAS, available funds for Change Order #29 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described removal, disposal and replacement of windows in the municipal building in the form of Change Order #29 for the New Municipal Complex Project, in the sum of \$51,822.03 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve of Change Order #29 and authorize payment.

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$51,822.03 for the above referenced contract change order.



Catherine D. LaPorta, CFO



CHANGE ORDER REQUEST

PROJECT: OCEANPORT
NEW MUNICIPAL COMPLEX

DATE: 1/12/2021
COR #: 69

DESCRIPTION OF WORK: MUNICIPAL BUILDING WINDOW REPLACEMENT

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.

SUB -CONTRACTOR : BRH/Rosario/Regency

AMOUNT

Item #1

COST BREAKDOWNS:	Remove Window	Rosario Lump Sum	LS	\$1,500.00
	Dispose of Window	Rosario Dumpster Lump Sum	LS	\$500.00

Item #2

COST BREAKDOWNS:	Furnish Vycor Window Wrap 20lf Per Window		LS	\$800.04
	Install Vycor Window Wrap 20lf	BRH N/C	LS	\$0.00

Item #3

COST BREAKDOWNS:	Furnish 2 - 2 x 8 x 8' DF	Builders General	LS	\$725.12
	Install 2 - 2 x 8 x 8" DF	BRH N/C	LS	\$0.00

Item #4

COST BREAKDOWNS:	Furnish Window and Screen - Andersen Series 400 - 24410	Builders Gen	LS	\$18,433.78
	Install Window and Screen - Andersen Series 400 - 24410	Regency	LS	\$2,024.00

Item #5

COST BREAKDOWNS:	Furnish Azek Infill Trim on Exterior	Builders General	LS	\$1,654.43
	Install Azek Infill Trim on Exterior	Regency	LS	\$3,289.00

Item #6

COST BREAKDOWNS:	Furnish Caulk on Exterior	N/C	LS	\$0.00
	Install Caulk on Exterior	N/C		\$0.00

Item #7

COST BREAKDOWNS:	Furnish Interior Extension Jambs & Casing & Sills	Builders General	LS	\$3,971.88
	Furnish Interior Extension Jambs & Casing & Sills	Home Depot	LS	\$226.64
	Install Interior Extension Jambs	Regency		\$7,084.00

Item #8

COST BREAKDOWNS:	Paint Window Trim	Dynamic	LS	\$8,138.55
	Paint Window Trim	Home Depot	LS	\$39.14

626.75
2005.6
2999.2
2005.6
501.4

WORK SUBTOTAL	\$48,386.58
BRH PROFIT AND OVERHEAD 5%	\$2,419.33
WORK SUBTOTAL	\$50,805.91
Bond	\$1,016.12
SUB TOTAL	\$51,822.03

TOTAL CHANGE ORDER REQUEST:

\$51,822.03

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21



1. To:
Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

Borough of
January 13, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 69 - Furnish & Install New Andersen Windows and trim in Municipal Building - Certification Pursuant to NJAC 5:30-11.9(b)

The justification for the replacement of Existing Electrical Feeders and the Credit associated with not Relocating the Existing Generator from the Old Police Station to the New Municipal Building is as follows:

- I. The existing municipal Building Windows were in a deteriorated condition. Once the existing windows were operated throughout the Project, many of the windows were falling apart
- II. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
- III. Windows in their existing condition would not serve their intended function. Air and water would leak into the building.
- IV. The damage could not and was not identified until the Project was underway. The windows appeared fine, once they were operated it turned out that they were in a state of disrepair.
- V. There were no signs that would have led any party to understand windows were not functioning correctly until after the Project was underway.
- VI. The negative effects of not having the Windows replaced:
 - a. Water and Air Leakage into the building as well as danger from glass breaking after falling out of window.
 - b. Cost of repairs to resulting failures if left unaddressed would exceed cost of replacing Windows.
- c. The circumstance that surround this condition as unforeseen is that there was no way to understand the exact condition of the existing windows due to circumstances described above.
- d. The issuance of a Change Order to remediate the above-described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state.
The timing of the work is such that should the Borough choose to wait and complete the work at a later date, the ongoing new work occurring would be subject to damage and would result in additional expenditures to remediate damage as well causing additional work and delaying the completion of the Project at additional expense to the Borough. The work associated with the issuance of Change Order Request 69 should be considered in the best interest of the Project and the Borough of Oceanport. It is recommended that this matter be considered urgent and that time is of the essence. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: January 13, 2021

BEN HARVEY CO., INC.

William Coyne

William Coyne

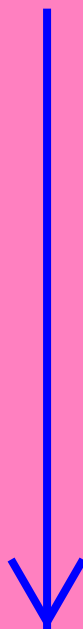
Project Manager

ITEM #1

WINDOW REMOVAL/

DISPOSAL

BACKUP



ROSARIO CONTRACTING CORP.

MBE•SBE CLASSIFIED

BONDED & INSURED

RE: Oceanport Municipal bid

Rosario Contracting Corp (RCC) will supply labor, material and equipment for the following:

Scope

Remove Windows in Municipal Building

1. All demolition to be done according to demolition plan provided

Exclusions

- All MEP disconnects by others.
- No hazardous material removal.
- No coring.
- No backfill.
- Not responsible for any permits.

Notes

Any material changes, such as but not limited to, removal of scrap metal, aluminum, copper and adding extra debris on site, will cause an increase in bid price.

Rosario Contracting Corp. will perform the above services for the sum of:

Two Thousand dollars

\$ 2,000.00

PAYMENT TERMS: 10% upon mobilization
Balance due on completion

The terms of this proposal will be void in thirty (30) days.

Thank you for the opportunity to submit this proposal. Any questions, please contact Joe Rosario @ 732-768-5669.

Regards,

Rosario Contracting

Date

Benjamin R. Harvey Co.

Date

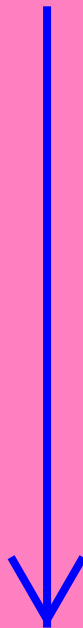
P.O. BOX 420
LONG BRANCH, NJ
07740
USA

PHONE 732-222-1455
FAX 732-222-4155
EMAIL rosariomazzacorp@aol.com
WEB SITE rosariocontracting.com

ITEM #2

VYCOR WINDOW WRAP

BACKUP



**Little Silver**

15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No**846675****Invoice Date**

06/25/2020

Customer

1455

Your Ref

ocean port municipal

Our Ref

4243330

Taken By

Lee Stuart

Sales Rep

Peter Hough

Purchase Order**Invoice Address**

HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address

MARTY
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712



Page 1 of 1

Special Instructions**Notes**

Line	Description	Qty/Footage	Price	Per	Total
1	12WRAP - 12" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B260	1 ea	92.97	ea	92.97
2	6WRAP - 6" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B270	1 ea	51.56	ea	51.56
3	9WRAP - 9" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B265	1 ea	74.22	ea	74.22

Ocean Port
MSC

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount

\$218.75

Sales Tax

\$14.49

Invoice Total

\$233.24

The invoice is due on 07/31/2020. A discount of \$2.19 may be deducted from the total if the invoice is paid by 07/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name**Signature**

www.l

Packet Pg. 79



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 853691
Invoice Date 07/17/2020
Customer 1455
Your Ref
Our Ref 4273970
Taken By Peter Hough
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	288F - 2X8 8 DOUG FIR 2 & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A2040B1000 66/8	66 ea	750.00	mbf	528.00
2	LF548PP - LF 5/4X8 #2POND/#1&2EWP KD ZONE: Sheds BIN LOCATION: A1085B1050 8/14, 18/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	400 lf	1.78	lf	712.00
3	LF5412CP - LF 5/4X12 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1020 6/16 ** SOLD RANDOM LENGTH TALLY, NONE STOCK **** ZONE: (None)	96 lf	8.75	lf	840.00
4	LF14CP - LF 1X4 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1030 16/8, 7/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	240 lf	1.45	lf	348.00
5	6WRAP - 6" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B270	11 ea	51.56	ea	567.16

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$2,995.16
	Sales Tax	\$0.00
	Invoice Total	\$2,995.16

The invoice is due on 08/31/2020. A discount of \$29.95 may be deducted from the total if the invoice is paid by 08/10/2020.

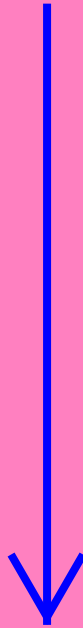
Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____

ITEM #3
ROUGH FRAMING
BACKUP





Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 853691
Invoice Date 07/17/2020
Customer 1455
Your Ref
Our Ref 4273970
Taken By Peter Hough
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	288F - 2X8 8 DOUG FIR 2 & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A2040B1000 66/8	66 ea	750.00	mbf	528.00
2	LF548PP - LF 5/4X8 #2POND/#1&2EWP KD ZONE: Sheds BIN LOCATION: A1085B1050 8/14, 18/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	400 lf	1.78	lf	712.00
3	LF5412CP - LF 5/4X12 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1020 6/16 ** SOLD RANDOM LENGTH TALLY, NONE STOCK **** ZONE: (None)	96 lf	8.75	lf	840.00
4	LF14CP - LF 1X4 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1030 16/8, 7/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	240 lf	1.45	lf	348.00
5	6WRAP - 6" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B270	11 ea	51.56	ea	567.16

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$2,995.16
	Sales Tax	\$0.00
	Invoice Total	\$2,995.16

The invoice is due on 08/31/2020. A discount of \$29.95 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 1/2 per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice 10.4.a

Invoice No 822210
Invoice Date 03/18/2020
Customer 1455
Your Ref
Our Ref 4119685
Taken By Sam Maffei
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
ZZ
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	268A - 2X6 8' #2 SYP .15 MCA GROUND CONTACT (Nominal Sizing) ZONE: Yard BIN LOCATION: A2005B1000 1/8	1 ea	725.00	mbf	5.80
2	268F - 2X6 8 DOUG FIR 2 & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A2035B1000 6/8	6 ea	865.00	mbf	41.52
3	1CDS3 - 1lb 3" Green Ceramic Coated Deck Screws Deckfast ZONE: Store	1 ea	7.99	ea	7.99

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$55.31
	Sales Tax	\$0.00
	Invoice Total	\$55.31

The invoice is due on 04/30/2020. A discount of \$0.56 may be deducted from the total if the invoice is paid by 04/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 857237
Invoice Date 07/30/2020
Customer 1455
Your Ref Ken Wheeler
Our Ref 4295510
Taken By Tunis Verblauw
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	2108F - 2X10 8 DOUG FIR 2 & BTR GRN (Nominal Sizing) ZONE: Yard BIN LOCATION: A2045B1000 6/8	6 ea	865.00	mbf	69.20
2	288F - 2X8 8 DOUG FIR 2 & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A2040B1000 2/8	2 ea	750.00	mbf	16.00
3	248F - 2X4 8 DOUG FIR STD & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A6000B1000 16/8	16 ea	825.00	mbf	70.40

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$155.60
Sales Tax	\$0.00
Invoice Total	\$155.60

The invoice is due on 08/31/2020. A discount of \$1.55 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

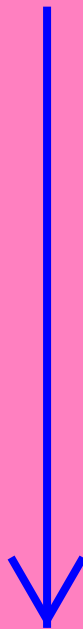
Print name

Signature

www

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ITEM #4
WINDOWS
BACKUP



OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Wednesday November 4 2020

AWU#

80

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR									
Carlos									
Jim Jones Jr									
Ryan									
Luke		Shim Windows / Insulation	8	X	X		\$120.00	\$960.00	
JESSE		Shim Windows / Insulation	8	X	X		\$100.00	\$800.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	
EQUIPMENT USED									
Lull Forklift	0			X	X				
MATERIALS USED									
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				
EQUIPMENT USED									
SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									
MATERIALS USED									
3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRAK PINS									
FASTRAK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							
Name: Ken Wheeler				Signature:					
Name: Jim Jones				Signature:					
Name: Donna Phelps				Signature:					



Freehold
222 Throckmorton St.
Freehold, New Jersey 07728
Phone: (732)-863-9600
Fax: (732)-761-1811

Sales Invoice

10.4.a

Invoice No 860698
Invoice Date 08/11/2020
Customer 1455
Your Ref
Our Ref 4274280
Taken By Andres Sandoval
Sales Rep Peter Hough
Purchase Order 180910

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes
VAN 731	

Line	Description	Qty/Footage	Price	Per	Total
1	zz_SOAndersen_195924 - 400 Series Double-Hung, TW24410 Equal Sash, AA, White w/White Sash / Frame:Pine White - Painted Panel:Pine White - Painted, Dual Pane Low-E4 ZONE: Shed 3	33 ea	500.09	ea	16,502.97
2	zz_SOAndersen_195925 - Insect Screen 1: 400 Series Double-Hung, TW24410 Full Screen Aluminum White PN:1610167 Version:07/15/2020 ZONE: Shed 3	33 ea	42.27	ea	1,394.91

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$17,897.88
	Sales Tax	\$0.00
	Invoice Total	\$17,897.88

The invoice is due on 09/30/2020. A discount of \$178.98 may be deducted from the total if the invoice is paid by 09/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 849630
Invoice Date 07/06/2020
Customer 1455
Your Ref
Our Ref 4244365
Taken By Andres Sandoval
Sales Rep Peter Hough
Purchase Order 179557

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
Bill Coyne
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	zz_SOAndersen_194508 - 400 Series Double-Hung, TW24410 Equal Sash, AA, White w/White Sash / Frame:Pine White - Painted Panel:Pine White - Painted, Dual Pane Low-E4 ZONE: (None) BIN LOCATION: 9B	1 ea	500.09	ea	500.09
2	24410SC - 24410 WHITE SCREEN 1610167 ZONE: (None) Location 9A ZONE: (None)	1 ea	35.81	ea	35.81

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$535.90
Sales Tax	\$0.00
Invoice Total	\$535.90

The invoice is due on 08/31/2020. A discount of \$5.36 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

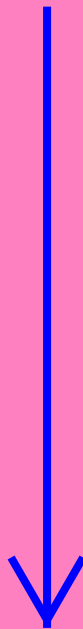
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ITEM #5

AZEK

BACKUP



OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

AWU#

Thursday November 5 2020

81

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR									
Carlos									
Jim Jones Jr									
Ryan									
Luke		Azak around Windows	8	X	X		\$120.00	\$960.00	
JESSE		Azak around Windows	8	X	X		\$100.00	\$800.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	
EQUIPMENT USED									
Lull Forklift	0			X	X				
MATERIALS USED									
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				
EQUIPMENT USED									
SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									
MATERIALS USED									
3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRAK PINS									
FASTRAK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							
Name: Ken Wheeler				Signature:					
Name: Jim Jones				Signature:					
Name: Donna Phelps				Signature:					

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Friday November 6 2020

AWU#

82

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR									
Carlos									
Jim Jones Jr									
Ryan									
Luke		Azak around Windows	8	X	X		\$120.00	\$960.00	
JESSE		Azak around Windows	8	X	X		\$100.00	\$800.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	

EQUIPMENT USED

Lull Forklift	0			X	X				
---------------	---	--	--	---	---	--	--	--	--

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

EQUIPMENT USED

SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									

MATERIALS USED

3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRAK PINS									
FASTRAK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:	
Name: Jim Jones	Signature:	
Name: Donna Phelps	Signature:	

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Monday November 9 2020

AWU#

84

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR									
Carlos									
Jim Jones Jr									
Ryan									
Luke		Azak around windows	5	X	X		\$120.00	\$600.00	
JESSE		Azak around windows	5	X	X		\$100.00	\$500.00	
					SUB TOTAL			\$1,100.00	
					15%	P&O		\$165.00	
					TOTAL			\$1,265.00	

EQUIPMENT USED

Lull Forklift	0			X	X				
---------------	---	--	--	---	---	--	--	--	--

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

EQUIPMENT USED									
SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									

MATERIALS USED									
3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRAK PINS									
FASTRAK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 818756
Invoice Date 03/05/2020
Customer 1455
Your Ref 18-0 azek sheet
Our Ref 4097870
Taken By Randy McInnes
Sales Rep Peter Hough
Purchase Order 172357

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	zz_SOAzek_9363 - 3/4 x 4-0 x 18-0 traditional azek sheet ZONE: (None) BIN LOCATION: WEST FENCE	1 ea	410.00	ea	410.00

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$410.00
Sales Tax	\$0.00
Invoice Total	\$410.00

The invoice is due on 04/30/2020. A discount of \$4.10 may be deducted from the total if the invoice is paid by 04/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 818567
Invoice Date 03/05/2020
Customer 1455
Your Ref
Our Ref 4101180
Taken By Lee Stuart
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	AZ50TD - 2" White Cortex Trim Screws 50lf (Plugs&Screws) Traditional(AZEK) ZONE: Store	1 ea	27.99	ea	27.99

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$27.99
Sales Tax	\$0.00
Invoice Total	\$27.99

The invoice is due on 04/30/2020. A discount of \$0.28 may be deducted from the total if the invoice is paid by 04/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 94



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 865984
Invoice Date 08/28/2020
Customer 1455
Your Ref Ken
Our Ref 4339840
Taken By Dan Whitmeyer
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF110AZEK - 1X10 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1200B1020 2/18	36 lf	3.19	lf	114.84
2	LF112AZEK - 1X12 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1200B1025 1/18	18 lf	3.94	lf	70.92

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$185.76
Sales Tax	\$0.00
Invoice Total	\$185.76

The invoice is due on 09/30/2020. A discount of \$1.86 may be deducted from the total if the invoice is paid by 09/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 95



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 888294
Invoice Date 11/06/2020
Customer 1455
Your Ref
Our Ref 4453220
Taken By Lee Stuart
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF544AZEK - 5/4X4 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1300B1005 6/18	108 lf	1.58	lf	170.64
2	LF546AZEK - 5/4X6 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1300B1010 6/18	108 lf	2.51	lf	271.08

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$441.72
Sales Tax	\$0.00
Invoice Total	\$441.72

The invoice is due on 12/31/2020. A discount of \$4.42 may be deducted from the total if the invoice is paid by 12/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 96



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 883718
Invoice Date 10/22/2020
Customer 1455
Your Ref NPORT MUNICIPAL BUILDING
Our Ref 4426535
Taken By Peter Hough
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF546AZEK - 5/4X6 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1300B1010 8/18	144 lf	2.51	lf	361.44
2	LF544AZEK - 5/4X4 AZEK PVC TRIM-BOARD ZONE: Sheds BIN LOCATION: A1300B1005 8/18	144 lf	1.58	lf	227.52

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$588.96
	Sales Tax	\$0.00
	Invoice Total	\$588.96

The invoice is due on 11/30/2020. A discount of \$5.89 may be deducted from the total if the invoice is paid by 11/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____



**How doers
get more done.**

310 STATE HWY 36 WEST LONG BRANCH, NJ
STORE MGR ALLISON TUCCI (732)935-0100

0907 00062 69963 01/13/21 08:42 AM
SALE CASHIER ERIKA

091996812654 DIY SHIMS <A>
HOMEOWNER DIY SHIM PK
8@1.58

12.64N
SUBTOTAL 12.64
SALES TAX 0.00
TAX EXEMPT
TOTAL \$12.64
XXXXXXXXXXXX2012 HOME DEPOT 12.64
AUTH CODE 013808/9620195 TA

PRO XTRA MEMBER STATEMENT

PRO XTRA ###-###-2300 SUMMARY

2021 PRO XTRA SPEND 01/12: \$960.95

As of 01/13/2021 your Paint Rewards level is Member; Spend 832.18 more in qualifying paint purchases to earn Bronze (10.0% off) on select paint items.

This purchase qualifies for FUEL DISCOUNTS and 60 DAYS TO PAY on The Home Depot Commercial Credit Card. Ask an Associate to learn more or go to homedepot.com/financeoptions.

0907 01/13/21 08:42 AM



0907 62 69963 01/13/2021 0361

RETURN POLICY DEFINITIONS
POLICY ID DAYS POLICY EXPIRES ON
A 11 365 01/13/2022

Due to COVID-19, we have extended our returns policy for most items. Please see homedepot.com for details.

DID WE NAIL IT?

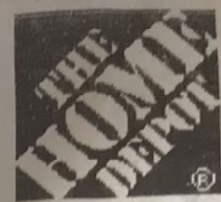
Take a short survey for a chance TO WIN A \$5,000 HOME DEPOT GIFT CARD

Opine en español

www.homedepot.com/survey

User ID: H8B 141122 140277
PASSWORD: 21063 140215

10.4.a



**How doers
get more done.**

310 STATE HWY 36 WEST LONG BRANCH, NJ
STORE MGR ALLISON TUCCI (732)935-0100

0907 00002 73151 01/13/21 07:34 AM
SALE CASHIER ALFRED

7809543803870 1X4X8PRIME <A>
1X4-8FT PRMD FJ PINE BOARD
20@10.70 214.00N
022367269913 SP FL WHT <A> 11.98N
GP SPEEDWALL FLAT WHITE 1280Z
077089217247 2.5 IN ANGLE <A> 9.97N
BETTER 2.5 ANGLE SASH LATEX BRUSH
077089350661 6X1/2 IN 6PK <A> 10.97N
BEST 6 X 1/2 IN SHEDLESS KNIT 6PK
727193777242 7" MINI TRAY <A>
GOOD 7 IN MINI ROLLER TRAY BLK
2@3.11 6.22N

SUBTOTAL 253.14
SALES TAX 0.00
TAX EXEMPT
TOTAL \$253.14
XXXXXXXXXXXX2012 HOME DEPOT 253.14
AUTH CODE 013384/9020500 TA

PRO XTRA MEMBER STATEMENT

PRO XTRA ###-###-2300 SUMMARY

2021 PRO XTRA SPEND 01/12: \$707.81

As of 01/13/2021 your Paint Rewards level is Member; Spend 832.18 more in qualifying paint purchases to earn Bronze (10.0% off) on select paint items.

This purchase qualifies for FUEL DISCOUNTS and 60 DAYS TO PAY on The Home Depot Commercial Credit Card. Ask an Associate to learn more or go to homedepot.com/financeoptions.

0907 01/13/21 07:34 AM



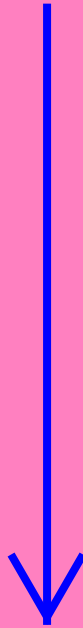
0907 02 73151 01/13/2021 0658

RETURN POLICY DEFINITIONS
POLICY ID DAYS POLICY EXPIRES ON
A 11 365 01/13/2022

Due to COVID-19, we have extended our returns policy for most items. Please see homedepot.com for details.

Packet Pg. 98

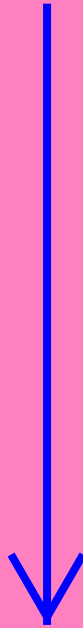
ITEM #6
EXTERIOR SEALANT
BACKUP



ITEM #7

WINDOW CASING

BACKUP



OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Wednesday January 13 2021

AWU#

96

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR			0	X	X				
				X	X			\$0.00	
				X	X			\$0.00	
Carlos			x						
Jim Jones Jr			x	X	X				
Ryan		Window Trim	8	X	X		\$120.00	\$960.00	
Luke		Window Trim	8	X	X		\$100.00	\$800.00	
JESSE			x	X	X			\$0.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	

EQUIPMENT USED

Lull Forklift	0			X	X				
---------------	---	--	--	---	---	--	--	--	--

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

EQUIPMENT USED

SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									

MATERIALS USED

3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRACK PINS									
FASTRACK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:
AWU#

Thursday January 14 2021
97

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR			0	X	X				
				X	X			\$0.00	
				X	X			\$0.00	
Carlos			x						
Jim Jones Jr			x	X	X				
Ryan		Window Trim	8	X	X		\$120.00	\$960.00	
Luke		Window Trim	8	X	X		\$100.00	\$800.00	
JESSE			x	X	X			\$0.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	

EQUIPMENT USED

Lull Forklift 0

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

EQUIPMENT USED

SCISSOR LIFT
LADDERS
SCREW GUNS
EXTENTION CORDS
SCREW TIPS

MATERIALS USED

3 5/8" TRACK 15 pcs
1 5/8" STUDS
FASTRACK PINS
FASTRACK FUEL CELLS
TEK SCREWS
MISCELLANEOUS FA 35 Led Nail In Anchor

Name: Ken Wheeler Signature:
Name: Jim Jones Signature:
Name: Donna Phelps Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Friday January 15 2021

AWU#

98

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR			0	X	X				
				X	X			\$0.00	
				X	X			\$0.00	
Carlos			x						
Jim Jones Jr			x	X	X				
Ryan		Window Trim	4	X	X		\$120.00	\$480.00	
Luke		Window Trim	4	X	X		\$100.00	\$400.00	
JESSE			x	X	X			\$0.00	
					SUB TOTAL			\$880.00	
					15%	P&O		\$132.00	
					TOTAL			\$1,012.00	

EQUIPMENT USED

Lull Forklift 0

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: REGENCY DRYWALL

Date:

Monday January 18 2021

AWU#

99

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
JIM JONES SR			0	X	X				
				X	X			\$0.00	
				X	X			\$0.00	
Carlos			x						
Jim Jones Jr			x	X	X				
Ryan		Window Trim	8	X	X		\$120.00	\$960.00	
Luke		Window Trim	8	X	X		\$100.00	\$800.00	
JESSE			x	X	X		\$0.00	\$0.00	
					SUB TOTAL			\$1,760.00	
					15%	P&O		\$264.00	
					TOTAL			\$2,024.00	
EQUIPMENT USED									
Lull Forklift	0			X	X				
MATERIALS USED									
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				
Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				
EQUIPMENT USED									
SCISSOR LIFT									
LADDERS									
SCREW GUNS									
EXTENTION CORDS									
SCREW TIPS									
MATERIALS USED									
3 5/8" TRACK	15 pcs								
1 5/8" STUDS									
FASTRAK PINS									
FASTRAK FUEL CELLS									
TEK SCREWS									
MISCELLANEOUS FA	35	Led Nail In Anchor							
Name: Ken Wheeler				Signature:					
Name: Jim Jones				Signature:					
Name: Donna Phelps				Signature:					



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

10.4.a
Sales Invoice

Invoice No 849634
Invoice Date 07/06/2020
Customer 1455
Your Ref
Our Ref 4257950
Taken By Lee Stuart
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	AXJ178 - LF 11/16" X 1-7/8" CLEAR CASMENT EXTENSION JAMB (GS#S18) ZONE: Sheds BIN LOCATION: A1130B0015 3/8	24 lf	1.37	lf	32.88
2	378AXJ - LF 3-7/8 CLR EXTENSION JAMB (GS#S20) ZONE: Sheds BIN LOCATION: A1125B1025 3/8	24 lf	2.38	lf	57.12

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$90.00
Sales Tax	\$0.00
Invoice Total	\$90.00

The invoice is due on 08/31/2020. A discount of \$0.90 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice 10.4.a

Invoice No 851258
Invoice Date 07/10/2020
Customer 1455
Your Ref
Our Ref 4265895
Taken By Lee Stuart
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	63502134270 - Fein E-Cut Oscillating / MultiMaster Blades 2-1/2" Wide 3pc #635 02 134 270 63502134120 M-E CUT BLADE 2-1/2" - MM 3/PK ZONE: (None)	1 ea	39.99	ea	39.99
2	D1090X - 10" Diablo Carbide Miter Saw Blade 90T Orgill# 132-2726 ZONE: Store	1 ea	59.99	ea	59.99
3	312CCFJ - CSG 11/16 X 3-1/2 FJ COL#L8753 ZONE: Sheds BIN LOCATION: A1020B1005 3/8	24 lf	0.58	lf	13.92

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$113.90
Sales Tax	\$0.00
Invoice Total	\$113.90

The invoice is due on 08/31/2020. A discount of \$1.14 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 1/2 per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 853691
Invoice Date 07/17/2020
Customer 1455
Your Ref
Our Ref 4273970
Taken By Peter Hough
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	288F - 2X8 8 DOUG FIR 2 & BTR S-DRY (Nominal Sizing) ZONE: Yard BIN LOCATION: A2040B1000 66/8	66 ea	750.00	mbf	528.00
2	LF548PP - LF 5/4X8 #2POND/#1&2EWP KD ZONE: Sheds BIN LOCATION: A1085B1050 8/14, 18/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	400 lf	1.78	lf	712.00
3	LF5412CP - LF 5/4X12 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1020 6/16 ** SOLD RANDOM LENGTH TALLY, NONE STOCK **** ZONE: (None)	96 lf	8.75	lf	840.00
4	LF14CP - LF 1X4 C/BTR KD W PINE ZONE: Sheds BIN LOCATION: A1080B1030 16/8, 7/16 ** SOLD IN RANDOM LENGTH TALLY ** ZONE: (None)	240 lf	1.45	lf	348.00
5	6WRAP - 6" x 75' Grace Vycor Pro Butyl Window Wrap ZONE: Sheds BIN LOCATION: A100B270	11 ea	51.56	ea	567.16

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.	Total Amount	\$2,995.16
	Sales Tax	\$0.00
	Invoice Total	\$2,995.16

The invoice is due on 08/31/2020. A discount of \$29.95 may be deducted from the total if the invoice is paid by 08/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 1/2 per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name _____

Signature _____



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 867245
Invoice Date 09/02/2020
Customer 1455
Your Ref
Our Ref 4346780
Taken By Lee Stuart
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF5412CPOP - LF 5/4 x 12 FAS KD Poplar S4S ZONE: Sheds BIN LOCATION: A120B130 1/60	60 lf	5.36	lf	321.60

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$321.60
Sales Tax	\$0.00
Invoice Total	\$321.60

The invoice is due on 10/31/2020. A discount of \$3.22 may be deducted from the total if the invoice is paid by 10/10/2020.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 108



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 902791
Invoice Date 12/30/2020
Customer 1455
Your Ref
Our Ref 4525110
Taken By Sam Maffei
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	212TWS - LF 1-1/8X2-1/2 Poplar Tilt Wash Stool ZONE: Sheds BIN LOCATION: A1015B1025 12/10	120 lf	2.36	lf	283.20

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$283.20
Sales Tax	\$0.00
Invoice Total	\$283.20

The invoice is due on 01/31/2021. A discount of \$2.83 may be deducted from the total if the invoice is paid by 01/10/2021.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 109



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 903109
Invoice Date 12/31/2020
Customer 1455
Your Ref
Our Ref 4526540
Taken By Sam Maffei
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF18P4S - LF 1X8 Edge Glued and Finger Jointed Primed 2 Coats ZONE: Sheds BIN LOCATION: A1000B1020 8/16	128 lf	1.85	lf	236.80
2	ANDEXJ - LF 2-11/16 CLR EXTENSION JAMB (GS#S16) ZONE: Sheds BIN LOCATION: A1130B0105 1/240	240 lf	1.82	lf	436.80

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$673.60
Sales Tax	\$0.00
Invoice Total	\$673.60

The invoice is due on 01/31/2021. A discount of \$6.74 may be deducted from the total if the invoice is paid by 01/10/2021.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 110



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 905152
Invoice Date 01/08/2021
Customer 1455
Your Ref
Our Ref 4536490
Taken By Randy McInnes
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	LF548CPOP - LF 5/4 x 8 FAS KD Poplar S4S ZONE: Sheds BIN LOCATION: A120B120 4/12	48 lf	3.05	lf	146.40

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$146.40
Sales Tax	\$0.00
Invoice Total	\$146.40

The invoice is due on 02/28/2021. A discount of \$1.46 may be deducted from the total if the invoice is paid by 02/10/2021.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature

www

Packet Pg. 111



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

10.4.a

Invoice No 905667
Invoice Date 01/11/2021
Customer 1455
Your Ref
Our Ref 4538915
Taken By Brian Shaheen
Sales Rep Peter Hough
Purchase Order

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey



Page 1 of 1

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	118BBFJ - LF F/J BACKBAND 1-1/16 (WM280,GS8313) ZONE: Sheds BIN LOCATION: A1020B1050 1/16	16 lf	0.48	lf	7.68

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$7.68
Sales Tax	\$0.00
Invoice Total	\$7.68

The invoice is due on 02/28/2021. A discount of \$0.08 may be deducted from the total if the invoice is paid by 02/10/2021.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 ½ per month (or a minimum charge of 50 cents) plus reasonable collection costs.

Goods received in good condition

Print name

Signature



Little Silver
15 Sycamore Avenue
Little Silver, New Jersey 07739
Phone: (732)-747-0808
Fax: (732)-741-1095

Sales Invoice

Invoice No **906160**
Invoice Date 01/12/2021
Customer 1455
Your Ref Ken
Our Ref 4541540
Taken By Tunis Verblauw
Sales Rep Peter Hough
Purchase Order



Page 1 of 1

Invoice Address
HARVEY CO INC, BENJAMIN
9 CINDY LANE
OCEAN, NJ, 07712

Delivery Address
MARTY
HARVEY CO INC, BENJAMIN
New Municipal Complex of
Oceanport
901 & 907 Murphy Drive
Oceanport, New Jersey

Special Instructions	Notes

Line	Description	Qty/Footage	Price	Per	Total
1	650283 - Paslode 1-1/2" Straight Finish Nails 16ga. (2m) #650283 ZONE: Store	1 ea	14.99	ea	14.99
2	650285 - Paslode 2" Straight 16ga. Finish Nails Electro-Galvanized 2m (6d) #650285 ZONE: Store	1 ea	15.99	ea	15.99
3	D1060X - Freud 10" Carbide Tipped Miter Saw Blade 60T Diablo Orgill# 509-6318 ZONE: Store	1 ea	39.99	ea	39.99
4	18156 - Dap Clear Alex Plus Latex Caulk Dap 40year Orgill# 893-1743 ZONE: Store	4 ea	2.59	ea	10.36
5	118BBFJ - LF F/J BACKBAND 1-1/16 (WM280,GS8313) ZONE: Sheds BIN LOCATION: A1020B1050 23/16	368 lf	0.48	lf	176.64
6	LF14CPOP - LF 1 x 4 FAS KD Poplar S4S ZONE: Sheds BIN LOCATION: A1100B1025 250/1	250 lf	1.27	lf	317.50

Return Policy: Permission must be obtained to return materials. Original Invoice number and date must be furnished before any returns can be authorized. Credit will be allowed at the invoice price, less 20% handling charge, if the material is a stock item and is returned in the same condition in which it was delivered and within 30 Days from original delivery date. Non-stock Special Order items may only be returned if our vendor accepts return of items and customers pays a 20% handling charge. Custom Special Order items are not returnable. A 50% deposit is required on all Special Order items.

Total Amount	\$575.47
Sales Tax	\$0.00
Invoice Total	\$575.47

The invoice is due on 02/28/2021. A discount of \$5.76 may be deducted from the total if the invoice is paid by 02/10/2021.

Finance charges may be assessed on any balance over 30 days past due at an annual percentage rate of 1 1/2 per month (or a minimum charge of 50 cents) plus reasonable collection costs.

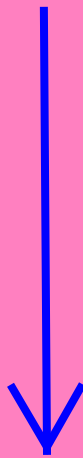
Goods received in good condition

Print name

Signature

www.buildersgeneral.com

ITEM #8
PAINTING OF
INTERIOR TRIM
BACKUP





**How doers
get more done.**

310 STATE HWY 36 WEST LONG BRANCH, NJ
STORE MGR ALLISON TUCCI (732)935-0100

0907 00062 69963 01/13/21 08:42 AM
SALE CASHIER ERIKA

091996812654 DIY SHIMS <A>
HOMEOWNER DIY SHIM PK
8@1.58

	12.64N
SUBTOTAL	12.64
SALES TAX	0.00
TAX EXEMPT	
TOTAL	\$12.64
XXXXXXXXXXXX2012 HOME DEPOT	12.64
AUTH CODE 013808/9620195	TA

PRO XTRA MEMBER STATEMENT

PRO XTRA ###-###-2300 SUMMARY

2021 PRO XTRA SPEND 01/12: \$960.95

As of 01/13/2021 your Paint Rewards level is Member; Spend 832.18 more in qualifying paint purchases to earn Bronze (10.0% off) on select paint items.

This purchase qualifies for FUEL DISCOUNTS and 60 DAYS TO PAY on The Home Depot Commercial Credit Card. Ask an Associate to learn more or go to homedepot.com/financeoptions.

0907 01/13/21 08:42 AM



0907 62 69963 01/13/2021 0361

RETURN POLICY DEFINITIONS
POLICY ID DAYS POLICY EXPIRES ON
A 11 365 01/13/2022

Due to COVID-19, we have extended our returns policy for most items. Please see homedepot.com for details.

DID WE NAIL IT?

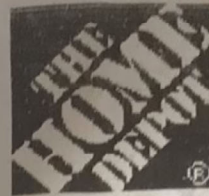
Take a short survey for a chance TO WIN A \$5,000 HOME DEPOT GIFT CARD

Opine en español

www.homedepot.com/survey

User ID: H8B 141122 140277
PASSWORD: 21063 140215

10.4.a



**How doers
get more done.**

310 STATE HWY 36 WEST LONG BRANCH, NJ
STORE MGR ALLISON TUCCI (732)935-0100

0907 00002 73151 01/13/21 07:34 AM
SALE CASHIER ALFRED

7809543803870 1X4X8PRIME <A>	
1X4-8FT PRMD FJ PINE BOARD	
20@10.70	214.00N
022367269913 SP FL WHT <A>	11.98N
GP SPEEDWALL FLAT WHITE 1280Z	
077089217247 2.5 IN ANGLE <A>	9.97N
BETTER 2.5 ANGLE SASH LATEX BRUSH	
077089350661 6X1/2 IN 6PK <A>	10.97N
BEST 6 X 1/2 IN SHEDLESS KNIT 6PK	
727193777242 7" MINI TRAY <A>	
GOOD 7 IN MINI ROLLER TRAY BLK	
2@3.11	6.22N

	SUBTOTAL	253.14
	SALES TAX	0.00
TAX EXEMPT		
TOTAL		\$253.14
XXXXXXXXXXXX2012 HOME DEPOT		253.14
AUTH CODE 013384/9020500		TA

PRO XTRA MEMBER STATEMENT

PRO XTRA ###-###-2300 SUMMARY

2021 PRO XTRA SPEND 01/12: \$707.81

As of 01/13/2021 your Paint Rewards level is Member; Spend 832.18 more in qualifying paint purchases to earn Bronze (10.0% off) on select paint items.

This purchase qualifies for FUEL DISCOUNTS and 60 DAYS TO PAY on The Home Depot Commercial Credit Card. Ask an Associate to learn more or go to homedepot.com/financeoptions.

0907 01/13/21 07:34 AM



0907 02 73151 01/13/2021 0658

RETURN POLICY DEFINITIONS
POLICY ID DAYS POLICY EXPIRES ON
A 11 365 01/13/2022

Due to COVID-19, we have extended our returns policy for most items. Please see homedepot.com for details.

Packet Pg. 115

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: High Tech Painting

Date:

Friday January 15 2021

AWU#

100

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
Derick		Fill/ Paint windows	8	X	X		\$109.00	\$872.00	
Peter		Fill/ Paint windows	8	X	X		\$109.00	\$872.00	
				X	X			\$0.00	
			x						
			x	X	X				
			x	X	X				
			x	X	X				
			x	X	X				
					SUB TOTAL			\$1,744.00	
					15%	P&O		\$261.60	
					TOTAL			\$2,005.60	

EQUIPMENT USED

Lull Forklift 0

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: High Tech Painting

Date:

Tuesday January 19 2021

AWU#

102

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
Derick		Fill/ Paint windows	8	X	X		\$109.00	\$872.00	
Peter		Fill/ Paint windows	8	X	X		\$109.00	\$872.00	
				X	X			\$0.00	
			x						
			x	X	X				
			x	X	X				
			x	X	X				
			x	X	X				
					SUB TOTAL			\$1,744.00	
					15%	P&O		\$261.60	
					TOTAL			\$2,005.60	

EQUIPMENT USED

Lull Forklift	0			X	X				
---------------	---	--	--	---	---	--	--	--	--

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: High Tech Painting

Date:

AWU#

Wednesday January 27 2021

103

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
Derick		Fill/ Paint windows	4	X	X		\$109.00	\$436.00	
			x	X	X			\$0.00	
				X	X			\$0.00	
			x						
			x	X	X				
			x	X	X				
			x	X	X				
			x	X	X				
					SUB TOTAL			\$436.00	
					15%	P&O		\$65.40	
					TOTAL			\$501.40	

EQUIPMENT USED

Lull Forklift 0

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

OCEANPORT MUNICIPAL RENOVATIONS TO SITE AND EXISTING BUILDINGS

Subcontractor: High Tech Painting

Date:
AWU#

Thursday January 28
104

Municipal Building

		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check	HOURLY RATE	TOTAL	Notes
WORKERS NAME		DESCRIPTION OF WORK PERFORMED	HOURS WORKED	Sub Contractor Check	Contractor Check	AIA/ Owner Check			Notes
Derick		Fill/ Paint windows	5	X	X		\$109.00	\$545.00	
			x	X	X				
				X	X				
			x						
			x	X	X				
			x	X	X				
			x	X	X				
			x	X	X				
					SUB TOTAL			\$545.00	
					15%	P&O		\$81.75	
					TOTAL			\$626.75	

EQUIPMENT USED

Lull Forklift 0

MATERIALS USED

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Ken Wheeler		Site Supervision			X				
William Coyne		FMERA MEETING/ASSESSMENT			X				

Benjamin R. Harvey Co., Inc.		DESCRIPTION OF WORK PERFORMED	HOURS WORKED						
Will		Clean Up	0		X				
Gerard		Clean Up	0		X				
Nolan		Clean Up	0		X				
Sakoutis	1CY	Dumpster/Disposal	0		X				

MISCELLANEOUS FA	35	Led Nail In Anchor							

Name: Ken Wheeler	Signature:
Name: Jim Jones	Signature:
Name: Donna Phelps	Signature:

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #30 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-59
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 29 Change Orders authorizing a total increase to the contract of \$1,561,577.20 increasing the total contract amount to Eight Million One hundred Thirty Five Thousand Five Hundred seventy-seven dollars and twenty cents (\$8,135,577.20); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, a sanitary pipe at the rear of the police building burst and required a sanitary pipe replacement and repairs; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, has caused an increase of the total cost of the Contract by 24.1% above the low bid of \$6,574,000.00 for an increased construction cost of \$28,167.30; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and recommend the repairs and sanitary pipe replacement should be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #30; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #30 of the Contract to effectuate the changes in project scope for an increase of Twenty Eight thousand One hundred sixty-seven dollars and thirty cents (\$28,167.30) for a total contract in the amount of Eight Million One hundred Sixty Three Thousand Seven Hundred forty-four dollars and fifty cents (\$8,163,744.50); and

WHEREAS, available funds for Change Order #30 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described sanitary pipe replacement at the rear of the police building in the form of Change Order #30 for the New Municipal Complex Project, in the sum of \$28,167.30 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve of Change Order #30 and authorize payment.

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$28,167.30 for the above referenced contract change order.



Catherine D. LaPorta, CFO



CHANGE ORDER REQUEST

PROJECT: OCEANPORT
NEW MUNICIPAL COMPLEX

DATE: 2/2/2021
COR #: 72

DESCRIPTION OF WORK: Sanitary Pipe Replacement by Means of Pipe Bursting (Rear of Police Buiding)

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.

SUB -CONTRACTOR : Integrated Construction and Utilities, NJ - Aim to Drain

AMOUNT

Item #1

COST BREAKDOWNS: Remove and Replace 4" Sanitary main below Parking Area
See attached Backup

LS \$24,800.00

Item #2

COST BREAKDOWNS: Saturday Repair to Cogged Plumbing Line.
See attached Backup

LS \$1,500.00

See attached photo of Blue Cleaning Rag found at the
location of the Clog well after BRH was out of the Building.

WORK SUBTOTAL	\$26,300.00
BRH PROFIT AND OVERHEAD 5%	\$1,315.00
SUB TOTAL	\$27,615.00
BOND 2%	\$552.30
TOTAL	\$28,167.30

TOTAL CHANGE ORDER REQUEST:

\$28,167.30

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21



To: Borough of Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

January 12, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 72 – Sanitary Line replacement/Pipe Bursting Certification Pursuant to NJAC 5:30-11.9(b)

The justification for the replacement of 4" sanitary sewer Main in the rear of the Police Building is as follows:

- I. The existing pipe was rotted and was not in working condition.
- II. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
- III. Work on Parking Lot was completed prior to understanding the existing pipe was not in working condition.
- IV. The damage could not be seen as it was 3' deep in the ground.
- V. There were no signs that would have led any party to understand the pipe was failing.
- VI. The negative effects of not having the pipe replaced:
 - a. Plumbing inside building would back up and not function at all.
 - b. High risk of water sanitary water backing up into Building.
 - c. Cost of repairs to above failed items would exceed cost of replacing pipe.
- d. The circumstance that surround this condition as unforeseen is that there was no way to understand the exact condition at buried line due to circumstances described above.
- e. The issuance of a Change Order to remediate the above-described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state.

The timing of the work is such that should the Borough choose to wait and complete the work at a later date, the ongoing new work occurring would be subject to damage and would result in additional expenditures to remediate damage as well causing additional work and delaying the completion of the Project at additional expense to the Borough. The work associated with the issuance of Change Order Request 72 should be considered in the best interest of the Project and the Borough of Oceanport. It is recommended that this matter be considered urgent and that time is of the essence. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: January 12, 2021

BEN HARVEY CO., INC.

William Coyne

William Coyne

Project Manager

Proposal

Number: 201203 BHFM PVT

Integrated Construction & Utilities, NJ
59 Suydam Ave, Edison, NJ 08817
732-433-8126 • ICUNJ.US

To: William Coyne
Benjamin R. Harvey co. inc,
9 Cindy Ln, Ocean Township, NJ 07712
(732) 493-2300
bcoyne@bharveyco.com

Work site (if different address):

Oceanport Municipal/Police Complex
901 Murphy Drive Oceanport, New Jersey 07712

	PLACED BY	DATE	MO#	TERMS	ESD
	Steven E	12/03/20		50/50 ¹	

Scope of Work	Unit	Quantity	Unit Price	Total
---------------	------	----------	------------	-------

Burst replacement of sanitary sewer line² segment				
Trenchless Burst replacement of existing 4" CIP sewer discharge lateral with new 4" HDPE pipe beginning at lawn area just outside building, and extending to the termination manhole (approx 120'), including site protection, trench shoring, and restoration of all disturbed areas.	LS	1	24,800	24,800.00
Note: Prevailing Wage rates apply				
SUBTOTAL				
TOTAL				24,800.00

X

Steven Eleftheriou
Installation coordinator

X

William Coyne
Benjamin R. Harvey co. inc Representative

¹ UC: 50% deposit, balance Upon Completion

² : Based on sewer depth not to exceed 5'

Invoice

Integrated Construction & Utilities, NJ
59 Suydam Ave, Edison, NJ 08817
732-433-8126 • ICUNJ.US

Number: 201203 BHFM PVT

To: William Coyne
Benjamin R. Harvey co. inc,
9 Cindy Ln, Ocean Township, NJ 07712
(732) 493-2300
bcoyne@bharveyco.com

Work site (if different address):

Oceanport Municipal/Police Complex
901 Murphy Drive Oceanport, New Jersey 07712

	PLACED BY	DATE	MO#	TERMS	ESD
	Steven E	12/03/20		50/50 ¹	

Scope of Work	Unit	Quantity	Unit Price	Total
---------------	------	----------	------------	-------

Burst replacement of sanitary sewer line² segment				
Trenchless Burst replacement of existing 4" CIP sewer discharge lateral with new 4" HDPE pipe beginning at lawn area just outside building, and extending to the termination manhole (approx 120'), including site protection, trench shoring, and restoration of all disturbed areas.	LS	1	24,800	24,800.00
Note: Prevailing Wage rates apply				
SUBTOTAL				
TOTAL				24,800.00

¹ UC: 50% deposit, balance Upon Completion

² : Based on sewer depth not to exceed 5'

Benjamin R Harvey Company Inc.

Subcontract / Purchase Order

9 Cindy Lane
 Ocean, NJ 07712
 P - 732 493-2300
 F - 732 493-2305

Contract#: 2136

Contract Date: 12/01/2020

To: Integrated Construction & Utilities, NJ
 59 Suydam Ave.
 Edison NJ 08817

Project: 206
 New Municipal Complex of Oceanport
 910 Oceanport Way
 Oceanport NJ 07757

NOTE: All invoices MUST reference the P.O. number above or payment will NOT be processed.

You are hereby directed to perform the following work per
 the plans and specifications provided.

Plans Attached ☐Specifications Attached ☐Retention Rate: ~~10.00~~ %**Description of Work****Amount**

Pipe replacement Clogged Sanitary Line

Per the attached proposal #201203 BHFM PVT
 Dated 12-03-20

This is a tax exempt job (see attached ST-13)

Insurance certificate must be received prior to working on job-site
 Requirements attached

This is a prevailing wage job.

Certified P/R weekly reports and Monthly AA-202 must be sent in by the 10th of the
 following month

Notes

You must provide the following paperwork:
 W-9, NJ Business Registration & NJ Public Works Cert.
 Good Faith Letter (samples attached).

Site super is Ken Wheeler arrangements must be made with him 24 hours in advance
 Cell # 732 778-6687

Amount of Contract

24,800.00

Contractor

Vendor

Date

Date



P.O. Box 782
Neptune, NJ 07754

Office Phone # 800-244-5602 24 Hrs 7 Days

BILLED TO:

Benjamin R. Harvey Company, Inc.
9 Cindy Lane
Ocean, NJ 07712



INVOICE

JOB LOCATION

INVOICE DATE INVOICE # TERMS

23-Jan-2021 28986 Net 30

910 Oceanport Way
Oceanport, NJ 07757

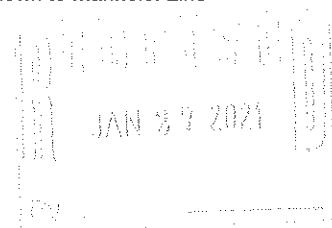
INVOICE INFO

PURCHASE ORDER #	BILLING PHONE #	JOB PHONE #	REFERRED BY	TYPE OF SERVICE
	(732) 493-2300	(848) 207-6190	Done Before	Video inspection
SERVICE TECH.1	SERVICE TECH.2	SERVICE TECH.3	GUARANTEE	TIME IN
Joe			30 Days	

JOB DESCRIPTION

Service Date 1/23/2021 4 hours Emergency weekend call.

Ran eel machine 3 inch cutter and spear tool from clean out against building, and cannot get past approximately 23 to 24 feet hitting something very hard. Then ran camera from manhole up the line approximately 96 feet appears to be a blockage. Then ran eel machine up the line with 3inch from manhole got stuck around 96 feet, and I had a time getting cable back removed wipes and also a blue face cloth. Then ran camera from clean out next to building down to manhole. Line tested clear line has severe back pitching and ponding in the line. Line tested clear.



CHARGES

EQUIPMENT	LABOR	MATERIALS	DISCOUNT	SUBTOTAL	TAX	TOTAL AMOUNT
\$0.00	\$1,500.00	\$0.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00

PLEASE DETACH HERE AND RETURN THE BOTTOM PORTION WITH YOUR PAYMENT

From

Benjamin R. Harvey Company, Inc.
9 Cindy Lane
Ocean, NJ 07712

INVOICE #	TERMS	PAYMENT DUE
28986	Net 30	\$1,500.00

Important: PLEASE RETURN THIS PORTION WITH YOUR CHECK.
MAKE CHECKS PAYABLE TO: **AIM TO DRAIN, INC.**

To

Aim To Drain, Inc.
PO Box 782
Neptune, NJ 07754

DATE	AMOUNT	CHECK #

FOR ALL OTHER PAYMENTS WE ACCEPT ALL
MAJOR CREDIT CARDS ON OTHER SIDE →

Interest charge at 2% per month on all past due accounts. The
\$15.00 charge on all returned checks.

Packet Pg. 128



**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #31 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-60
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 30 Change Orders authorizing a total increase to the contract of \$1,589,744.50 increasing the total contract amount to Eight Million One hundred Sixty Three Thousand Seven Hundred forty-four dollars and fifty cents (\$8,163,744.50); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, there is a need to remove and replace the electrical feeders to the municipal building; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, and an adjustment credit for relocation of generator at old police station, has caused an increase of the total cost of the Contract by 24.4% above the low bid of \$6,574,000.00 for an increased construction cost of \$16,071.43; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and recommend the replacement of the electrical feeders to the municipal building should be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #31; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #31 of the Contract to effectuate the changes in project scope for an increase of Sixteen thousand seventy-one dollars and forty-three cents (\$16,071.43) for a total contract in the amount of Eight Million One hundred Seventy Nine Thousand Eight Hundred fifteen dollars and ninety-three cents (\$8,179,815.93); and

WHEREAS, available funds for Change Order #31 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described replacement of electrical feeders at the municipal building in the form of Change Order #31 for the New Municipal Complex Project, in the sum of \$16,071.43 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve of Change Order #31 and authorize payment.

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$16,071.43 for the above referenced contract change order.



Catherine D. LaPorta, CFO



BEN HARVEY
CONSTRUCTION

10.6.a

CHANGE ORDER REQUEST

PROJECT: OCEANPORT
NEW MUNICIPAL COMPLEX

DATE: 1/12/2021
COR #: 73

DESCRIPTION OF WORK: NEW ELECTRICAL FEEDERS TO MUNICIPAL BUILDING AND CREDIT FOR NOT RELOCATING EXISTING GENERATOR

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.
SUB -CONTRACTOR : LITTLE SILVER ELECTRIC

AMOUNT

Item #1

COST BREAKDOWNS: Remove and Replace Electrical Feeders to Municipal Building LS \$20,541.00
See attached Backup

Item #2

COST BREAKDOWNS: Credit work involved in Relocating Existing Generator from Old Police Station LS (\$5,535.00)
See attached Backup

WORK SUBTOTAL	\$15,006.00
BRH PROFIT AND OVERHEAD 5%	\$750.30
SUB TOTAL	\$15,756.30
BOND 2%	\$315.13
TOTAL	\$16,071.43

TOTAL CHANGE ORDER REQUEST: \$16,071.43

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21



To: Borough of Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

January 12, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 73— Replace Municipal Building Electrical Feeders/Provide Credit for Generator Relocation Work not Performed
Certification Pursuant to NJAC 5:30-11.9(b)

The justification for the replacement of Existing Electrical Feeders and the Credit associated with not Relocating the Existing Generator from the Old Police Station to the New Municipal Building is as follows:

- I. The existing municipal Building Feeder wiring was in a deteriorated and dangerous condition. As it relates to the Credit for the removal of scope associated with relocating the existing Generator, the owner decided the generator was not worth salvaging and opted to take a credit for the work.
- II. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
- III. Existing Electrical Feeders were found to be in a state of disrepair when electrical tie in work commenced.
- IV. The damage could not and was not identified until disassembly of existing piping took place as the tie in work was being performed.
- V. There were no signs that would have led any party to understand the wire was in the state of disrepair that it was in as it was not visible until surrounding piping was disassembled.
- VI. The negative effects of not having the Wiring replaced:
 - a. Extreme danger of Fire and or Electrocution.
 - b. Cost of repairs to resulting failures if left unaddressed would have would exceed cost of replacing Wiring.
 - c. The circumstance that surround this condition as unforeseen is that there was no way to understand the exact condition of the electrical wiring due to circumstances described above.
 - d. Relative to the Generator Relocation Scope being removed from the Project, it was clearly in the owner's best interest to take a monetary credit and not relocate the old existing generator from the Police Station they were occupying prior to moving into new facility.
 - e. The issuance of a Change Order to remediate the above-described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state. The timing of the work is such that should the Borough choose to wait and complete the work at a later date, the ongoing new work occurring would be subject to damage and would result in additional expenditures to remediate damage as well causing additional work and delaying the completion of the Project at additional expense to the Borough. The work associated with the issuance of Change Order Request 73 should be considered in the best interest of the Project and the Borough of Oceanport. It is recommended that this matter be considered urgent and that time is of the essence. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: January 12, 2021

BEN HARVEY CO., INC.

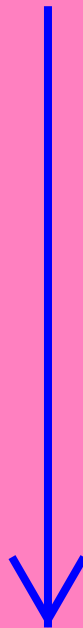
William Coyne

William Coyne

Project Manager

ITEM #1

REPLACE ELECTRICAL
FEEDERS



Items	Materials				Labor		
	Quantity	Unit Price	Per	Amount	Unit	Per	Amount
				\$0			0.0
			e	\$0		e	0.0
Demo existing feeder	1		e	\$0	30	e	30.0
HIGH ENERGY ELECTRIC TESTING			e	\$0		e	0.0
Feeder Pull	1	3,650.00	lot	\$3,650		e	0.0
Service Disconnect	1	1,200.00	lot	\$1,200			
Bucket truck	1	350.00	e	\$350		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
INSTALL NEW FEEDER			e	\$0		e	0.0
500 mcm thhn	780		e	*	0.028	f	21.8
#3 ground cable	30		e	*		f	0.0
			e	\$0		e	0.0
ACE WIRE	1	6,482.00	lot	\$6,482		e	0.0
			e	\$0		e	0.0
5 gallon pail of soap	1	68.00	f	\$68		e	0.0
Rags	1	12.00	e	\$12		e	0.0
duct seal	1	15.00	e	\$15		e	0.0
			e	\$0		e	0.0
Terminate in bldg	1		e	\$0	2	e	2.0
			e	\$0		e	0.0
terminate @ outdoor transformers	1		e	\$0	3.2	e	3.2
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
			e	\$0		e	0.0
				\$11,777			57.0
							hrs
RECAP							
	Hrs	Rate					
Material cost				\$11,777			
labor " J man	40.0	\$102.04	hr	\$4,082			
Fman	17.0	\$113.26	hr	\$1,925			
Cost				\$17,784			
10% Overhead				\$1,778			
Subtotal				\$19,562			
5% Profit				\$978			
Grand Total				\$20,541			

Description MUNI BLDG Demo existing obsolete existing secondary service feeder cables. Install new feeder, terminate and test.. P Mgr R Merz

High Energy Electrical Testing, Inc.

5042 Industrial Road
 Unit D
 Farmingdale, NJ 07727
 Phone: 732-938-2275
 Fax: 732-938-2277

INVOICE

Date	Invoice #
12/16/2020	9861

Bill To:

Little Silver Electric, Inc.
 Accounts Payable
 485 Wright Debow Rd.
 Jackson, NJ 08527

Job At:

Little Silver Electric, Inc.
 Oceanport Municipal Complex
 901 & 907 Murphey Dr
 Oceanport, NJ 07757

		P.O. No.	Terms	Job #
		1806696	Net 30	20-383
Qty	Item	Description	Rate	Amount
1	Technical Service - C	12/11/20- Pull feeders	3,650.00	3,650.00

If Tax Exempt, please submit proper NJ State ST forms with payment. Please pay from invoice, no statement will be sent. Tax ID # 223-263-656

**Please note our new
remittance address**

Subtotal	\$3,650.00
Sales Tax (6.625%)	\$0.00
Total	\$3,650.00
Payments/Credits	\$0.00
Balance Due	\$3,650.00

High Energy Electrical Testing, Inc.

5042 Industrial Road
 Unit D
 Farmingdale, NJ 07727
 Phone: 732-938-2275
 Fax: 732-938-2277

INVOICE

<i>Date</i>	<i>Invoice #</i>
12/21/2020	9869

Bill To:
Little Silver Electric, Inc. Accounts Payable 485 Wright Debow Rd. Jackson, NJ 08527

Job At:
Little Silver Electric, Inc. Fort Monmouth Fort Monmouth, NJ

		<i>P.O. No.</i>	<i>Terms</i>	<i>Job #</i>
			Net 30	20-392
<i>Qty</i>	<i>Item</i>	<i>Description</i>	<i>Rate</i>	<i>Amount</i>
1	Technical Service - C	12/18- De-energize overhead/ re-energize	1,200.00	1,200.00

If Tax Exempt, please submit proper NJ State ST forms with payment. Please pay from invoice, no statement will be sent. Tax ID # 223-263-656

**Please note our new
remittance address**

Subtotal	\$1,200.00
Sales Tax (6.625%)	\$0.00
Total	\$1,200.00
Payments/Credits	\$0.00
Balance Due	\$1,200.00

343

10.6.a

Ace Wire & Cable Co., Inc.
 72-01 51st Avenue
 Woodside, NY 11377
 (718) 458-9200 FAX (718) 335-6340

Invoice

Invoice	01228958	Page	1
Order #	00905643	Date	12/18/2020
Cust #	LITSIL	Ship	12/18/2020
Slsman	251		

Sold To: LITTLE SILVER ELEC. CO.
 485 WRIGHT DEBOW ROAD
 JACKSON NJ 08527

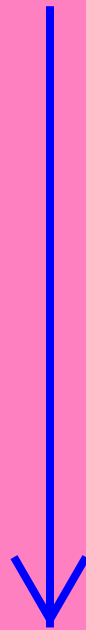
Ship To: OCEANPORT MUNICIPAL COMPLEX
 TONY 732-966-7288
 901 & 907 MURPHEY DRIVE
 OCEANPORT NJ 07757

Ship via ACE TRUCK		F.O.B.		Terms		Customer PO Number 1806709		
Line#	Quantity	UOM	Item Number / Description		Shipped	Price	UOM	Extension
1	195 FT		THHN500BK 500 MCM THHN BLACK		195	8272.00000	MFT	1613.04
2	195 FT		THHN500RD 500 MCM THHN RED		195	8272.00000	MFT	1613.04
3	195 FT		THHN500BL 500 MCM THHN BLUE		195	8272.00000	MFT	1613.04
4	195 FT		THHN500WH 500 MCM THHN WHITE		195	8272.00000	MFT	1613.04
5	1 EA		PAR-402 4 WIRE PARALLEL #1-500MCM		1	.00000	EA	0.00
6	30 FT		THHN3GN 3 THHN GREEN		30	986.00000	MFT	29.58
7	1 EA		LBR-CUT WIRE CUTS - ACE WAREHOUSE		1	.00000	EA	0.00
** ACE WIRE IS NOW A STOCKING DISTRIBUTOR OF COMTRAN - VITALINK 2HR FIRE RESISTIVE CIC CABLE ** ~~~~~ WHEN MAKING PAYMENT, IF YOU ARE TAKING A DEDUCTION, PLEASE INCLUDE SUPPORTING DOCUMENTATION INCLUDING ANY TAX EXEMPT CERTIFICATES. THANK YOU. ~~~~~ WE ACCEPT AMERICAN EXPRESS, VISA, MASTERCARD & DISCOVER FOR INVOICES PAID WITHIN 90 DAYS.								
Product Total		Discount		Freight		Miscellaneous		Tax
6481.74		0.00		0.00		0.00		0.00
Invoice Total								6481.74

ITEM #2

CREDIT GENERATOR

RELOCATION



Proj Oceanport Muni Complex
MUNI BLDG

LITTLE SILVER ELECTRIC INC
COR# DELETE relocating generator

12/30/2020

Items	Materials				Labor		
	Quantity	Unit Price	Per	Amount	Unit	Per	Amount
				\$0			0.0
WORK DELETED			e	\$0		e	0.0
			e	\$0		e	0.0
4" conduit	-40		f	\$0	0.14	e	-5.6
" elbow	-1		e	\$0	0.5	f	-0.5
4" sealtite	-3		f	\$0	0.14	f	-0.4
4" " connector	-1		e	\$0	0.5	e	-0.5
			e	\$0		e	0.0
1.25" conduit	-80	2.40	f	-\$192	0.07	e	-5.6
" elbow	-2	6.00	e	-\$12	0.25	e	-0.5
1.25" sealtite	-6	3.00	f	-\$18	0.07	f	-0.4
1.25" " connector	-2	18.00	e	-\$36	0.25	f	-0.5
			e	\$0		e	0.0
			e	\$0		e	0.0
4/0 thhn	-240	3.00	f	-\$720	0.026	f	-6.2
#3 thhn	-60	0.80	f	-\$48	0.012	f	-0.7
#10 thhn	-350	0.18	f	-\$63	0.006	f	-2.1
#14 thhn	-360	0.10	f	-\$36	0.005	f	-1.8
			e	\$0		e	0.0
TERMINATIONS @ GEN, ATS, PANEL			e	\$0		e	0.0
4/0	-8	7.00	e	-\$56	0.4	e	-3.2
#3	-2	3.00	e	-\$6	0.25	e	-0.5
#10	-10	1.50	e	-\$15	0.18	e	-1.8
#14	-12	1.00	e	-\$12	0.15	e	-1.8
			e	\$0		e	0.0
			e	\$0		e	0.0
existing 60 kw diesel gen			e	\$0		e	0.0
disconnect @ existing Police bldg	-1		e	*	2	e	-2.0
			e	\$0		e	0.0
pick up and set in place	-1		e	*	8	e	-8.0
@ new Muni Bldg			e	\$0		e	0.0
			e	\$0		e	0.0
Test	-1		e	*	2	e	-2.0
			e	\$0		e	0.0
ADDED			e	\$0		e	0.0
4" capped bushing	1	18.00	e	\$18	0.15	e	0.2
1.25" "	2	4.00	e	\$8	0.1	e	0.2
			e			e	0.0
				-\$1,188			-43.9
							hrs
RECAP							
Material cost	Hrs	Rate		-\$1,188			
labor " J man	-43.9	\$99.13	hr	-\$4,347			
				\$0			
				\$0			
TOTAL CREDIT				-\$5,535			

Description Muni Bldg Delete work associated with the relocation of the existing 60 kw diesel generator.
P D estimator Rusty Merz P Mgr

Proj Oceanport Muni Complex
MUNI BLDG

LITTLE SILVER ELECTRIC INC
COR# DELETE relocating generator

12/30/2020

[illegible]

Description	Muni Bldg Delete work associated with the relocation of the existing 60 kw diesel generator.
P D estimator	Rusty Merz P Mgr

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #32 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-61
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 31 Change Orders authorizing a total increase to the contract of \$1,605,815.93 increasing the total contract amount to Eight Million One hundred Seventy Nine Thousand Eight Hundred fifteen dollars and ninety-three cents (\$8,179,815.93); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, there is a need to provide Knox boxes on the police and municipal buildings and additional fire alarm devices required by the fire inspector; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, has caused an increase of the total cost of the Contract by 24.5% above the low bid of \$6,574,000.00 for an increased construction cost of \$6,871.54; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and recommend the provision of Knox boxes on the police and municipal buildings and additional fire alarm devices required by the fire inspector should be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #32; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #32 of the Contract to effectuate the changes in project scope for an increase of Six thousand Eight hundred seventy-one dollars and fifty-four cents (\$6,871.54) for a total contract in the amount of Eight Million One hundred Eighty Six Thousand Six Hundred eighty seven dollars and forty-seven cents (\$8,186,687.47); and

WHEREAS, available funds for Change Order #32 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described provision of Knox boxes on the police and municipal buildings and additional fire alarm devices required by the fire inspector in the form of Change Order #32 for the New Municipal Complex Project, in the sum of \$6,871.54 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve of Change Order #32 and authorize payment.

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$6,871.54 for the above referenced contract change order.



Catherine D. LaPorta, CFO



BEN HARVEY
CONSTRUCTION

10.7.a

CHANGE ORDER REQUEST

PROJECT: OCEANPORT
NEW MUNICIPAL COMPLEX

DATE: 1/12/2021
COR #: 74

DESCRIPTION OF WORK: **ADDITIONAL FIRE ALARM AND KNOX BOXES REQUIRED BY FIRE OFFICIAL**

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.
SUB -CONTRACTOR : Ben Harvey Co/ LITTLE SILVER ELECTRIC

AMOUNT

Item #1

COST BREAKDOWNS: Provide Knox Boxes on Police and Municipal Building LS \$1,938.00
See attached BRH Backup - 1 Required for each Building (Not Alarmed)

Item #2

COST BREAKDOWNS: Provide Additional Fire Alarm Devices required by Fire Inspector LS \$4,478.00
See attached Little Silver Backup

WORK SUBTOTAL	\$6,416.00
BRH PROFIT AND OVERHEAD 5%	\$320.80
SUB TOTAL	\$6,736.80
BOND 2%	\$134.74
TOTAL	\$6,871.54

TOTAL CHANGE ORDER REQUEST: \$6,871.54

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21

To: Borough of Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

January 12, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 74-Additional Fire Alarm Work required By Fire Inspector during Final Inspection of Police
Station: Certification Pursuant to NJAC 5:30-11.9(b)

The justification for additional fire Alarm work required by Fire Inspector is as follows:

- I. The Fire Inspector has the Authority to add, relocate and or modify Life safety related items as they fit as they are the recognized Authority having ultimate Jurisdiction over life safety Items..
- II. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
- III. The Fire Inspector Directed the changes be made. Therefore, they need to be made.
- IV. The negative effects of not having the recommendations of the Fire Inspector implemented:
 - a. Borough would not be allowed to occupy their new Buildings.
 - b. The circumstance that surround this condition is unforeseen is that there was no way to understand what a Fire Inspector may require until the Final Inspection is made, and the Fire Inspector can satisfy their Life safety concerns.
 - c. The issuance of a Change Order to remediate the above-described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state.

The timing of the work is such that should the Borough choose to wait and complete the work at a later date, the ongoing new work occurring would be subject to damage and would result in additional expenditures to remediate damage as well causing additional work and delaying the completion of the Project at additional expense to the Borough. The work associated with the issuance of Change Order Request 74 should be considered in the best interest of the Project and the Borough of Oceanport. It is recommended that this matter be considered urgent and that time is of the essence. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: January 12, 2021

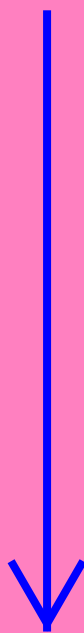
BEN HARVEY CO., INC.

William Coyne

William Coyne

Project Manager

ITEM #1
REPLACE
KNOX BOXES



Account Navigation

Customer Info
Shipping & Billing Addresses
Change Password
My Orders

Order Details #704203

Department Details

Eatontown Fire Prev Bur
47 BROAD ST
EATONTOWN, NJ 07724-1571

Customer Details

benjamin4@bharveyco.com
ben harvey
9 Cindy Lane
Ocean, NJ 07712-7249

#	Image	Model	SKU	Quantity
1		Model 3266NC – KnoxBox 3200, Surface Mount, Hinged Door, Dark Bronze, Tamper Alert Model: 3266NC	3266NC	2
Install at: Benjamin Harvey Company, 47 Broad St, Eatontown, NJ 07724				
Install at: Benjamin Harvey Company, 47 Broad St, Eatontown, NJ 07724				

Sub-total	\$926.00
Shipping	\$43.00
Tax	\$0.00
Total	\$969.00

Back To List

ST-13

State of New Jersey

To be completed by purchaser and
given to and retained by vendor.
Read instructions on back of this
Certificate.

DIVISION OF TAXATION

SALES TAX BUREAU

CERTIFICATE OF AUTHORITY NO.

210-610-868/000

CONTRACTOR'S EXEMPT PURCHASE CERTIFICATE**TO:** Knox Box

The materials, supplies, or services purchased by the undersigned are for exclusive use in erecting structures, or building on, or otherwise improving, altering or repairing real property of the exempt organization named below.

THIS BID OR CONTRACT COVERS WORK TO BE PERFORMED FOR:

Name of Exempt Organization: Borough of Oceanport

Exempt Organization Number: Government Agency 21-6000961

Address: 222 Monmouth Boulevard
Oceanport, NJ 07757**ADDRESS OR LOCATION OF BID OR CONTRACT WORK SITE:**901 & 907 Murphy Drive
Oceanport, NJ 07757

I certify that all information on this Certificate is correct.

BENJAMIN R. HARVEY CO., INC.

By: _____

9 CINDY LANE
OCEAN, NEW JERSEY 07712

Date: __09-04-19__

See INSTRUCTIONS on other side.

ST-4 (05-12, R-15)

State of New Jersey
DIVISION OF TAXATION

SALES TAX

FORM ST-4

ELIGIBLE NONREGISTERED
PURCHASER: SEE INSTRUCTIONS **PURCHASER'S NEW JERSEY
TAXPAYER REGISTRATION NUMBER*

Government Agency 21-6000961

EXEMPT USE CERTIFICATE

To be completed by purchaser and given to and retained by seller.
Please read and comply with the instructions given on both sides of this certificate.

TO BENJAMIN HARVEY CO, INC Date SEPTEMBER 3, 2019
(Name of Seller)

9 CINDY LANE OCEAN NJ 07712
Address City State Zip

The undersigned certifies that there is no requirement to pay the New Jersey Sales and/or Use Tax on the purchase or purchases covered by this Certificate because the tangible personal property or services purchased will be used for an exempt purpose under the Sales & Use Tax Act.

The tangible personal property or services will be used for the following exempt purpose*:

MUNICIPAL GOVERNMENT OPERATION

The exemption on the sale of the tangible personal property or services to be used for the above described exempt purpose is provided in subsection N.J.S.A. 54:32B-9(A) (See reverse side for listing for principal exempt uses of tangible personal property or services and fill in the block with proper subsection citation).

I, the undersigned purchaser, have read and complied with the instructions and rules promulgated pursuant to the New Jersey Sales and Use Tax Act with respect to the use of the Exempt Use Certificate, and it is my belief that the seller named herein is not required to collect the sales or use tax on the transaction or transactions covered by this Certificate. The undersigned purchaser hereby swears under the penalties for perjury and false swearing that all of the information shown in this Certificate is true.

BOROUGH OF OCEANPORT

NAME OF PURCHASER*

(as registered with the New Jersey Division of Taxation)

222 Monmouth Boulevard, Oceanport, NJ 07757

(Address of Purchaser)*

municipal government

TYPE OF BUSINESS*

By

Borough Clerk

(Signature of owner, partner, officer of corporation, etc.)*

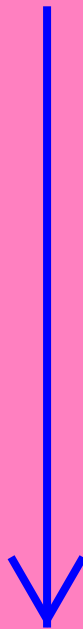
(Title)

*Required

MAY BE REPRODUCED
(Front & Back Required)

ITEM #2

ADDITIONAL FIRE ALARM
WORK



Packet Pg. 151

CHANGE ORDER REQUEST



Branch:	6444	Sales Representative:	Daniel Stimpson	Today's Date:	12/9/2020
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Customer Information			
Business Name:	LITTLE SILVER ELECTRIC INC	Phone:	(732)741-1222
Address:	485 WRIGHT DEBOW RD JACKSON, NJ 08527	Billing Address:	485 WRIGHT DEBOW RD JACKSON, NJ 08527
Customer No:	949197123	Sales Agreement No:	891024175

ANY AND ALL SERVICES PROVIDED BELOW ARE DEFINED IN AND SUBJECT TO THE MASTER TERMS AND CONDITIONS

This Change Order is intended to be made a part of that certain Schedule of Protection, Proposal and Sales Agreement ("Agreement") between ADT Commercial, a division of ADT LLC, ("ADT") and the Customer listed above for service at the location(s) listed below.

The Customer hereby agrees to pay ADT, its Agents or Assigns, the sum of **\$2,512.08** plus any applicable taxes. In addition, Customer agrees to pay Monthly in advance the additional sum of **\$0.00**. Customer agrees to pay the total Licenses and Permit Charge of \$0.00 at the time of sale.

The parties agree that the Agreement of which this Change Order is made a part is and shall remain in full force and effect in accordance with all the terms and conditions thereof, modified only as specifically provided in this Change Order.

To the extent that there is any conflict or inconsistency between the master terms and conditions and this change order, the terms and conditions of this change order shall control.

Site Location Information			
Location Name:	OCEANPORT MUNICIPAL BUILDING		
Address:	901 MURPHY DRIVE OCEANPORT MUNICIPAL BUILDING OCEANPORT, NJ 07757	Phone:	Cell:
Site #	949000764		

Scope Of Work
Additions to systems per AHJ inspector Provide the following: 2 - addressable monitor modules (one for knox box, one for piv valve) 6 - G4AVRF horn strobes 1 – Wave2 (2 tone siren) Labor to reprogram a heat detector to a smoke detector (EC has the smoke), test new horn strobes, siren and return visit for township inspection.

No drawings included.

Work to be done during normal hours.

Bill of material is from site inspection with authorities

Compliance

10.7.a

If I have provided or do provide ADT Commercial, a division of ADT LLC, ("ADT") with a phone number, including but not limited to a cell phone number, a number that I later convert to a cell phone number, or any number that I subsequently provide for billing and other non-solicitation purposes, I agree that ADT LLC ("ADT") may contact me at this/these number(s). I also agree to receive calls and messages such as pre-recorded messages, calls and text messages from automated dialing systems at the number(s) provided.

I confirm that I am the registered owner of all telephone number(s) that I have or will provide to ADT to contact me. If I have provided or do provide ADT with an email address, I agree that ADT may send me emails regarding my ADT Services or new ADT or third-party products and services. I may unsubscribe or opt out by calling 877.776.1911.

Signatures

This Agreement is not binding upon ADT unless and until either signed by an Authorized Manager of ADT, or we begin the installation of equipment or provision of services to you. You acknowledge that you may not receive a copy of this Contract signed by ADT's Authorized Manager, but such lack of receipt shall not, in any way, invalidate or otherwise affect this Contract.

Customer Authorized Representative	Printed Name	Title	Date
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ADT Representative	Printed Name	Title	Date
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ADT Authorized Manager	Printed Name	Title	Date
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**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #33 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-62
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 32 Change Orders authorizing a total increase to the contract of \$1,612,687.47 increasing the total contract amount to Eight Million One hundred Eighty Six Thousand Six Hundred eighty seven dollars and forty-seven cents (\$8,186,687.47); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, there is a need to provide additional site work including site excavations and materials; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, has caused an increase of the total cost of the Contract by 24.9% above the low bid of \$6,574,000.00 for an increased construction cost of \$23,902.30; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and recommend the additional site work including excavations and materials should be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #32; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #33 of the Contract to effectuate the changes in project scope for an increase of Twenty Three thousand Nine hundred two dollars and thirty cents (\$23,902.30) for a total contract in the amount of Eight Million Two hundred Ten Thousand Five Hundred eighty nine dollars and seventy-seven cents (\$8,210,589.77); and

WHEREAS, available funds for Change Order #33 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described additional site plan work including excavations and materials in the form of Change Order #33 for the New Municipal Complex Project, in the sum of \$23,902.30 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve

of Change Order #33 and authorize payment.

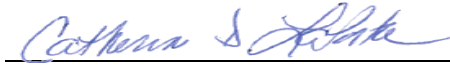
BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$23,902.30 for the above referenced contract change order.



Catherine D. LaPorta, CFO



CHANGE ORDER REQUEST

PROJECT: OCEANPORT
NEW MUNICIPAL COMPLEX

DATE: 2/2/2021
COR #: 75

DESCRIPTION OF WORK: **ADDITIONAL SITE WORK**

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.
SUB -CONTRACTOR : Ben Harvey Co/ Farrell Site Contracting

AMOUNT

Item #1			
COST BREAKDOWNS:	Farrell T&M from 5/15/20 thru 6/30/20 See attached Farrell Backup	LS	\$14,004.39
Item #2			
COST BREAKDOWNS:	Farrell T&M from 7/30/20 thru 10/1/20 See attached Farrell Backup	LS	\$5,534.20
Item #3			
COST BREAKDOWNS:	Farrell T&M from 7/30/20 thru 10/1/20 See attached Farrell Backup	LS	\$2,779.15

WORK SUBTOTAL	\$22,317.74
BRH PROFIT AND OVERHEAD 5%	\$1,115.89
SUB TOTAL	\$23,433.63
BOND 2%	\$468.67
TOTAL	\$23,902.30

TOTAL CHANGE ORDER REQUEST:

\$23,902.30

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21



To: Borough of Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

February 2, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 75– Furnish and Install Miscellaneous Site Work Related Repairs - Certification Pursuant to NJAC 5:30-11.9(b)

The justification for the Furnishing and Installation of the above referenced items is that they were required for the sitework related portion of the work to function correctly:

- I. Due to the previous use of the Building by the US Military, there were unidentified objects and undocumented improvements that had been made to the site. The bid set of drawings issued that included the required work for the Project did not and could not have incorporated these unforeseen items.
- II. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
- III. Work by site contractor for the unforeseen items was to proceed on a Time and Material basis being tracked with tickets describing the work performed each day.
- IV. The Requirements associated with completing this work could not be identified until it was actually encountered due to much of the work being below grade and unseen until exposed with site equipment.
- V. There were no signs that would have led any party to understand the items would be required beforehand as they are only identified after heavy equipment exposure.
- VI. The negative effects of not having the Required work addressed in this manner:
 - a. Scheduled work could not be completed due not conflicts with unforeseen conditions.
 - b. Actual facilities involved would not function without addressing unforeseen conditions.
- c. The circumstance that surround this condition as unforeseen is that there was no way to understand the Requirements until after exposure utilizing heavy equipment.
- d. The issuance of a Change Order to remediate the above-described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state. The timing of the work is such that should the Borough choose to wait and complete the work at a later date, they would not be able proceed with scheduled work located in the same place as unforeseeable conditions. The work associated with the issuance of Change Order Request 75 should be considered in the best interest of the Project and the Borough of Oceanport.. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: January 12, 2021

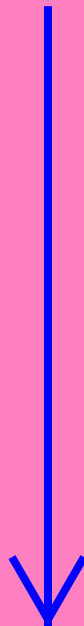
BEN HARVEY CO., INC.

William Coyne

William Coyne

Project Manager

FARRELL T&M
BACKUP
FOR WORK COMPLETED
5/15/20 TO 6/30/20



Thomas Farrell Contracting Inc
 761 Shrewsbury Ave
 Shrewsbury, NJ 07702
 Contact: Tom Farrell III
 Tel: 732-741-5802 Fax: 732-741-5860

Project: Oceanport Municipal
 Project Location:
 Bid Number: COSTHOOCE43235

CO for T&M Thru 6/30/20

PAY ITEM		QTY	UNIT	Unit Price	TOTAL
					\$ 12,731.26
5/15	Operator/Foreman	2	HR	\$ 101.27	\$ 202.54
	Laborer	4	HR	\$ 77.24	\$ 308.96
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator		HR	\$ 75.00	\$ 0.00
5/21	Operator/Foreman	1	HR	\$ 101.27	\$ 101.27
	Laborer	2	HR	\$ 77.24	\$ 154.48
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator		HR	\$ 75.00	\$ 0.00
5/29	Operator/Foreman	5	HR	\$ 101.27	\$ 506.35
	Laborer	10	HR	\$ 77.24	\$ 772.40
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator	4	HR	\$ 75.00	\$ 300.00
6/1	Operator/Foreman	7	HR	\$ 101.27	\$ 708.89
	Laborer	14	HR	\$ 77.24	\$ 1,081.36
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator	4	HR	\$ 75.00	\$ 300.00
6/2	Operator/Foreman	2	HR	\$ 101.27	\$ 202.54
	Laborer	2	HR	\$ 77.24	\$ 154.48
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00

	Dozer		HR	\$	100.00	\$	0.00
	Loader		HR	\$	100.00	\$	0.00
	Stone		Ton	\$	30.00	\$	0.00
	Truck		HR	\$	95.00	\$	0.00
	Roller		HR	\$	75.00	\$	0.00
	Skid Steer		HR	\$	75.00	\$	0.00
	Mini Excavator	2	HR	\$	75.00	\$	150.00
6/3	Operator/Foreman	5	HR	\$	101.27	\$	506.35
	Laborer	5	HR	\$	77.24	\$	386.20
	Excavator		HR	\$	100.00	\$	0.00
	End Dump		HR	\$	100.00	\$	0.00
	Dozer		HR	\$	100.00	\$	0.00
	Loader	4	HR	\$	100.00	\$	400.00
	Stone		Ton	\$	30.00	\$	0.00
	Truck		HR	\$	95.00	\$	0.00
	Roller		HR	\$	75.00	\$	0.00
	Skid Steer	2	HR	\$	75.00	\$	150.00
	Mini Excavator	3	HR	\$	75.00	\$	225.00
6/10	Operator/Foreman	4	HR	\$	101.27	\$	405.08
	Laborer	4	HR	\$	77.24	\$	308.96
	Excavator	4	HR	\$	100.00	\$	400.00
	End Dump		HR	\$	100.00	\$	0.00
	Dozer		HR	\$	100.00	\$	0.00
	Loader		HR	\$	100.00	\$	0.00
	Stone		Ton	\$	30.00	\$	0.00
	Truck	2	HR	\$	95.00	\$	190.00
	Roller		HR	\$	75.00	\$	0.00
	Skid Steer		HR	\$	75.00	\$	0.00
	Mini Excavator		HR	\$	75.00	\$	0.00
6/25	Operator/Foreman	7	HR	\$	101.27	\$	708.89
	Laborer	14	HR	\$	77.24	\$	1,081.36
	Excavator		HR	\$	100.00	\$	0.00
	End Dump		HR	\$	100.00	\$	0.00
	Dozer		HR	\$	100.00	\$	0.00
	Loader		HR	\$	100.00	\$	0.00
	Stone		Ton	\$	30.00	\$	0.00
	Truck		HR	\$	95.00	\$	0.00
	Roller		HR	\$	75.00	\$	0.00
	Skid Steer		HR	\$	75.00	\$	0.00
	Mini Excavator	5	HR	\$	75.00	\$	375.00
6/30	Operator/Foreman	5	HR	\$	101.27	\$	506.35
	Laborer	20	HR	\$	77.24	\$	1,544.80
	Excavator	5	HR	\$	100.00	\$	500.00
	End Dump		HR	\$	100.00	\$	0.00
	Dozer		HR	\$	100.00	\$	0.00
	Loader	1	HR	\$	100.00	\$	100.00
	Stone		Ton	\$	30.00	\$	0.00
	Truck		HR	\$	95.00	\$	0.00
	Roller		HR	\$	75.00	\$	0.00
	Skid Steer		HR	\$	75.00	\$	0.00
	Mini Excavator		HR	\$	75.00	\$	0.00

\$12,731.26

OH&P	10%	\$	1,273.13
TOTAL			\$14,004.39

Thomas Farrell Contracting

o Name

Opm

Date

5/15/20

Name

~~Andrew~~ Andrew:

Hours

2

Juan

2

Larson

2

Item

Hours or QTY

Mini

Loader

Excavator

Saw

Roller

Trench Roller

Jumping Jack

Truck

Stone

Topsoil

1 Bag cement

Description of work done:

Cut and capped old non functioning water pipes
for sanitary sewer

Thomas Farrell Contracting

o Name

opm

Date

5/21/20

Name

Andrew

Hours

1

Larson

1

Juan

1

Item

Hours or QTY

Mini

Loader

Excavator

Saw

Roller

Trench Roller

Jumping Jack

Truck

Stone

Topsoil

Description of work done:

installed water curb stop for public works building



Thomas Farrell Contracting

o Name OPM

Date	Name	Hours
5/29/20	Andrew	5
	Juan	5
	Larson	5

Item	Hours or QTY
Mini	4
Loader	
Excavator	
Saw	
Roller	
Trench Roller	
Jumping Jack	1
Truck	
Stone	
Topsoil	

1 Bag cement

Description of work done:

~~dog~~ uncovered and dismantled two fire hydrants.
Cut capped and Backfilled/compacted.



Thomas Farrell Contracting

o Name OFM

Date	Name	Hours
6/1/20	Andrew	7
	Juan	7
	Larson	7

Item	Hours or QTY
Mini <u>4</u>	
Loader	
Excavator	
Saw	
Roller	
Trench Roller	
Jumping Jack	
Truck	
Stone	
Topsoil	

1 Bag Cement

Description of work done:

dug to locate gas and electric in police building to
 run new sanitary
 - uncovered water stub to confirm pipe size (police)
 - removed and capped fire hydrant along oceanfront way,
 in front of ~~Police building~~ Police building

Thomas Farrell Contracting

o Name

P m

Date

6/2/20

Name

Andrew

Larson

Hours

2

2

Item

Hours or QTY

Mini

2

Loader

Excavator

Saw

Roller

Trench Roller

1

Jumping Jack

Truck

Stone

Topsoil

Description of work done:

Started to backfill/compact around generator pad



Thomas Farrell Contracting

o Name

OPM

Date

6/3/20

Name

Andrew

Hours

5

Larson

5

Item

Hours or QTY

Mini

3

Loader

4

Excavator

Saw

Roller

Trench Roller

1

Jumping Jack

Truck

Stone

Topsoil

Skid steel 2

Description of work done:

- finished backfilling/compact around generator pad/installed stone ~~around generator pad~~
- moved nine planters to site for police building

Thomas Farrell Contracting

o Name

OPM

Date

6/10/20

Name

Jenn

Andrew

Hours

4

4

Item

Hours or QTY

Mini

Loader

Excavator

4

Saw

Roller

Trench Roller

Jumping Jack

Truck

2

Stone

Topsoil

- * Clean out material
- * dump fees and trucking
- * 2 ton crushed concrete

Description of work done:

- Repaired broken clean out behind Police building
- Removed and trucked out 1 load of concrete that was buried under Police building parking lot
- Filled in old septic tank in Police building parking lot
- Removed old storm inlet in Police building parking lot



Thomas Farrell Contracting

o Name

OPM

Date	Name	Hours
6/25/20	Andrew	7
	Juan	7
	Larson	7

Item	Hours or QTY
Mini	5
Loader	
Excavator	
Saw	
Roller	
Trench Roller	1
Jumping Jack	
Truck	
Stone	
Topsoil	

* material for connections

Description of work done:

~~Removed existing sanitary manhole for police~~

fixed existing sanitary into new manhole

Handwritten signature

Thomas Farrell Contracting

To Name

ofm

Date

6/30/20

Name

Al

Hours

5

Jerry

5

chi chi

5

Juan

5

Eric

5

Item

Hours or QTY

Mini

Loader

1

Excavator

5

Saw

Roller

Trench Roller

1

Jumping Jack

Truck

Stone

Topsoil

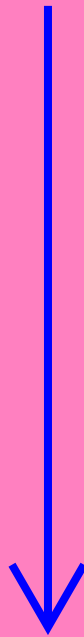
* pipe 50 ft

Description of work done:

- Ran new storm pipe past curb in front of Police building
- Removed old head wall



FARRELL T&M
BACKUP
FOR WORK COMPLETED
7/30/20 TO 10/1/20



Thomas Farrell Contracting Inc
 761 Shrewsbury Ave
 Shrewsbury, NJ 07702
 Contact: Tom Farrell III
 Tel: 732-741-5802 Fax: 732-741-5860
 Project: Oceanport Municipal
 Project Location:
 Bid Number: COSTHOOCE43235

CO for T&M Thru 10/20/20

PAY ITEM		QTY	UNIT	Unit Price	TOTAL
					\$ 5,031.09
7/30/20	Operator/Foreman	2	HR	\$ 101.27	\$ 202.54
	Laborer	4	HR	\$ 77.24	\$ 308.96
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	DRG 1 1/2"	5	Ton	\$ 45.00	\$ 225.00
	Mini Excavator	1	HR	\$ 75.00	\$ 75.00
9/2/20	Operator/Foreman		HR	\$ 101.27	\$ 0.00
	Laborer	2	HR	\$ 77.24	\$ 154.48
	Excavator		HR	\$ 100.00	\$ 0.00
	End Dump		HR	\$ 100.00	\$ 0.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator		HR	\$ 75.00	\$ 0.00
9/8/20	Operator/Foreman		HR	\$ 101.27	\$ 0.00
	Laborer	3	HR	\$ 77.24	\$ 231.72
	Diesel	20	Gal	\$ 4.00	\$ 80.00
	Concrete	25	SF	\$ 10.00	\$ 250.00
	Dozer		HR	\$ 100.00	\$ 0.00
	Loader		HR	\$ 100.00	\$ 0.00
	Stone		Ton	\$ 30.00	\$ 0.00
	Truck		HR	\$ 95.00	\$ 0.00
	Roller		HR	\$ 75.00	\$ 0.00
	Skid Steer		HR	\$ 75.00	\$ 0.00
	Mini Excavator		HR	\$ 75.00	\$ 0.00
9/20/20	Operator/Foreman	4	HR	\$ 101.27	\$ 405.08

	Dozer	HR	\$	100.00	\$	0.00
	Loader	1	HR	\$	100.00	\$ 100.00
	Stone		Ton	\$	30.00	\$ 0.00
	Truck		HR	\$	95.00	\$ 0.00
	Roller		HR	\$	75.00	\$ 0.00
	Skid Steer		HR	\$	75.00	\$ 0.00
	Mini Excavator	1	HR	\$	75.00	\$ 75.00
10/1/20	Operator/Foreman		HR	\$	101.27	\$ 0.00
	Laborer	1	HR	\$	77.24	\$ 77.24
	Excavator		HR	\$	100.00	\$ 0.00
	End Dump		HR	\$	100.00	\$ 0.00
	Dozer		HR	\$	100.00	\$ 0.00
	Loader		HR	\$	100.00	\$ 0.00
	Stone		Ton	\$	30.00	\$ 0.00
	Truck		HR	\$	95.00	\$ 0.00
	Roller		HR	\$	75.00	\$ 0.00
	Skid Steer		HR	\$	75.00	\$ 0.00
	Mini Excavator		HR	\$	75.00	\$ 0.00

\$5,031.09

OH&P

10% \$

503.11

TOTAL

\$5,534.20

Thomas Farrell Contractingo Name OPM

Date	Name	Hours
7/30/20	Andrew	2
	Juan	2
	Larson	2

Item	Hours or QTY
Mini	1
Loader	
Excavator	
Saw	
Roller	
Trench Roller	
Jumping Jack	
Truck	
Stone	
Topsoil	

* 5 ton delaware
river gravel
1 1/2 inch

Description of work done:

installed and graded stone around generator,

Thomas Farrell Contracting

Job Name: Oceanport / Fort Monmouth

Date: 9/2/20

Name:

Antonio

Hours:

2 hrs

Item:

Hours or Qty:

Mini
Loader
Excavator
Skid Steer
Dozer
Trench Roller
Roller
Truck
Saw
Compactor
Stone

1/2 hr

1 hr

Description of Work:

Thomas Farrell Contracting

o Name

Olm

Date

9/8/20

Name

Antonio

Hours

3

Item

Hours or QTY

Mini

Loader

Excavator

Saw

Roller

Trench Roller

Jumping Jack

Truck

Stone

Topsoil

* 5x5 area

with ADA tile

* Coastal Repoured

Description of work done:

- Removed and replaced section of ramp in back of police building that ~~was~~ was broke for

Thomas Farrell Contracting

o Name

OPM

Date

9/29/20

Name

Larson

Hours

4

Juan

4

Al

4

Jerry

4

chi chi

4

Item

Hours or QTY

Mini

4

Loader

4

Excavator

Saw

Roller

Trench Roller

Jumping Jack

Truck

Stone

Topsoil

Skid steer 3

* 1 ton Blacktop

* 1 load dirt out

Description of work done:

- cleaned up spoils from 17 light pole bases
- dug out and paved around 6 light poles in back
- backhoe lot

Thomas Farrell Contracting

o Name OPM

Date	Name	Hours
10/1/20	AL	1
	Jerry	1
	chi chi	1
	Juan	1
	Lopez	1

Item	Hours or QTY
Mini	1
Loader	1
Excavator	
Saw	
Roller	
Trench Roller	
Jumping Jack	
Truck	
Stone	
Topsoil	

Description of work done:

~~at~~ cleaned up spoils from 3 light pole Bases

Thomas Farrell Contracting

o Name

Olm

Date

10/1/20

Name

Lopez

Hours

1

Item

Hours or QTY

Mini

Loader

Excavator

Saw

Roller

Trench Roller

Jumping Jack

Truck

Stone

Topsoil

4" PVC

2 couplings

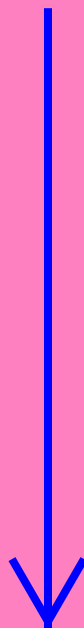
1 90° fitting

1 ft pipe

Description of work done:

Fixed Broken Roof leader in back of municipal building

FARRELL BACKUP
TO
REMOVE ASPHALT BASE
AND REPLACE WITH NEW
ASPHALT
AT MUNICIPAL BUILDING



Thomas Farrell Contracting Inc
 761 Shrewsbury Ave
 Shrewsbury, NJ 07702
 Contact: Tom Farrell III
 Tel: 732-741-5802 Fax: 732-741-5860
 Project: Oceanport Municipal
 Project Location:
 Bid Number: COSTHOOCE43235

Remove base asphalt that was to high and replace base
CO for T&M Thru 11/08/2020

PAY ITEM		QTY	UNIT	Unit Price		TOTAL
						\$ 2,526.50
10/21	Operator/Foreman	2	HR	\$ 101.27	\$ 202.54	
	Laborer	4	HR	\$ 77.24	\$ 308.96	
	Excavator		HR	\$ 100.00	\$ 0.00	
	End Dump		HR	\$ 100.00	\$ 0.00	
	Dozer		HR	\$ 100.00	\$ 0.00	
	Loader	1	HR	\$ 100.00	\$ 100.00	
	Dump Fees	15	Ton	\$ 30.00	\$ 450.00	
	Truck	2	HR	\$ 95.00	\$ 190.00	
	Roller		HR	\$ 75.00	\$ 0.00	
	Blacktop	15	Ton	\$ 75.00	\$ 1,125.00	
	Mini Excavator	2	HR	\$ 75.00	\$ 150.00	

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #34 IN EXCESS OF TWENTY PERCENT
(20%) OF THE AWARDED CONTRACT TO BENJAMIN R. HARVEY CO.
CONTRACT FOR THE GENERAL CONTRACT FOR THE BOROUGH'S NEW
MUNICIPAL COMPLEX PROJECT**

**Resolution #2021-63
02/18/21**

WHEREAS, pursuant with adoption of Resolution #2019-171, the Borough of Oceanport awarded a contract to Benjamin R. Harvey Co., Inc. for the General Contract of the new municipal complex improvements project for the original sum of \$6,574,000.00; and

WHEREAS, over the course of the Contract there have been 33 Change Orders authorizing a total increase to the contract of \$1,636,589.77 increasing the total contract amount to Eight Million Two hundred Ten Thousand Five Hundred eighty nine dollars and seventy-seven cents (\$8,210,589.77); and

WHEREAS, during the performance of the work, the Contractor discovered conditions which were unforeseen prior to the commencement of the project; and

WHEREAS, there is a need to replace the fascia on the police building; and

WHEREAS, the Borough's Owner's Representative, Robert Iamello, and the Architect for the New Municipal Complex, The Goldstein Partnership, determined that this unforeseen condition can be addressed, and the costs related to the additional work and furnishing of such services, in addition to previously approved change orders, has caused an increase of the total cost of the Contract by 24.94% above the low bid of \$6,574,000.00 for an increased construction cost of \$3,162.50; and

WHEREAS, given the work completed thus far in the project and the integral aspect of this necessary work and the timing of the contract and completion of the project, the stopping of the job, and undertaking all that is necessary and required for the issuing of a new contract would be an unreasonable interference with the efficient completion of the work; and

WHEREAS, the Borough's Planning and Development Committee determined that the extra costs were appropriate and recommend the fascia replacement on the police building be made; and

WHEREAS, based upon the recommendations of the Owner's Representative, the Owner's Architect and the Planning and Development Committee, the Mayor and Council determined that it is in the best interest of the residents of the Borough of Oceanport to authorize the proposed Change Order #34; and

WHEREAS, The Goldstein Partnership has provided a detailed Change Order Request for Change Order #34 of the Contract to effectuate the changes in project scope for an increase of Three thousand One hundred sixty-two dollars and fifty cents (\$3,162.50) for a total contract in the amount of Eight Million Two hundred Thirteen Thousand Seven Hundred fifty-two dollars and twenty-seven cents (\$8,213,752.27); and

WHEREAS, available funds for Change Order #34 have been certified by the Chief Financial Officer from Account #04-215-55-474-007.

WHEREAS, this Resolution is intended to be adopted in conformance and compliance with N.J.A.C. 5:30-11.9.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport, County of Monmouth and State of New Jersey hereby authorizes a written amendatory contract to be entered into covering the aforementioned and described fascia replacement on the police building in the form of Change Order #34 for the New Municipal Complex Project, in the sum of \$3,162.50 with Benjamin R. Harvey Co., Inc.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve of Change Order #34 and authorize payment.

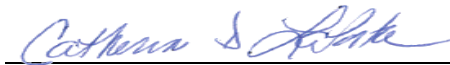
BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once, in the official newspaper of the Borough of Oceanport, a brief notice indicating the additional amount to be expended, the original contract price, the nature of the original and additional work and why it is necessary to expend the additional funds.

BE IT FURTHER RESOLVED, that a copy of the advertisement shall also be filed with the Clerk's Office and be available for inspection by the public.

BE IT FURTHER RESOLVED, that the Clerk shall report to the Director on an Appendix to the Borough's annual budget the within change order which exceeded the twenty percent (20%) limitation.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #04-215-55-474-009 not to exceed \$3,162.50 for the above referenced contract change order.



Catherine D. LaPorta, CFO



BEN HARVEY

CONSTRUCTION

CHANGE ORDER REQUEST

PROJECT:	OCEANPORT NEW MUNICIPAL COMPLEX	DATE:	2/5/2021
		COR #:	63

DESCRIPTION OF WORK: POLICE BUILDING FASCIA REPLACEMENT

CONTRACTOR : BENJAMIN R. HARVEY CO., INC.

SUB -CONTRACTOR : Patwood Roofing Co

AMOUNT

ITEM #1 REPLACE FASCIA PANELS AT POLICE BUILDING

COST BREAKDOWNS:

PATWOOD ROOFING

\$2,750.00

(Please see attached Backup from Patwood Roofing Co.)

IMPORTANT NOTE:
Negotiated Settlement Value

WORK SUBTOTAL	\$2,750.00
BRH PROFIT & OVERHEAD 5%	\$412.50
SUB TOTAL	\$3,162.50

TOTAL CHANGE ORDER REQUEST:

\$3,162.50

UPON MUTUAL ACCEPTANCE OF THIS CHANGE ORDER REQUEST THE ARCHITECT WILL ISSUE A FORMAL SUPPLEMENT/SUPPLEMENTARY AGREEMENT

SIGNATURE FOR APPROVAL:

Donna M. Phelps

DATE:

2/11/21



To: Borough of Oceanport
222 Monmouth Boulevard
Oceanport, NJ 07757

February 5, 2021

Attn: Mayor/Borough Administrator

Re: THE NEW MUNICIPAL COMPLEX CONSTRUCTION PROJECT
Change Order Request 63 – Police Building Fascia Replacement- Certification Pursuant to NJAC 5:30-11.9(b)

The justification for the replacement of Fascia on the Police Building is as follows:

The existing fascia was unsealed and leaking.

- i. As an explanation of the factual circumstances that necessitate the issuance of a change order to correct the above referenced conditions:
 - a. The joints in the fascia appeared fine, after performing other related work it was determined they were not sealed correctly at certain locations.
 1. The negative effects of not having the fascia replaced are as follows:
 - a. The fascia will not perform the function which they were designed for This would include keeping water from entering the Building.
 - b. Cost of repairs to above failed items fascia was not provided.
 - c. The circumstance that surround this condition as unforeseen is that there was no way to understand their exact condition as the panels looked fine, it was not until other associated work took place that it could be determined that there were areas that were leaking..
 - d. The issuance of a Change Order to remediate the above described condition is desirable as the benefits of performing the work clearly outweigh the negative impact caused to the Project if left untreated and in its current state.

The timing of the work is such that should the Borough choose to wait and complete the work at a later date, the ongoing new work occurring would be subject to damage and would result in additional expenditures to remediate damage as well causing additional work and delaying the completion of the Project at additional expense to the Borough. The work associated with the issuance of Change Order Request 63 should be considered in the best interest of the Project and the Borough of Oceanport. It is recommended that this matter be considered urgent and that time is of the essence. This Change to the contract should be considered imperative and should not be considered abusive by any a party involved.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: Jan 5, 2021

BEN HARVEY CO., INC.

William Coyne

William Coyne, Project Manager

973-256-0400

Fax: 973-256-0411

Patwood Roofing Co.
 3 Peckman Road
 Little Falls, NJ 07424

July 16, 2020

Benjamin R. Harvey Co., Inc.
 9 Cindy Lane
 Ocean, NJ 07712

Re: Oceanport Municipal
 Change Order

Attn: Bill Coyne

Gentlemen,

We are pleased to submit the following add change order request for work performed at the above referenced project.

Scope: Miscellaneous repairs at various locations at perimeter

Labor (3 days, 2 men, 8 hours at \$85.00/hr) ~~\$4,080.00~~

Material ~~\$1,025.00~~

- 259 SF of wall panels
- 100 LF of window flashing
- Soffits panels

10% O&P ~~\$511.00~~

Total Cost ~~\$5,616.00~~

NEGOTIATED SETTLEMENT VALUE: \$2,750.00

Yours truly,
 Patwood Roofing Co.

Paul Zeller

Paul Zeller

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AMENDING CHAPTER 115 OF THE CODE OF THE BOROUGH OF OCEANPORT, ENTITLED "ALCOHOLIC BEVERAGES" FOR THE INCREASE IN FEES FOR LIQUOR LICENSES

BE IT ORDAINED by the Council of the Borough of Oceanport, in the County of Monmouth, in the State of New Jersey, that Chapter 115, Sections 7 and 8 are hereby amended to increase the renewal fees for plenary retail consumption licenses and plenary retail distribution licenses as follows:

NOTE: Additions are underlined and deletions are marked by strike through.

Article II. Licensing

§ 115-7. Fee for retail consumption license.

The annual license fee for plenary retail consumption licenses shall be and is hereby fixed at ~~\$1491.00~~ each. \$1,789.00.

§ 115-8. Fee for retail distribution license.

The annual license fee for plenary retail distribution licenses shall be and is hereby fixed at ~~\$894.~~ \$1,072.00.

BE IT FURTHER ORDAINED that all other terms and provisions of Article II, Chapter 115, Alcoholic Beverages, Licensing of the Borough Code shall remain unchanged.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with the law.

APPROVED ON FIRST READING

DATED:

JEANNE SMITH

Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: February 18, 2021

JEANNE SMITH

Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II

Mayor

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 223 "FIRE PREVENTION"

WHEREAS, the Governing Body of the Borough of Oceanport has determined that is in the best interest of the Borough of Oceanport to provide its own Fire Prevention Services pursuant with the "Shared Services and Consolidation Act" at N.J.S.A. 40A:65-1 et seq. (The "Act"); and

WHEREAS, the Borough Code shall be amended to reflect that the Borough of Oceanport Fire Prevention Bureau shall be the local enforcement agency for the Borough of Oceanport,

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport, in the County of Monmouth, in the State of New Jersey, that the following amendments be made to Chapter 223 entitled "Fire Prevention":

NOTE: Additions are underlined and deletions are marked by strike through.

§ 223-6 Designation of enforcement agency.

The local enforcing agency shall be the ~~Borough of Eatontown Bureau of Fire Safety~~
Borough of Oceanport Fire Prevention Bureau for the Borough of Oceanport.

BE IT FURTHER ORDAINED that all other terms and provisions of Article II, Chapter 223, Fire Prevention, Establishment and Management of the Borough Code shall remain unchanged.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with the law.

APPROVED ON FIRST READING

DATED: January 21, 2021

JEANNE SMITH

Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: February 18, 2021

JEANNE SMITH

Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT AMENDING CHAPTER 223 "FIRE PREVENTION"

WHEREAS, the Oceanport Fire Official has recommended various updates to Borough's Fire Prevention Ordinance; and

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport, in the County of Monmouth, in the State of New Jersey, that the following amendments be made to Chapter 223 entitled "Fire Prevention":

NOTE: Additions are underlined and deletions are marked by strike through.

§ 223-6 Designation of enforcement agency.

~~The local enforcing agency shall be the Borough of Eatontown Bureau of Fire Safety Borough of Oceanport Fire Prevention Bureau for the Borough of Oceanport.~~

A: Local Enforcement. Pursuant to Section 11 of the Uniform Fire Safety Act, the New Jersey Uniform Fire Code shall be locally enforced in the Borough of Oceanport.

B: The local enforcing agency shall be the Bureau of Fire Prevention, which is hereby created within the Borough of Oceanport.

~~§ 223-8 Inspection of life hazard uses. and Permits.~~

A. The local enforcing agency established by § 223-6 of this article shall carry out the periodic inspections of the life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of Community Affairs.

B. Nonlife Hazard Uses. In addition to the registrations required by the Uniform Fire Code, the following nonlife hazard uses as defined in Article 3 of the New Jersey Division of Fire Safety-International Fire Code (Ord. #490 Jersey edition), or any amendments thereto shall register with the Bureau of Fire Prevention. These uses shall be inspected once per year and shall pay an annual fee as set forth below:

<u>Business Use Group</u>	
<u>B-1 under 2,500 square feet</u>	<u>\$ 50</u>
<u>B-2 2,500 to 4,999 square feet</u>	<u>\$ 75</u>
<u>B-3 5,000 to 9,999 square feet</u>	<u>\$100</u>
<u>B-4 10,000 square feet and over</u>	<u>\$150</u>
<u>Factory Use Group</u>	
<u>F-1 under 5,000 square feet</u>	<u>\$ 75</u>
<u>F-2 over 5,000 square feet</u>	<u>\$100</u>
<u>Mercantile Use Group</u>	
<u>M-1 under 6,000 square feet</u>	<u>\$ 50</u>
<u>M-2 6,000 to 11,999 square feet</u>	<u>\$ 75</u>
<u>Storage Use Group</u>	
<u>S-1 under 2,500 square feet</u>	<u>\$ 50</u>
<u>S-2 2,500 to 5,000 square feet</u>	<u>\$ 75</u>
<u>S-3 over 5,000 square feet</u>	<u>\$100</u>
<u>Residential Use Group</u>	
<u>R-A non-owner occupied 1 and 2 unit</u>	<u>\$ 25</u>

<u>R-B 3 to 6 units per building</u>	<u>\$ 50</u>
<u>R-C 7 to 12 units per building</u>	<u>\$ 75</u>
<u>R-D 13 to 20 units per building</u>	<u>\$100</u>
<u>R-E over 20 units per building</u>	<u>\$150</u>

C: All commercial enterprises named in § 223-8 of this article must register annually with the Bureau of Fire Prevention and shall pay all inspection fees not later than December 1 of each year. All new enterprises shall register within 60 days of commencement of business activity.
[Amended 9-19-2002 by Ord. No. 756]

D: Anyone who obstructs, hinders, delays or interferes by force or otherwise with the Fire Marshal or any member of the local enforcing agency in the exercise of any power or the discharge of any function or duty under the provisions of this article shall, upon conviction therefor, be subject to a fine not to exceed \$2,500 per occurrence.
[Added 9-19-2002 by Ord. No. 756]

E: False statements. Anyone who prepares, utters or renders any false statement pertaining to reports, documents, plans or specifications permitted or required under the provisions of this article shall be subject to a penalty not to exceed \$5,000 for each occurrence.
[Added 9-19-2002 by Ord. No. 756]

F: Additional Permits and Fees.

1. In accordance with N.J.A.C. 5:70, as amended, the fees for the permits listed in N.J.A.C. 5:70, as amended, shall be as follows:

<u>Type 1</u>	<u>\$54.00</u>
<u>Type 2</u>	<u>\$214.00</u>
<u>Type 3</u>	<u>\$427.00</u>
<u>Type 4</u>	<u>\$641.00</u>

G: An applicant who shall fail to obtain a required permit prior to commencing the operation, process or activity for which a permit was required shall be required to pay a permit fee of double the amount of the applicable permit fee.

H: Any person or entity who shall fail to obtain a required permit after being ordered to do so while continuing the operation, process or activity shall be subject to a penalty as set forth in Chapter 1, § 1-15 <<https://ecode360.com/12129572>>, General penalty, per day during which the operation, process or activity continues.

Strike § 223-12 in full and replace with the following:

§ 223-12 Additional Registrations and Fees Fire Suppression Costs.

Pursuant to N.J.A.C. 5:18-2.17(a) et seq., and/or where the Fire Official determines that a "fire watch" or "Fire Department Standby" is necessary for the protection of the public, the cost of such fire suppression, "fire watch" or Fire Department standby activities shall be determined as follows:

- A. Apparatus. Seventy-five dollars per hour/each vehicle.
- B. Manpower. Twenty-five dollars per hour/per man.

Strike § 223-13 in full and replace with the following:

§ 223-13 Permit fees. Smoke Detector and Carbon Monoxide Alarm Inspections.

~~A. The permit fees established by the Uniform Fire Code shall be as follows:~~

Permit	Fee
Type 1	\$25
Type 2	\$100
Type 3	\$200
Type 4	\$300
Type 5	\$1,000

~~B. An applicant who shall fail to obtain a required permit prior to commencing the operation, process or activity for which a permit was required shall be required to pay a permit fee of double the amount of the applicable permit fee.~~

~~[Added 9-19-2002 by Ord. No. 756]~~

~~C. Any person or entity who shall fail to obtain a required permit after being ordered to do so while continuing the operation, process or activity shall be subject to a penalty as set forth in Chapter <<https://ecode360.com/11273610>>, § 1-15, General penalty, per day during which the operation, process or activity continues.~~

~~[Added 9-19-2002 by Ord. No. 756]~~

A: The application fee for a certificate of smoke alarm, carbon monoxide alarm, and portable fire extinguisher compliance (CSACMAPFEC), as required by N.J.A.C 5:70-2.3, shall be based upon the amount of time remaining before the change of occupant is expected, as follows:

1. Requests for a CSACMAPFEC received more than 10 business days prior to the change of occupant: \$45.00;
2. Requests for a CSACMAPFEC received four to 10 business days prior to the change of occupant: \$90.00;
3. Requests for a CSACMAPFEC received fewer than 4 business days prior to the change of occupant: \$161.00.
4. In the event a re-inspection is required the cost is: \$35.00

BE IT FURTHER ORDAINED that all other terms and provisions of Chapter 223, Fire Prevention of the Borough Code shall remain unchanged.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with the law.

APPROVED ON FIRST READING

DATED: February 18, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: February 18, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

ORDINANCE #1032**AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY SETTING THE SALARY RANGES OF CERTAIN BOROUGH OFFICERS AND BOROUGH EMPLOYEES**

BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport, in the County of Monmouth, State of New Jersey that the purpose of this Ordinance is to amend the ordinance entitled "An Ordinance to Fix and Determine the Salaries of Certain Borough Officials" passed and approved on March 16, 1939, as last revised and passed on October 15, 2020. Said amendment shall establish new section 12 "Fire Prevention Bureau" and establish a salary range for Fire Official pursuant with Resolution #2021-06 and Borough Code Chapter 223 "Fire Prevention" as follows:

NOTE: Additions are underlined and deletions are marked by strike through.

SECTION 1. Administration & Finance

Borough Administrator	\$	70,000.	-	100,000.
Deputy Borough Administrator	\$	30,000.	-	50,000.
Deputy Borough Clerk	\$	36,000.	-	50,000.
Qualified Purchasing Agent	\$	1,500.	-	10,000.
Finance Personnel Manager	\$	10,000.	-	30,000.

SECTION 2. Statutory Employees (N.J.S.A. 40A:9-165)

Chief Financial Officer	\$	50,000.	-	80,000.
Tax Assessor	\$	5,000.	-	30,000.
Tax Collector	\$	10,000.	-	40,000.
Borough Clerk	\$	50,000.	-	80,000.
Part Time Borough Clerk	\$	20/hr.	-	60/hr.

SECTION 3. Department of Public Works

Superintendent	\$	10,000.	-	65,000.
Foreman	\$	50,000.	-	80,000.
Assistant Foreman	\$	40,000.	-	60,000.
Senior Laborer	\$	40,000.	-	60,000.
Repair Mechanic	\$	35,000.	-	60,000.
Worker	\$	40,000.	-	50,000.
Labor 2	\$	35,000.	-	45,000.
Labor 1	\$	30,000.	-	40,000.
Street Sweeper/Sewer Jet Operator	\$	12.	-	25./hr
Labor	\$	12.	-	25./hr

SECTION 4. Municipal Court

Municipal Court Judge	\$	15,000.	-	23,000.
Court Administrator	\$	30,000.	-	80,000.
Deputy Court Administrator	\$	50.	-	125. per call
Municipal Prosecutor	\$	10,000.	-	15,000.
Public Defender	\$	100.	-	200. per defendant

SECTION 5. Recreation & Education

Recreation Coordinator	\$	9,000.	-	15,000.
Action Camp Director	\$	2,000.	-	5,000.
Recreation Aides & Assistants	\$	8.50	-	15.00/hr
Library Aide	\$	8.50	-	15.00/hr

SECTION 6. Planning & Development

Planning Board Secretary	\$	2,000.	-	20,000.
Planning Board Secretary	\$	12.	-	30./hr
Construction Official	\$	15,000.	-	100,000.
Building Inspector/Sub Code Official	\$	8,000.	-	25,000.
Plumbing Sub Code Official	\$	8,000.	-	25,000.
Electrical Sub Code Official	\$	8,000.	-	25,000.
Fire Sub Code Official	\$	4,000.	-	15,000.
Housing Inspector	\$	4,000.	-	10,000.
Code Enforcement Officer	\$	2,000.	-	15,000.
Control Person/T.A.C.O.	\$	8,000.	-	50,000.
Fire Sub Code Official/Electrical, Bldg Insp	\$	4,000.	-	20,000.
Engineer	\$	65,000.	-	125,000.
Zoning Officer	\$	2,000.	-	15,000.

SECTION 7. Board of Health

Registrar	\$	1,000.	-	2,000.
Deputy Registrar	\$	0.	-	750.
Secretary	\$	400.	-	1,000.

SECTION 8. Emergency Management

Emergency Management Coordinator	\$	3,000.	-	5,000.
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SECTION 9. Clerical

Administrative Assistant/Clerk	\$	30,000.	-	59,000.
Part Time Administrative Assistant	\$	12.00/hr.	-	30.00/hr.

SECTION 10. Police Department

Chief	\$	110,000.	-	146,000.
Captain	\$	120,000.	-	131,000.
Lieutenant	\$	117,000.	-	128,000.
Sergeants	\$	114,000.	-	125,000.
Detective	\$	Stipend		250./mo
Patrol XII	\$	107,000.	-	114,000.
Patrol XI	\$	99,000.	-	99,000.
Patrol X	\$	94,000.	-	94,000.
Patrol IX	\$	88,000	-	114,000.
Patrol VIIIA	\$	97,000.	-	98,000.
Patrol VIII	\$	82,000.	-	92,000.
Patrol VII	\$	76,000.	-	84,000.
Patrol VI	\$	70,000.	-	76,000.
Patrol V	\$	64,000.	-	68,000.
Patrol IV	\$	58,000.	-	60,000.
Patrol III	\$	50,960.	-	52,000.
Patrol II	\$	46,000.	-	46,000.
Patrol I	\$	40,000.	-	40,000.
Records Clerk	\$	30,000.	-	59,000.
School Crossing Guards	\$	6,500.	-	12,000.
School Crossing Guards Daily Rate	\$	48.00	-	54.00
School Crossing Guard ½ Day Rate	\$	24.00	-	27.00
Class II Special Officer	\$	8.	-	20./hr
Class I Special Officer	\$	8.	-	20./hr

SECTION 11. Casual Labor

Casual Labor	\$	8.	-	20./hr
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SECTION 12. Fire Prevention Bureau

<u>Fire Official</u>	\$	<u>20,000.</u>		<u>35,000.</u>
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SECTION 13. Elected Officials

Mayor	\$			1,500.
Councilperson	\$			1,500.

SECTION 2. All ordinances and resolutions or parts of ordinances and resolutions, inconsistent with this amending ordinance be and the same are hereby repealed.

SECTION 3. This amending ordinance shall become effective upon due passage and publication according to law.

APPROVED ON FIRST READING

DATED: January 21, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: February 18, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

ORDINANCE #1034**AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY REPEALING AND REPLACING CHAPTER 328 "STORMWATER CONTROL"**

WHEREAS, the Borough of Oceanport previously adopted a Stormwater Control Ordinance in 2008 (Chapter 328) as a requirement of the NJDEP permit for the Municipal Separate Storm Sewer System (MS4) outfall permit; and

WHEREAS, the NJDEP has recently revised the Stormwater Management Regulations NJAC 7:8. and now requires all municipalities to adopt the revised version of the Stormwater Control Ordinance so that the ordinance is in line with the current regulations; and

WHEREAS, the NJDEP has an initiative to utilize Green Infrastructure Best Management Practices (to the extent practical) to treat stormwater runoff with the goal to maintain natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. The existing Ordinance has standards for water quality, quantity, and groundwater recharge. The revised Ordinance enhances these standards and clarifies which Green Infrastructure method can be utilized to address each of the three standards.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey, that Chapter 328 "Stormwater Control" is hereby repealed and replaced with the attached.

BE IT FURTHER RESOLVED, that each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

BE IT FURTHER RESOLVED, that this Ordinance shall take effect immediately upon the approval of the "County Review Agency", as defined herein, or sixty (60) days from the receipt of this ordinance by the County Review Agency if the County Review Agency should fail to either approve or reject this ordinance within such time period, following final adoption hereof and publication of notice of adoption hereof in accordance with law.

APPROVED ON FIRST READING

DATED: January 21, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: February 18, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

Section I. Scope and Purpose:

A. Policy Statement

Flood control, groundwater recharge, and pollutant reduction shall be achieved through the use of stormwater management measures, including green infrastructure Best Management Practices (GI BMPs) and nonstructural stormwater management strategies. GI BMPs and low impact development (LID) should be utilized to meet the goal of maintaining natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. GI BMPs and LID should be developed based upon physical site conditions and the origin, nature and the anticipated quantity, or amount, of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

B. Purpose

The purpose of this ordinance is to establish minimum stormwater management requirements and controls for “major development,” as defined below in Section II.

C. Applicability

1. This ordinance shall be applicable to the following major developments:
 - a. Non-residential major developments; and
 - b. Aspects of residential major developments that are not pre-empted by the Residential Site Improvement Standards at N.J.A.C. 5:21.
2. This ordinance shall also be applicable to all major developments undertaken by Borough of Oceanport

D. Compatibility with Other Permit and Ordinance Requirements

Development approvals issued pursuant to this ordinance are to be considered an integral part of development approvals and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.

This ordinance is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this ordinance imposes restrictions different from those imposed by any

other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.

Section II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on the corresponding definitions in the Stormwater Management Rules at N.J.A.C. 7:8-1.2.

"CAFRA Centers, Cores or Nodes" means those areas with boundaries incorporated by reference or revised by the Department in accordance with N.J.A.C. 7:7-13.16.

"CAFRA Planning Map" means the map used by the Department to identify the location of Coastal Planning Areas, CAFRA centers, CAFRA cores, and CAFRA nodes. The CAFRA Planning Map is available on the Department's Geographic Information System (GIS).

"Community basin" means an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond, established in accordance with N.J.A.C. 7:8-4.2(c)14, that is designed and constructed in accordance with the New Jersey Stormwater Best Management Practices Manual, or an alternate design, approved in accordance with N.J.A.C. 7:8-5.2(g), for an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond and that complies with the requirements of this chapter.

"Compaction" means the increase in soil bulk density.

"Contributory drainage area" means the area from which stormwater runoff drains to a stormwater management measure, not including the area of the stormwater management measure itself.

"Core" means a pedestrian-oriented area of commercial and civic uses serving the surrounding municipality, generally including housing and access to public transportation.

"County review agency" means an agency designated by the County Commissioners to review municipal stormwater management plans and implementing ordinance(s). The county review agency may either be:

1. A county planning agency or county water resource association created under N.J.S.A 58:16A-55.5, if the ordinance or resolution delegates authority to approve, conditionally approve, or disapprove municipal stormwater management plans and implementing ordinances.
2. A county water resource association created under N.J.S.A 58:16A-55.5, if the ordinance or resolution delegates authority to approve, conditionally approve, or disapprove municipal stormwater management plans and implementing ordinances.

“Department” means the Department of Environmental Protection.

“Designated Center” means a State Development and Redevelopment Plan Center as designated by the State Planning Commission such as urban, regional, town, village, or hamlet.

“Design engineer” means a person professionally qualified and duly licensed in New Jersey to perform engineering services that may include, but not necessarily be limited to, development of project requirements, creation and development of project design and preparation of drawings and specifications.

“Development” means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation or enlarge-enlargement of any building or structure, any mining excavation or landfill, and any use or change in the use of any building or other structure, or land or extension of use of land, for which permission is required under the Municipal Land Use Law, N.J.S.A. 40:55D-1 *et seq.*

In the case of development of agricultural land, development means: any activity that requires a State permit, any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act , N.J.S.A 4:1C-1 *et seq.*

“Disturbance” means the placement or reconstruction of impervious surface or motor vehicle surface, or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation. Milling and repaving is not considered disturbance for the purposes of this definition.

“Drainage area” means a geographic area within which stormwater, sediments, or dissolved materials drain to a particular receiving waterbody or to a particular point along a receiving waterbody.

“Environmentally constrained area” means the following areas where the physical alteration of the land is in some way restricted, either through regulation, easement, deed restriction or ownership such as: wetlands, floodplains, threatened and endangered species sites or designated habitats, and parks and preserves. Habitats of endangered or threatened species are identified using the Department's Landscape Project as approved by the Department's Endangered and Nongame Species Program.

“Environmentally critical area” means an area or feature which is of significant environmental value, including but not limited to: stream corridors, natural heritage priority sites, habitats of endangered or threatened species, large areas of contiguous open space or upland forest, steep slopes, and well head protection and groundwater recharge areas. Habitats of endangered or threatened species are identified using the Department's Landscape Project as approved by the Department's Endangered and Nongame Species Program.

“Empowerment Neighborhoods” means neighborhoods designated by the Urban Coordinating Council “in consultation and conjunction with” the New Jersey Redevelopment Authority pursuant to N.J.S.A 55:19-69.

“Erosion” means the detachment and movement of soil or rock fragments by water, wind, ice, or gravity.

“Green infrastructure” means a stormwater management measure that manages stormwater close to its source by:

1. Treating stormwater runoff through infiltration into subsoil;
2. Treating stormwater runoff through filtration by vegetation or soil; or
3. Storing stormwater runoff for reuse.

"HUC 14" or "hydrologic unit code 14" means an area within which water drains to a particular receiving surface water body, also known as a subwatershed, which is identified by a 14-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

“Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

“Infiltration” is the process by which water seeps into the soil from precipitation.

“Lead planning agency” means one or more public entities having stormwater management planning authority designated by the regional stormwater management planning committee pursuant to N.J.A.C. 7:8-3.2, that serves as the primary representative of the committee.

“Major development” means an individual “development,” as well as multiple developments that individually or collectively result in:

1. The disturbance of one or more acres of land since February 2, 2004;
2. The creation of one-quarter acre or more of “regulated impervious surface” since February 2, 2004;
3. The creation of one-quarter acre or more of “regulated motor vehicle surface” since March 2, 2021 *{or the effective date of this ordinance, whichever is earlier}*; or
4. A combination of 2 and 3 above that totals an area of one-quarter acre or more. The same surface shall not be counted twice when determining if the combination area equals one-quarter acre or more.

Major development includes all developments that are part of a common plan of development or sale (for example, phased residential development) that collectively or individually meet any one or more of paragraphs 1, 2, 3, or 4 above. Projects undertaken by any government agency that otherwise meet the definition of “major development” but which do not require approval under the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., are also considered “major development.”

“Motor vehicle” means land vehicles propelled other than by muscular power, such as automobiles, motorcycles, autocycles, and low speed vehicles. For the purposes of this definition, motor vehicle does not include farm equipment, snowmobiles, all-terrain vehicles, motorized wheelchairs, go-carts, gas buggies, golf carts, ski-slope grooming machines, or vehicles that run only on rails or tracks.

“Motor vehicle surface” means any pervious or impervious surface that is intended to be used by “motor vehicles” and/or aircraft, and is directly exposed to precipitation including, but not limited to, driveways, parking areas, parking garages, roads, racetracks, and runways.

“Municipality” means any city, borough, town, township, or village.

“New Jersey Stormwater Best Management Practices (BMP) Manual” or “BMP Manual” means the manual maintained by the Department providing, in part, design specifications, removal rates, calculation methods, and soil testing procedures approved by the Department as being capable of contributing to the achievement of the stormwater management standards specified in this chapter. The BMP Manual is periodically amended by the Department as necessary to provide design specifications on additional best management practices and new information on already included practices reflecting the best available current information regarding the particular practice and the Department’s determination as to the ability of that best management practice to contribute to compliance with the standards contained in this chapter. Alternative stormwater management measures, removal rates, or calculation methods may be utilized, subject to any limitations specified in this chapter, provided the design engineer demonstrates to the municipality, in accordance with Section IV.F. of this ordinance and N.J.A.C. 7:8-5.2(g), that the proposed measure and its design will contribute to achievement of the design and performance standards established by this chapter.

“Node” means an area designated by the State Planning Commission concentrating facilities and activities which are not organized in a compact form.

“Nutrient” means a chemical element or compound, such as nitrogen or phosphorus, which is essential to and promotes the development of organisms.

“Person” means any individual, corporation, company, partnership, firm, association, political subdivision of this State and any state, interstate or Federal agency.

“Pollutant” means any dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, refuse, oil, grease, sewage sludge, munitions, chemical wastes, biological materials, medical wastes, radioactive substance (except those regulated under the Atomic Energy Act of 1954, as amended (42 U.S.C. §§ 2011 *et seq.*)), thermal waste, wrecked or discarded equipment, rock, sand, cellar dirt, industrial, municipal, agricultural, and construction waste or runoff, or other residue discharged directly or indirectly to the land, ground waters or surface waters of the State, or to a domestic treatment works. “Pollutant” includes both hazardous and nonhazardous pollutants.

“Recharge” means the amount of water from precipitation that infiltrates into the ground and is not evapotranspired.

“Regulated impervious surface” means any of the following, alone or in combination:

1. A net increase of impervious surface;
2. The total area of impervious surface collected by a new stormwater conveyance system (for the purpose of this definition, a “new stormwater conveyance system” is a stormwater conveyance system that is constructed where one did not exist immediately prior to its construction or an existing system for which a new discharge location is created);
3. The total area of impervious surface proposed to be newly collected by an existing stormwater conveyance system; and/or
4. The total area of impervious surface collected by an existing stormwater conveyance system where the capacity of that conveyance system is increased.

“Regulated motor vehicle surface” means any of the following, alone or in combination:

1. The total area of motor vehicle surface that is currently receiving water;
2. A net increase in motor vehicle surface; and/or
quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant, where the water quality treatment will be modified or removed.

“Sediment” means solid material, mineral or organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water or gravity as a product of erosion.

“Site” means the lot or lots upon which a major development is to occur or has occurred.

“Soil” means all unconsolidated mineral and organic material of any origin.

“State Development and Redevelopment Plan Metropolitan Planning Area (PA1)” means an area delineated on the State Plan Policy Map and adopted by the State Planning Commission that is intended to be the focus for much of the State’s future redevelopment and revitalization efforts.

“State Plan Policy Map” is defined as the geographic application of the State Development and Redevelopment Plan’s goals and statewide policies, and the official map of these goals and policies.

“Stormwater” means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, or is captured by separate storm sewers or other sewage or drainage facilities, or conveyed by snow removal equipment.

“Stormwater management BMP” means an excavation or embankment and related areas designed to retain stormwater runoff. A stormwater management BMP may either be normally dry (that is, a detention basin or infiltration system), retain water in a permanent pool (a retention basin), or be planted mainly with wetland vegetation (most constructed stormwater wetlands).

“Stormwater management measure” means any practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.

“Stormwater runoff” means water flow on the surface of the ground or in storm sewers, resulting from precipitation.

“Stormwater management planning agency” means a public body authorized by legislation to prepare stormwater management plans.

“Stormwater management planning area” means the geographic area for which a stormwater management planning agency is authorized to prepare stormwater management plans, or a specific portion of that area identified in a stormwater management plan prepared by that agency.

“Tidal Flood Hazard Area” means a flood hazard area in which the flood elevation resulting from the two-, 10-, or 100-year storm, as applicable, is governed by tidal flooding from the Atlantic Ocean. Flooding in a tidal flood hazard area may be contributed to, or influenced by, stormwater runoff from inland areas, but the depth of flooding generated by the tidal rise and fall of the Atlantic Ocean is greater than flooding from any fluvial sources. In some situations, depending upon the extent of the storm surge from a particular storm event, a flood hazard area may be tidal in the 100-year storm, but fluvial in more frequent storm events.

“Urban Coordinating Council Empowerment Neighborhood” means a neighborhood given priority access to State resources through the New Jersey Redevelopment Authority.

“Urban Enterprise Zones” means a zone designated by the New Jersey Enterprise Zone Authority pursuant to the New Jersey Urban Enterprise Zones Act, N.J.S.A. 52:27H-60 et. seq.

“Urban Redevelopment Area” is defined as previously developed portions of areas:

1. Delineated on the State Plan Policy Map (SPPM) as the Metropolitan Planning Area (PA1), Designated Centers, Cores or Nodes;
2. Designated as CAFRA Centers, Cores or Nodes;
3. Designated as Urban Enterprise Zones; and
4. Designated as Urban Coordinating Council Empowerment Neighborhoods.

“Water control structure” means a structure within, or adjacent to, a water, which intentionally or coincidentally alters the hydraulic capacity, the flood elevation resulting from the two-, 10-, or 100-year storm, flood hazard area limit, and/or floodway limit of the water. Examples of a water control structure may include a bridge, culvert, dam, embankment, ford (if above grade), retaining wall, and weir.

“Waters of the State” means the ocean and its estuaries, all springs, streams, wetlands, and bodies of surface or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

“Wetlands” or “wetland” means an area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.

Section III. Design and Performance Standards for Stormwater Management Measures

- A. Stormwater management measures for major development shall be designed to provide erosion control, groundwater recharge, stormwater runoff quantity control, and stormwater runoff quality treatment as follows:
 - 1. The minimum standards for erosion control are those established under the Soil and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C. 2:90.
 - 2. The minimum standards for groundwater recharge, stormwater quality, and stormwater runoff quantity shall be met by incorporating green infrastructure.
- B. The standards in this ordinance apply only to new major development and are intended to minimize the impact of stormwater runoff on water quality and water quantity in receiving water bodies and maintain groundwater recharge. The standards do not apply to new major development to the extent that alternative design and performance standards are applicable under a regional stormwater management plan or Water Quality Management Plan adopted in accordance with Department rules.

Section IV. Stormwater Management Requirements for Major Development

- A. The development shall incorporate a maintenance plan for the stormwater management measures incorporated into the design of a major development in accordance with Section X.
- B. Stormwater management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species as documented in the Department’s Landscape Project or Natural Heritage Database established under N.J.S.A. 13:1B-15.147 through 15.150, particularly *Helonias bullata* (swamp pink) and/or *Clemmys muhlnebergi* (bog turtle).

- C. The following linear development projects are exempt from the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.P, Q and R:
1. The construction of an underground utility line provided that the disturbed areas are revegetated upon completion;
 2. The construction of an aboveground utility line provided that the existing conditions are maintained to the maximum extent practicable; and
 3. The construction of a public pedestrian access, such as a sidewalk or trail with a maximum width of 14 feet, provided that the access is made of permeable material.
- D. A waiver from strict compliance from the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.O, P, Q and R may be obtained for the enlargement of an existing public roadway or railroad; or the construction or enlargement of a public pedestrian access, provided that the following conditions are met:
1. The applicant demonstrates that there is a public need for the project that cannot be accomplished by any other means;
 2. The applicant demonstrates through an alternatives analysis, that through the use of stormwater management measures, the option selected complies with the requirements of Section IV.O, P, Q and R to the maximum extent practicable;
 3. The applicant demonstrates that, in order to meet the requirements of Section IV.O, P, Q and R, existing structures currently in use, such as homes and buildings, would need to be condemned; and
 4. The applicant demonstrates that it does not own or have other rights to areas, including the potential to obtain through condemnation lands not falling under IV.D.3 above within the upstream drainage area of the receiving stream, that would provide additional opportunities to mitigate the requirements of Section IV.O, P, Q and R that were not achievable onsite.
- E. Tables 1 through 3 below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater Best Management

Practices Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in Section IV.O, P, Q and R. When designed in accordance with the most current version of the New Jersey Stormwater Best Management Practices Manual, the stormwater management measures found at N.J.A.C. 7:8-5.2 (f) Tables 5-1, 5-2 and 5-3 and listed below in Tables 1, 2 and 3 are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater Best Management Practices to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPs designed in accordance with the New Jersey Stormwater BMP Manual, the Department shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the Department's website at:

https://njstormwater.org/bmp_manual2.htm.

- F. Where the BMP tables in the NJ Stormwater Management Rule are different due to updates or amendments with the tables in this ordinance the BMP Tables in the Stormwater Management rule at N.J.A.C. 7:8-5.2(f) shall take precedence.

Table 1 Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity				
Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Cistern	0	Yes	No	--
Dry Well ^(a)	0	No	Yes	2
Grass Swale	50 or less	No	No	2 ^(e) 1 ^(f)
Green Roof	0	Yes	No	--
Manufactured Treatment Device ^{(a) (g)}	50 or 80	No	No	Dependent upon the device
Pervious Paving System ^(a)	80	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Bioretention Basin ^(a)	80 or 90	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Infiltration Basin ^(a)	80	Yes	Yes	2
Small-Scale Sand Filter	80	Yes	Yes	2
Vegetative Filter Strip	60-80	No	No	--

(Notes corresponding to annotations ^(a) through ^(g) are found on Page 15)

Table 2 Green Infrastructure BMPs for Stormwater Runoff Quantity (or for Groundwater Recharge and/or Stormwater Runoff Quality with a Waiver or Variance from N.J.A.C. 7:8-5.3)
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Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Bioretention System	80 or 90	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Infiltration Basin	80	Yes	Yes	2
Sand Filter ^(b)	80	Yes	Yes	2
Standard Constructed Wetland	90	Yes	No	N/A
Wet Pond ^(d)	50-90	Yes	No	N/A

(Notes corresponding to annotations ^(b) through ^(d) are found on Page 15)

Table 3 BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Waiver or Variance from N.J.A.C. 7:8-5.3				
Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Blue Roof	0	Yes	No	N/A
Extended Detention Basin	40-60	Yes	No	1
Manufactured Treatment Device ^(h)	50 or 80	No	No	Dependent upon the device
Sand Filter ^(c)	80	Yes	No	1
Subsurface Gravel Wetland	90	No	No	1
Wet Pond	50-90	Yes	No	N/A

Notes to Tables 1, 2, and 3:

- (a) subject to the applicable contributory drainage area limitation specified at Section IV.O.2;
- (b) designed to infiltrate into the subsoil;
- (c) designed with underdrains;
- (d) designed to maintain at least a 10-foot wide area of native vegetation along at least 50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation;
- (e) designed with a slope of less than two percent;
- (f) designed with a slope of equal to or greater than two percent;
- (g) manufactured treatment devices that meet the definition of green infrastructure at Section II;
- (h) manufactured treatment devices that do not meet the definition of green infrastructure at Section II.

- G. An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the Department in accordance with Section VI.B. Alternative stormwater management measures may be used to satisfy the requirements at Section IV.O only if the measures meet the definition of green infrastructure at Section II. Alternative stormwater management measures that function in a similar manner to a BMP listed at Section O.2 are subject to the contributory drainage area limitation specified at Section O.2 for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at Section O.2 shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for compliance with the stormwater runoff quality standard unless a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from Section IV.O.
- H. Whenever the stormwater management design includes one or more BMPs that will infiltrate stormwater into subsoil, the design engineer shall assess the hydraulic impact on the groundwater table and design the site, so as to avoid adverse hydraulic impacts. Potential adverse hydraulic impacts include, but are not limited to, exacerbating a naturally or seasonally high water table, so as to cause surficial ponding, flooding of basements, or interference with the proper operation of subsurface sewage disposal systems or other subsurface structures within the zone of influence of the groundwater mound, or interference with the proper functioning of the stormwater management measure itself.
- I. Design standards for stormwater management measures are as follows:
1. Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
 2. Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm. For elevations higher than the water quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars

- of six inches. In addition, the design of trash racks must comply with the requirements of Section VIII.C;
3. Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
 4. Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs at Section VIII; and
 5. The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.
- J. Manufactured treatment devices may be used to meet the requirements of this subchapter, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the Department. Manufactured treatment devices that do not meet the definition of green infrastructure at Section II may be used only under the circumstances described at Section IV.O.4.
- K. Any application for a new agricultural development that meets the definition of major development at Section II shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at Sections IV.O, P, Q and R and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
- L. If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
- M. Any stormwater management measure authorized under the municipal stormwater management plan or ordinance shall be reflected in a deed notice recorded in the Office of the Monmouth County Clerk. A form of deed notice shall be submitted to the municipality for approval prior to filing.

The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.O, P, Q and R and shall identify the location of the stormwater management measure(s) in NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to Section X.B.5. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded on the deed shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if

the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.

N. A stormwater management measure approved under the municipal stormwater management plan or ordinance may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards pursuant to Section IV of this ordinance and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Office of the Monmouth County Clerk and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with M above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with M above.

O. Green Infrastructure Standards

1. This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards.
2. To satisfy the groundwater recharge and stormwater runoff quality standards at Section IV.P and Q, the design engineer shall utilize green infrastructure BMPs identified in Table 1 at Section IV.F. and/or an alternative stormwater management measure approved in accordance with Section IV.G. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

Best Management Practice	Maximum Contributory Drainage Area
Dry Well	1 acre
Manufactured Treatment Device	2.5 acres
Pervious Pavement Systems	Area of additional inflow cannot exceed three times the area occupied by the BMP
Small-scale Bioretention Systems	2.5 acres
Small-scale Infiltration Basin	2.5 acres
Small-scale Sand Filter	2.5 acres

3. To satisfy the stormwater runoff quantity standards at Section IV.R, the design engineer shall utilize BMPs from Table 1 or from Table 2 and/or an alternative stormwater management measure approved in accordance with Section IV.G.

4. If a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from the requirements of this subsection, then BMPs from Table 1, 2, or 3, and/or an alternative stormwater management measure approved in accordance with Section IV.G may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R.
 5. For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right-of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at Section IV.P, Q and R, unless the project is granted a waiver from strict compliance in accordance with Section IV.D.
- P. Groundwater Recharge Standards
1. This subsection contains the minimum design and performance standards for groundwater recharge as follows:
 2. The design engineer shall, using the assumptions and factors for stormwater runoff and groundwater recharge calculations at Section V, either:
 - i. Demonstrate through hydrologic and hydraulic analysis that the site and its stormwater management measures maintain 100 percent of the average annual pre-construction groundwater recharge volume for the site; or
 - ii. Demonstrate through hydrologic and hydraulic analysis that the increase of stormwater runoff volume from pre-construction to post-construction for the 2-year storm is infiltrated.
 3. This groundwater recharge requirement does not apply to projects within the “urban redevelopment area,” or to projects subject to 4 below.
 4. The following types of stormwater shall not be recharged:
 - i. Stormwater from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than “reportable quantities” as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with Department approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities; and
 - ii. Industrial stormwater exposed to “source material.” “Source material” means any material(s) or machinery, located at an industrial facility, that is directly or

indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

Q. Stormwater Runoff Quality Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of major development. Stormwater runoff quality standards are applicable when the major development results in an increase of one-quarter acre or more of regulated motor vehicle surface.
2. Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm as follows:
 - i. Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
 - ii. If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
3. The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollutant Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NJPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with 2 above, unless the major development is itself subject to a NJPDES permit with a numeric effluent limitation for TSS or the NJPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.
4. The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in Table 4, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

Table 4 - Water Quality Design Storm Distribution

Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.00830	45	0.2000	85	1.1170
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.2350	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.01660	50	0.2583	90	1.1500
11	0.01828	51	0.2783	91	1.1550
12	0.01996	52	0.2983	92	1.1600
13	0.02164	53	0.3183	93	1.1650
14	0.02332	54	0.3383	94	1.1700
15	0.02500	55	0.3583	95	1.1750
16	0.03000	56	0.4116	96	1.1800
17	0.03500	57	0.4650	97	1.1850
18	0.04000	58	0.5183	98	1.1900
19	0.04500	59	0.5717	99	1.1950
20	0.05000	60	0.6250	100	1.2000
21	0.05500	61	0.6783	101	1.2050
22	0.06000	62	0.7317	102	1.2100
23	0.06500	63	0.7850	103	1.2150
24	0.07000	64	0.8384	104	1.2200
25	0.07500	65	0.8917	105	1.2250
26	0.08000	66	0.9117	106	1.2267
27	0.08500	67	0.9317	107	1.2284
28	0.09000	68	0.9517	108	1.2300
29	0.09500	69	0.9717	109	1.2317
30	0.10000	70	0.9917	110	1.2334
31	0.10660	71	1.0034	111	1.2351
32	0.11320	72	1.0150	112	1.2367
33	0.11980	73	1.0267	113	1.2384
34	0.12640	74	1.0383	114	1.2400
35	0.13300	75	1.0500	115	1.2417
36	0.13960	76	1.0568	116	1.2434
37	0.14620	77	1.0636	117	1.2450
38	0.15280	78	1.0704	118	1.2467
39	0.15940	79	1.0772	119	1.2483
40	0.16600	80	1.0840	120	1.2500

5. If more than one BMP in series is necessary to achieve the required 80 percent TSS reduction for a site, the applicant shall utilize the following formula to calculate TSS reduction:

$$R = A + B - (A \times B) / 100,$$

Where

R = total TSS Percent Load Removal from application of both BMPs, and

A = the TSS Percent Removal Rate applicable to the first BMP

B = the TSS Percent Removal Rate applicable to the second BMP.

6. Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in Section IV.P, Q and R.
7. In accordance with the definition of FW1 at N.J.A.C. 7:9B-1.4, stormwater management measures shall be designed to prevent any increase in stormwater runoff to waters classified as FW1.
8. The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.
9. Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post-construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.
10. This stormwater runoff quality standards do not apply to the construction of one individual single-family dwelling, provided that it is not part of a larger development or subdivision that has received preliminary or final site plan approval prior to December 3, 2018, and that the motor vehicle surfaces are made of permeable material(s) such as gravel, dirt, and/or shells.

R. Stormwater Runoff Quantity Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts of major development.
2. In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at Section V, complete one of the following:

- i. Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the 2-, 10-, and 100-year storm events do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - ii. Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the 2-, 10- and 100-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - iii. Design stormwater management measures so that the post-construction peak runoff rates for the 2-, 10- and 100-year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
 - iv. In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with 2.i, ii and iii above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that the increased volume, change in timing, or increased rate of the stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
3. The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.

Section V. Calculation of Stormwater Runoff and Groundwater Recharge:

A. Stormwater runoff shall be calculated in accordance with the following:

- 1. The design engineer shall calculate runoff using one of the following methods:
 - i. The USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented. This methodology is additionally described in *Technical Release 55 - Urban Hydrology for Small Watersheds* (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at:

https://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1044171.pdf

or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873; or

- ii. The Rational Method for peak flow and the Modified Rational Method for hydrograph computations. The rational and modified rational methods are described in "Appendix A-9 Modified Rational Method" in the Standards for Soil Erosion and Sediment Control in New Jersey, January 2014. This document is available from the State Soil Conservation Committee or any of the Soil Conservation Districts listed at N.J.A.C. 2:90-1.3(a)3. The location, address, and telephone number for each Soil Conservation District is available from the State Soil Conservation Committee, PO Box 330, Trenton, New Jersey 08625. The document is also available at:

<http://www.nj.gov/agriculture/divisions/anr/pdf/2014NJSoilErosionControlStandardsComplete.pdf>.

2. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. The term "runoff coefficient" applies to both the NRCS methodology above at Section V.A.1.i and the Rational and Modified Rational Methods at Section V.A.1.ii. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover have existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
 3. In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.
 4. In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS *Technical Release 55 – Urban Hydrology for Small Watersheds* or other methods may be employed.
 5. If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural stormwater management measures.
- B. Groundwater recharge may be calculated in accordance with the following:

The New Jersey Geological Survey Report GSR-32, A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Stormwater Best Management Practices Manual; at the New Jersey Geological Survey website at:

<https://www.nj.gov/dep/njgs/pricelst/gsreport/gsr32.pdf>

or at New Jersey Geological and Water Survey, 29 Arctic Parkway, PO Box 420 Mail Code 29-01, Trenton, New Jersey 08625-0420.

Section VI. Sources for Technical Guidance:

- A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the Department's website at:

http://www.nj.gov/dep/stormwater/bmp_manual2.htm.

1. Guidelines for stormwater management measures are contained in the New Jersey Stormwater Best Management Practices Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in Tables 1, 2, and 3.
2. Additional maintenance guidance is available on the Department's website at:

https://www.njstormwater.org/maintenance_guidance.htm.

- B. Submissions required for review by the Department should be mailed to:

The Division of Water Quality, New Jersey Department of Environmental Protection, Mail Code 401-02B, PO Box 420, Trenton, New Jersey 08625-0420.

Section VII. Solids and Floatable Materials Control Standards:

- A. Site design features identified under Section IV.F above, or alternative designs in accordance with Section IV.G above, to prevent discharge of trash and debris from drainage systems shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section VII.A.2 below.

1. Design engineers shall use one of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
 - i. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines; or

- ii. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- iii. For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

2. The standard in A.1. above does not apply:

- i. Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
- ii. Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
- iii. Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to

prevent delivery of all solid and floatable materials that could not pass through one of the following:

- a. A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
- b. A bar screen having a bar spacing of 0.5 inches.

Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

- iv. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm as specified in N.J.A.C. 7:8; or
- v. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

Section VIII. Safety Standards for Stormwater Management Basins:

- A. This section sets forth requirements to protect public safety through the proper design and operation of stormwater management BMPs. This section applies to any new stormwater management BMP.
- B. The provisions of this section are not intended to preempt more stringent municipal or county safety requirements for new or existing stormwater management BMPs. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management BMPs to be retrofitted to meet one or more of the safety standards in Section VIII.C.1, VIII.C.2, and VIII.C.3 for trash racks, overflow grates, and escape provisions at outlet structures.
- C. Requirements for Trash Racks, Overflow Grates and Escape Provisions
 - 1. A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from the Stormwater management BMP to ensure proper functioning of the BMP outlets in accordance with the following:
 - i. The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars;
 - ii. The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure;
 - iii. The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack; and
 - iv. The trash rack shall be constructed of rigid, durable, and corrosion resistant material and designed to withstand a perpendicular live loading of 300 pounds per square foot.
 - 2. An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, such grate shall meet the following requirements:
 - i. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
 - ii. The overflow grate spacing shall be no less than two inches across the smallest dimension
 - iii. The overflow grate shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.
 - 3. Stormwater management BMPs shall include escape provisions as follows:
 - i. If a stormwater management BMP has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management BMPs. With

the prior approval of the municipality pursuant to VIII.C, a free-standing outlet structure may be exempted from this requirement;

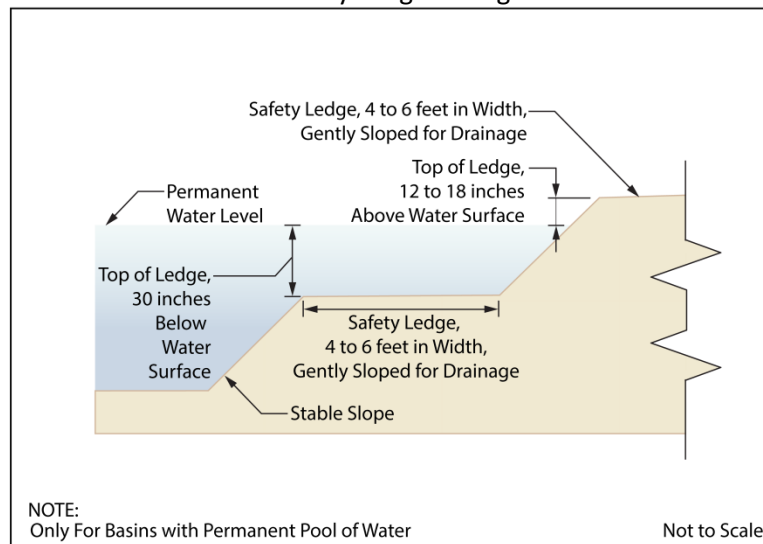
- ii. Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See VIII.E for an illustration of safety ledges in a stormwater management BMP; and
- iii. In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

D. Variance or Exemption from Safety Standard

A variance or exemption from the safety standards for stormwater management BMPs may be granted only upon a written finding by the municipality that the variance or exemption will not constitute a threat to public safety.

E. Safety Ledge Illustration

Elevation View –Basin Safety Ledge Configuration



Section IX. Requirements for a Site Development Stormwater Plan:

A. Submission of Site Development Stormwater Plan

1. Whenever an applicant seeks municipal approval of a development subject to this ordinance, the applicant shall submit all of the required components of the Checklist for the Site Development Stormwater Plan at Section IX.C below as part of the submission of the application for approval.
2. The applicant shall demonstrate that the project meets the standards set forth in this ordinance.

3. The applicant shall submit 14 copies of the materials listed in the checklist for site development stormwater plans in accordance with Section IX.C of this ordinance.

B. Site Development Stormwater Plan Approval

The applicant's Site Development project shall be reviewed as a part of the review process by the municipal board or official from which municipal approval is sought. That municipal board or official shall consult the municipality's review engineer to determine if all of the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this ordinance.

C. Submission of Site Development Stormwater Plan

The following information shall be required:

1. Topographic Base Map

The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 200 feet beyond the limits of the proposed development, at a scale of 1"=200' or greater, showing 2-foot contour intervals. The map as appropriate may indicate the following: existing surface water drainage, shorelines, steep slopes, soils, erodible soils, perennial or intermittent streams that drain into or upstream of the Category One waters, wetlands and flood plains along with their appropriate buffer strips, marshlands and other wetlands, pervious or vegetative surfaces, existing man-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown.

2. Environmental Site Analysis

A written and graphic description of the natural and man-made features of the site and its surroundings should be submitted. This description should include a discussion of soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention should be given to unique, unusual, or environmentally sensitive features and to those that provide particular opportunities or constraints for development.

3. Project Description and Site Plans

A map (or maps) at the scale of the topographical base map indicating the location of existing and proposed buildings roads, parking areas, utilities, structural facilities for stormwater management and sediment control, and other permanent structures. The map(s) shall also clearly show areas where alterations will occur in the natural terrain and cover, including lawns and other landscaping, and seasonal high groundwater elevations. A written description of the site plan and justification for proposed changes in natural conditions shall also be provided.

4. Land Use Planning and Source Control Plan

This plan shall provide a demonstration of how the goals and standards of Sections III through V are being met. The focus of this plan shall be to describe how the site is being developed to meet the objective of controlling groundwater recharge, stormwater quality and stormwater quantity problems at the source by land management and source controls whenever possible.

5. Stormwater Management Facilities Map

The following information, illustrated on a map of the same scale as the topographic base map, shall be included:

- i. Total area to be disturbed, paved or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to control and dispose of stormwater.
- ii. Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention and emergency spillway provisions with maximum discharge capacity of each spillway.

6. Calculations

- i. Comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in Section IV of this ordinance.
- ii. When the proposed stormwater management control measures depend on the hydrologic properties of soils or require certain separation from the seasonal high-water table, then a soils report shall be submitted. The soils report shall be based on onsite boring logs or soil pit profiles. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soils present at the location of the control measure.

7. Maintenance and Repair Plan

The design and planning of the stormwater management facility shall meet the maintenance requirements of Section X.

8. Waiver from Submission Requirements

The municipal official or board reviewing an application under this ordinance may, in consultation with the municipality's review engineer, waive submission of any of the requirements in Section IX.C.1 through IX.C.6 of this ordinance when it can be demonstrated that the information requested is impossible to obtain or it would create a hardship on the applicant to obtain and its absence will not materially affect the review process.

Section X. Maintenance and Repair:

A. Applicability

Projects subject to review as in Section I.C of this ordinance shall comply with the requirements of Section X.B and X.C.

B. General Maintenance

1. The design engineer shall prepare a maintenance plan for the stormwater management measures incorporated into the design of a major development.
2. The maintenance plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.
3. If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
4. Responsibility for maintenance shall not be assigned or transferred to the owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume these tasks; however, the individual cannot be legally responsible for all of the maintenance required.
5. If the party responsible for maintenance identified under Section X.B.3 above is not a public agency, the maintenance plan and any future revisions based on Section X.B.7 below shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
6. Preventative and corrective maintenance shall be performed to maintain the functional parameters (storage volume, infiltration rates, inflow/outflow capacity, etc.) of the stormwater management measure, including, but not limited to, repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
7. The party responsible for maintenance identified under Section X.B.3 above shall perform all of the following requirements:

- i. maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;
 - ii. evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and
 - iii. retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by Section X.B.6 and B.7 above.
8. The requirements of Section X.B.3 and B.4 do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as issued by the Department.

Note: It may be appropriate to delete requirements in the maintenance and repair plan that are not applicable if the ordinance requires the facility to be dedicated to the Borough. If the Borough does not want to take this responsibility, the ordinance should require the posting of a two year maintenance guarantee in accordance with N.J.S.A. 40:55D-53. Maintenance and inspection guidance can be found on the Department's website at:

https://www.njstormwater.org/maintenance_guidance.htm.

9. In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.
- C. Nothing in this subsection shall preclude the municipality in which the major development is located from requiring the posting of a performance or maintenance guarantee in accordance with N.J.S.A. 40:55D-53

Section XI. Penalties:

Any person(s) who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this ordinance shall be subject to subject to a fine under the general penalty provisions, Chapter 1, §1-15, General Penalty.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE GOVERNING BODY TO ENTER EXECUTIVE SESSION**

**Resolution #2021-64
02/18/21**

WHEREAS, the Open Public Meetings Act provides that the Borough Council may go into executive session to discuss matters that may be confidential or listed pursuant to N.J.S.A. 10:4-12; and

WHEREAS, it is recommended by the Borough Attorney that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport that the Council shall go into executive session to discuss the following items:

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)
PBA Contract Negotiations

Personnel Matters - N.J.S.A. 10:4-12(b)(8)
Organizational Flow and General Staffing

BE IT FURTHER RESOLVED that formal action may be taken after the Executive Session.