



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

AGENDA • FEBRUARY 1, 2024

Workshop

Clement V. Sommers Municipal Building

7:00 PM

910 Oceanport Way, Oceanport, NJ 07757

I. Meeting Called 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 5, 2023 of this 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.

III. Flag Salute, Statement to the Public: Often times it may appear that the Mayor & Council take action with very little comment and in many cases by unanimous vote. Many items are of routine business that are placed on a Consent Agenda as they do not require additional discussion. Items not of a routine nature are first listed for discussion at a Workshop meeting prior to being listed for action at a Regular Meeting. Where appropriate, items are referred to a Council Committee for further study and investigation before being returned with a recommendation for the full Council to consider. The members of the Borough Council work via committees along with the Mayor, Borough Clerk and Administration to assure that the members fully understand the matter. There are occasions where matters are presented to the Mayor & Council for discussion and action at the same meeting when of a timely nature.

IV. Roll Call

V. PUBLIC HEARING - Green Acres Funding Application for Jake's Law All-Inclusive Playground

VI. Public Comment on Action Items: At this time, comments are invited on agenda items only. Upon being recognized by the Mayor, anyone wishing to address the Governing Body, please state your name and address. No member of the public may address or question individual Governing Body members or administration. Although public participation is welcomed and encouraged, the governing body may, through the Mayor or presiding officer, terminate remarks to and/or by any individual not keeping with the conduct of a proper and efficient meeting. The Borough bears no responsibility for comments made by members of the public. In order to permit the fair and orderly expression of public comment, questions from the public will be responded to, if feasible, after the public comment portion of the meeting is closed.

VII. Action Items

- #2024-54** Resolution authorizing payment of BILL LIST 02-01-2024
- #2024-55** Resolution appointing 2024 Borough Council Committees
- #2024-56** Resolution appointing Class III Member to the Planning Board
- #2024-57** Resolution authorizing Green Acres grant application for BBB playground project

VIII. Clerk's Report

- Minutes

1. Workshop Minutes, February 2, 2023
2. Regular Meeting Minutes, February 16, 2023
3. Workshop Minutes, April 6, 2023
4. Regular Meeting Minutes, April 20, 2023
5. Regular Meeting Minutes, May 18, 2023
6. Workshop Minutes, June 15, 2023
7. Workshop Minutes, July 20, 2023
8. Workshop Minutes, December 14, 2023
9. Regular Meeting Minutes, December 14, 2023
10. Reorganization Meeting Minutes, January 4, 2024

- New Business

11. Resolution authorizing an emergency temporary appropriation
12. Resolution awarding contract for engineering services for FMERA MOU for Stormwater Infrastructure
13. Resolution approving certified LOSAP lists for 2023

14. Resolution accepting the Tax Collector's Annual Report for 2023
15. Resolution appointing Acacia Financial Group as Financial Advisor for 2024
16. Resolution approving First Aid Membership - Crochet, Rebekah
17. Resolution authorizing letter to NJDOT for Monmouth Park heliport
18. Resolution authorizing aerial mosquito control operations 2024
19. Resolution for Reduction in Guarantees for MPCC, II for Crescent Place Parking - *Added*
20. Renewal of Cleaning Contract for 2024
21. Discussion: Ordinance to create facility "Veteran's Field"
22. Discussion: Ordinance Accepting Dedication of Carty Ave from FMERA
23. Discussion: Proposed increases to development application fees and update application checklists

IX. Administrator's Report

X. Mayor's Report

1. Appointments to Planning Board

BE IT RESOLVED that Mayor Tvrdik makes the following appointments to the Planning Board:

Kevin Calver	Class IV	Unexpired 4yr Term ending 12/31/2027
David Gruskos	Alternate I	Unexpired 2yr Term ending 12/31/2024

2. Letter of Support - JCP&L Project

XI. Public Comment: The meeting has been opened for comments from the public. Upon being recognized by the Mayor or presiding officer, anyone wishing to address the Mayor & Council, please state your name and address. Any member of the public wishing to speak a second time or more will only be recognized after all members of the public wishing to be heard for a first time have been recognized. No member of the public may address or question individual Council members or administration. Although public participation is welcomed and encouraged, the governing body may, through the Mayor or presiding officer, terminate remarks to and/or by any individual not keeping with the conduct of a proper and efficient meeting. The Borough bears no responsibility for comments made by members of the public. In order to permit the fair and orderly expression of public comment, questions from the public will be responded to, if feasible, after the public comment portion of the meeting is closed.

XII. Adjourn to Executive Session

#2024-58 Resolution authorizing an Executive Session, February 1, 2024

 X N.J.S.A. 10:4-12(b)(5)

Matters Relating to the Purchase, Lease or Acquisition of Real Property
- Potential Open Space Acquisition

XIII. Return from Executive Session

XIV. Adjournment

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR FEBRUARY 1, 2024**

**Resolution #2024-54
02/1/24**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of February 1, 2024.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list for \$2,790,034.58..

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.



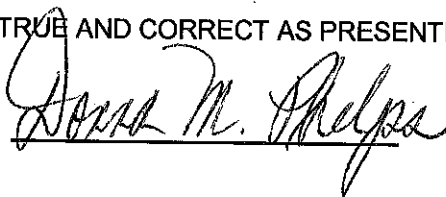
Catherine D. LaPorta, CFO

BOROUGH OF OCEANPORT BILL LIST

1-Feb-24

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$148,926.69 PR #2
DCRP	\$311.19
 GRNT FUND	 \$44,641.98
CAPITAL TRUST TOTAL	\$10,984.05
DOG REGISTRY TOTAL	\$300.00
OPEN SPACE TRUST TOTAL	\$6,769.63
SUI	\$0.00
UCC TRUST	\$324.82
TRUST OTHER TOTAL	\$977.50
ESCROW TRUST TOTAL	\$46,692.62
NON BUDGETARY	\$2,378,499.68
2023 VOUCHERS PAID THIS MEETING	\$48,681.25
2024 VOUCHERS PAID THIS MEETING	\$102,925.15
TOTAL	\$2,790,034.56

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



7.1.b

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

From 01/01/2024 to 01/31/2024 With a Line Amount > 10000.00

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
1/24/2024	15857			02-213-40-700-068	CONSTRUCTION ADMIN & OBSERVATIO OF BLDG 555 COLLIERS ENGINEERING & DESIGN	16,074.98	16,074.98	02-160-05-000-001
1/24/2024	15875			61-270-55-600-205	RELEASE PERFORMANCE GUARANTEE SOMERSET DEVELOPMENT	42,746.13	42,746.13	61-101-01-100-101
1/25/2024	15910			01-207-55-000-045	FEBRUARY 2024 TAX REMITTANCE OCEANPORT BOARD OF EDUCATION	900,715.50	900,715.50	01-101-01-000-011
1/25/2024	15909			01-206-55-000-046	SHORE REGIONAL HIGH SCHOOL	319,527.93	319,527.93	01-101-01-000-011
1/25/2024	15908			01-208-55-000-039	COUNTY TAXES DUE - FEB 2024 MONMOUTH COUNTY TREASURER	847,571.35	847,571.35	01-101-01-000-011
1/25/2024	15907			01-208-55-000-043	COUNTY LIBRARY TAXES - FEB 2024 MONMOUTH COUNTY TREASURER	61,303.41	61,303.41	01-101-01-000-011
1/25/2024	15906			01-208-55-000-042	COUNTY HEALTH TAXES FEB 2024 MONMOUTH COUNTY TREASURER	16,867.39	16,867.39	01-101-01-000-011
1/25/2024	15905			01-208-55-000-041	COUNTY OPEN SPACE TAXES - FEB 2024 MONMOUTH COUNTY TREASURER	120,236.25	120,236.25	01-101-01-000-011
1/25/2024	15904			01-209-55-000-035	DUE COUNTY A&O TAXES MONMOUTH COUNTY TREASURER	34,111.52	34,111.52	01-101-01-000-011
1/25/2024	15900			02-213-40-700-068	ASBESTOS REMOVAL - 555 A. B. KURRE CONSTRUCTION, INC	28,567.00	28,567.00	02-160-05-000-001
1/26/2024	15926			01-203-20-120-227	Audio/visual upgrades - final BIS DIGITAL, INC	17,820.00	17,820.00	01-101-01-000-011
1/26/2024	15937			01-201-23-210-202 01-201-23-210-203	HEALTH DENTAL CENTRAL JERSEY HEALTH INSURANC	72,597.00 4,295.00	76,892.00	01-101-01-000-011
1/26/2024	12670			01-204-55-000 01-204-55-000 01-204-55-000	SPECTRUM COMMUNICATIONS INSTALL EMERGENCY EQUIPMENT - TRUCK RADIO MOUNT WIRE	22,893.95 3,823.88 100.00	26,817.83	01-101-01-000-011
1/26/2024	12211			01-204-55-000 01-204-55-000	WINNER FORD, INC CHIEF INTERCEPTOR BALANCE OF PURCHASE	40,838.00 2,473.00	43,311.00	01-101-01-000-011

JANUARY SUMMARY BY ACCOUNT:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	PENDING CR
01-101-01-000-011 02-160-05-000-001 61-101-01-100-101	CASH OPERATING DUE TO/FROM CURRENT FUND CASH-DEV.ESCROW/TD				2,465,174.18 44,641.98 42,746.13
01-201-23-210-202 01-201-23-210-203 01-203-20-120-227 01-204-55-000 01-206-55-000-046 01-207-55-000-045 01-208-55-000-039 01-208-55-000-041 01-208-55-000-042 01-208-55-000-043 01-209-55-000-035 02-213-40-700-068	HEALTH DENTAL (2023) COMPUTER MAINT AND EQUIPMENT Accounts Payable REGIONAL SCHOOL TAX LOCAL SCHOOL TAX COUNTY TAX PAYABLE COUNTY OPEN SPACE TAX COUNTY HEALTH TAX COUNTY LIBRARY TAX DUE COUNTY-A.&O. TAXES FMERA MOU-555	17,820.00	72,597.00 4,295.00	70,128.83 319,527.93 900,715.50 847,571.35 120,236.25 16,867.39 61,303.41 34,111.52 44,641.98	

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

7.1.b

From 01/01/2024 to 01/31/2024 With a Line Amount > 10000.00

JANUARY SUMMARY BY ACCOUNT:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	PENDING CR
61-270-55-600-205	RES.FOR DEV.ESCROW			42,746.13	
JANUARY TOTALS (FOR RANGE):		17,820.00	76,892.00	2,457,850.29	2,552,562.29

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
01-101-01-000-011	CASH OPERATING				2,465,174.18
02-160-05-000-001	DUE TO/FROM CURRENT FUND				44,641.98
61-101-01-100-101	CASH-DEV.ESCROW/TD				42,746.13
01-201-23-210-202	HEALTH		72,597.00		
01-201-23-210-203	DENTAL		4,295.00		
01-203-20-120-227	(2023) COMPUTER MAINT AND EQUIPMENT	17,820.00			
01-204-55-000	Accounts Payable			70,128.83	
01-206-55-000-046	REGIONAL SCHOOL TAX			319,527.93	
01-207-55-000-045	LOCAL SCHOOL TAX			900,715.50	
01-208-55-000-039	COUNTY TAX PAYABLE			847,571.35	
01-208-55-000-041	COUNTY OPEN SPACE TAX			120,236.25	
01-208-55-000-042	COUNTY HEALTH TAX			16,867.39	
01-208-55-000-043	COUNTY LIBRARY TAX			61,303.41	
01-209-55-000-035	DUE COUNTY-A.&O. TAXES			34,111.52	
02-213-40-700-068	FMERA MOU-555			44,641.98	
61-270-55-600-205	RES.FOR DEV.ESCROW			42,746.13	
TOTALS (FOR RANGE):		17,820.00	76,892.00	2,457,850.29	2,552,562.29

List of Bills - (All Funds)

7.1.c

Vendor	Description	Payment	Check Total
Current Fund			
2123 - A. B. KURRE CONSTRUCTION, INC	PO 15900 BLDG 555 ASBESTOS REMOVAL	28,567.00	28,567.00
1767 - ADT SECURITY CORPORATION	PO 15833 FIRE MONITORING - 01/30-02/28/24	62.50	62.50
1012 - ALL HANDS FIRE EQUIPMENT, LLC	PO 15436 Breaching Tools for Active Shooters	645.84	645.84
1116 - ASBURY PARK PRESS	PO 15789 Legal Notices	106.28	
	PO 15802 Legal Notice	64.92	
	PO 15803 Legal Notices	133.88	305.08
2045 - BIRDS BEWARE, INC	PO 15536 GEESE REMEDIATION & CONTROL	490.00	490.00
1846 - BIS DIGITAL, INC	PO 15926 Installation/Set up	17,820.00	17,820.00
1525 - BOUND TREE MEDICAL	PO 15568 FIRST AID SUPPLIES	4,817.64	4,817.64
1047 - CENTRAL JERSEY HEALTH INSURANC	PO 15937 HEALTH / DENTAL INSURANCE - JAN 2024	76,892.00	76,892.00
1987 - CINTAS CORPORATION NO 2	PO 15809 MONTHLY CLEANING BORO HALL	255.89	255.89
1807 - COLLIERS ENGINEERING & DESIGN	PO 15850 GENERAL ENGINEERING - DECEMBER 2023	5,700.00	
	PO 15857 BLDG 555ASBESTOS ABATEMENT & DEMOLITION	16,074.98	21,774.98
1446 - DIRECT ENERGY BUSINES	PO 15837 STREET LIGHTS - 12/02/23-01/03/24	0.91	
	PO 15838 PARK - 12/02/23-02/03/24	483.57	
	PO 15914 TRAFFIC LIGHTS - 12/02/23-01/02/24	131.76	616.24
1099 - EUROFINS ENVIRONMENT TESTING PHILAD	PO 15759 WATER TESTING - DEC 2023	480.00	480.00
1941 - GOTO TECHNOLOGIES USA, INC	PO 15822 MONTHLY SERVICES - 1/21/24-02/20/24	199.00	199.00
1889 - GREAT AMERICA FINANCIAL SERVICES	PO 15913 MONTHLY RENTAL	159.00	159.00
1209 - GROFF TRACTOR MID ATLANTIC	PO 15613 PARTS FOR CASE LOADER	72.50	72.50
1143 - I.D.M. MEDICAL SUPPLY INC	PO 15775 FAS OXYGEN	219.00	219.00
1518 - IDEMIA IDENTITY & SECURITY	PO 15938 ANNUAL MAINTENANCE CONTRACT	2,805.00	2,805.00
1649 - INTRON TECHNOLOGY, LLC	PO 15861 IT MANAGED SERVICES & SOFTWARE LICENSES	4,026.48	
	PO 15918 MANAGED PHONE SERVICES - DEC 2-23	1,378.56	5,405.04
1153 - JERSEY CENTRAL POWER & LIGHT	PO 15840 200-000-956-009 - 12/02/23-01/03/24	1,740.45	
	PO 15841 200-000-957-015 - 11/29-12/28/23	516.11	
	PO 15912 200-00-857-007 - 10/01-12/01/23	8.93	2,265.49
2018 - JOHN CARROLL	PO 15810 BOOTS	143.59	143.59
1499 - KEVIN E KENNEDY, ESQ	PO 15818 PB Legal - General Services	690.00	
	PO 15819 PB - 2023 MEETINGS	250.00	940.00
1182 - LAURA McCRAE	PO 15936 BULLETIN - DEC 2023 / JAN 2024	425.00	425.00
1206 - MICHAEL KELLY	PO 15874 IACP ANNUAL DUES	190.00	
	PO 15925 New weapons holster	108.99	298.99
2166 - MONMOUTH & OCEAN COUNTIES TAX COLLECTOR'	PO 15879 SUTTON MEMBERSHIP	80.00	80.00
1219 - MONMOUTH COUNTY POLICE CHIEFS	PO 15791 RAPID DEPLOY FORCE DUES	500.00	
	PO 15792 ASSOCIATION DUES	150.00	650.00
1226 - MONMOUTH COUNTY TREASURER	PO 15901 ADDED & OMITTED OPEN SPACE TAX - FEB 202	4,888.83	
	PO 15902 ADDED & OMITTED HEALTH TAX - FEB 2024	698.41	
	PO 15903 ADDED & OMITTED LIBRARY TAX - FEB 2024	2,450.26	
	PO 15904 ADDED & OMITTED COUNTY TAX - FEB 2024	34,111.52	42,149.02
1222 - MONMOUTH COUNTY TREASURER	PO 15905 COUNTY OPEN SPACE TAXES - FEB 2024	120,236.25	
	PO 15906 COUNTY HEALTH TAXES - FEB 2024	16,867.39	
	PO 15907 COUNTY LIBRARY TAXES - FEB 2024	61,303.41	
	PO 15908 COUNTY TAXES DUE - FEB 2024	847,571.35	1,045,978.40
1236 - MUNICIPAL CLERKS ASSOC OF NJ	PO 15889 2024 MEMBERSHIP DUES	75.00	75.00
1886 - NATIONAL FIRE PROTECTION ASSOCIATION	PO 15788 MEMBERSHIP RENEWAL	1,552.50	1,552.50
1245 - NJ AMERICAN WATER CO	PO 15894 BLACKBERRY BAY - 12/12/23-01/11/24	65.55	
	PO 15895 LIBRARY - 12/12/23-01/11/24	31.51	
	PO 15896 OLD WHARF #2 - 12/10/23-01/10/24	22.67	
	PO 15897 CHARLES PARK - 12/12/23-01/11/24	22.67	
	PO 15920 OLD WHARF #1 - 12/12/23-01/11/24	181.58	
	PO 15921 FIRE - 12/12/23-01/11/24	242.46	
	PO 15922 MUNICIPAL COMPLEX #2 - 12/12/23-01/11/24	199.26	
	PO 15923 MUNICIPAL COMPLEX #1 12/12/23-01/11/24	199.26	964.96
1245 - NJ AMERICAN WATER CO	PO 15932 24 PORT AU PECK - 12/12/23-01/11/24	181.58	
	PO 15933 PORT AU PECK FIRE HOUSE - 12/12/23-01/11	199.26	380.84
1245 - NJ AMERICAN WATER CO	PO 15934 OLD WHARF - 12/12/23-01/11/24	56.71	56.71
1249 - NJ MOTOR VEHICLE COMMISSION	PO 15815 CAIR SYS ONLIN ACCESS	150.00	
	PO 15839 Title for Chiefs new Vehicle	60.00	210.00
1261 - OCEANPORT BOARD OF EDUCATION	PO 15910 FEBRUARY 2024 TAX REMITTANCE & DEBT SERV	900,715.50	900,715.50

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List of Bills - (All Funds)

7.1.c

Vendor	Description	Payment	Check Total
1282 - POSTMASTER	PO 15935 POSTAGE FOR BULLETIN - FEB / MAR 2024	700.00	700.00
1284 - POWERHOUSE SIGNWORKS	PO 15605 Nameplate	20.00	
	PO 15768 BANNERS	977.50	997.50
1938 - PRIMEPOINT, LLC	PO 15832 PAYROLL SERVICES - 01/05 & 01/19/24	603.45	603.45
1286 - PRO JANITORIAL SERVICES, LLC	PO 15911 CLEANING SERVICES - DEC 2023	3,000.00	3,000.00
2063 - RAINONE COUGHLIN MINCHELLO, LLC	PO 15773 SPEICAL LABOR ATTORNEY	58.50	58.50
1323 - SHORE REGIONAL HIGH SCHOOL	PO 15909 FEBRUARY 2024 TAX REMITTANCE	319,527.93	319,527.93
2023 - SPECTRUM COMMUNICATIONS	PO 12670 INSTALLATION OF EMERGENCY EQUIPMENT- OEM	26,817.83	
	PO 15104 TO INSTALL PC EQUIPMENT	1,250.00	
	PO 15430 TO MAKE & INSTALL SHELVES	1,650.00	29,717.83
1995 - TANGO TANGO INC	PO 15683 ONE CHANNEL INTEGRATION	6,340.00	6,340.00
1580 - THE TWO RIVER TIMES	PO 15806 Legal Notice	20.46	
	PO 15807 LEGAL NOTICES	8.37	
	PO 15823 Legal Notices	46.50	
	PO 15824 Legal Notices	13.33	88.66
1357 - TREASURER: COUNTY OF MONMOUTH	PO 15708 MOCERT SWAT TEAM DUES	2,500.00	2,500.00
1358 - TREASURER: COUNTY OF MONMOUTH	PO 15741 SCAT 4TH QTR BILLING - 2023	1,860.00	1,860.00
2061 - UGI ENERGY SERVICES, LLC	PO 15834 PAP FIRE HOUSE - 11/13-12/14/23	324.21	324.21
1383 - V&B AUTO REPAIR LLC	PO 15695 Repairs to Unit 12	2,825.77	2,825.77
1387 - VERIZON	PO 15842 LIBRARY PHONE - 01/07-02/06/24	265.44	
	PO 15849 OLD WHARF HOUSE FIRE MONITORING - 01/08-	102.23	
	PO 15898 910 OCEANPORT WAY INTERNET -01/13-02/12/	149.00	
	PO 15899 910 OCEANPORT WAY FIRE MONITORING - 01/1	117.26	633.93
1388 - VERIZON WIRELESS	PO 15843 DPW - 01/02-02/01/24	40.01	
	PO 15845 FIRE BUREAU WIRELESS - 01/02-02/01/24	28.72	68.73
1559 - Verizon Wireless	PO 15844 UCC/CLERK WIRELESS - 01/02-02/01/24	65.50	65.50
1558 - Verizon Wireless	PO 15848 FIRE WIRELESS - 01/02-02/01/24	120.07	120.07
1389 - VERIZON WIRELESS (OEM)	PO 15847 OEM WIRELESS - 01/02-02/01/24	80.02	80.02
2165 - VONKATTENGELL TRANSMISSION	PO 15864 POWER TRANSFER ASSEMBLY	3,452.25	3,452.25
1417 - WINNER FORD, INC	PO 12211 POLICE UTILITY VEHICLES	43,311.00	43,311.00
Capital Fund			
1807 - COLLIERS ENGINEERING & DESIGN	PO 15851 2023 ROAD PROGRAM	1,310.00	
	PO 15852 ENGINEERING 2021 ROAD PROGRAM	165.00	
	PO 15853 OLD WHARF PARKNG LOT & DESIGN	4,670.00	
	PO 15856 ALLENHURST AVE BULKHEAD	4,742.54	10,887.54
1195 - MASER CONSULTING, INC	PO 15854 MYRTLE AVE CONST OVERSIGHT CERT - RESOL	96.51	96.51
DOG TRUST FUND			
2170 - DR MICHELLE HERNANDEZ	PO 15886 RABIES CLINIC 2024	300.00	300.00
OPEN SPACE TRUST			
1027 - BARCO PRODUCTS	PO 15428 FOR GARBAGE CANS FOR BOROUGH PARKS	5,262.15	5,262.15
2045 - BIRDS BEWARE, INC	PO 15536 GEESE REMEDIATION & CONTROL	910.00	910.00
1685 - JANITOR SUPPLY CORP	PO 15813 SUPPLIES	519.44	519.44
1388 - VERIZON WIRELESS	PO 15846 BBB & OLD WHARF - 01/02-02/01/24	78.04	78.04
UCC Trust			
1586 - IMPRINT SHOP, LLC	PO 14942 UCC UNIFORMS	180.00	180.00
1559 - Verizon Wireless	PO 15844 UCC/CLERK WIRELESS - 01/02-02/01/24	144.82	144.82
OTHER TRUST			
1284 - POWERHOUSE SIGNWORKS	PO 15768 BANNERS	977.50	977.50
DEVELOPERS ESCROW TRUST			
1807 - COLLIERS ENGINEERING & DESIGN	PO 13396 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 15780 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 15783 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 15784 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 15795 PB Engineering - Barker's Circle	87.50	
	PO 15797 PB Engineering - FMBC	1,212.50	
	PO 15798 PB Engineering - Manvan LLC	175.00	
	PO 15799 PB Engineering - 552 Caren Franzini Way	218.75	2,193.75

List of Bills - (All Funds)

7.1.c

Vendor	Description	Payment	Check Total
1807 - COLLIERS ENGINEERING & DESIGN	PO 15800 PB Engineering - Somerset-Pulte Lodging	1,218.75	
	PO 15821 PB Engineering	350.00	1,568.75
1807 - COLLIERS ENGINEERING & DESIGN	PO 15860 PB Engineering - Somerset- GARDNER HALL	175.00	175.00
2163 - SOMERSET DEVELOPMENT	PO 15875 PERFORMANCE GUARANTEE RELEASE	42,746.13	42,746.13
1580 - THE TWO RIVER TIMES	PO 15805 Legal Notice	8.99	8.99
TOTAL			2,640,796.68

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-101-01-000-011	CASH OPERATING			0.00	2,530,106.08
01-201-20-100-200	ADMINISTRATIVE & EXECUTIVE OE	1,286.50			
01-201-20-120-200	MUNICIPAL CLERK OE	5,388.47			
01-201-20-130-200	FINANCIAL ADMINISTRATION OE	550.75			
01-201-20-145-200	COLLECTION OF TAXES OE	80.00			
01-201-21-180-200	PLANNING BOARD OE	78.33			
01-201-23-210-202	HEALTH	72,597.00			
01-201-23-210-203	DENTAL	4,295.00			
01-201-25-240-200	POLICE OE	6,313.99			
01-201-25-252-200	EMERGENCY MANAGEMENT OE	80.02			
01-201-25-265-200	FIRE DEPARTMENT OE	120.07			
01-201-25-265-209	REPAIRS & MAINTENANCE	3,452.25			
01-201-25-265-400	FIRE BUREAU OE	1,581.22			
01-201-26-310-252	REPAIRS & EQUIPMENT	62.50			
01-201-31-430-203	TELEPHONE/INTERNET	7,038.14			
01-201-31-430-207	STREET LIGHTING	0.91			
01-203-20-100-200	(2023) ADMINISTRATIVE & EXECUTIVE OE		1,860.00		
01-203-20-120-200	(2023) MUNICIPAL CLERK OE		18,117.42		
01-203-20-130-200	(2023) FINANCIAL ADMINISTRATION OE		169.00		
01-203-20-155-200	(2023) LEGAL SERVICES OE		58.50		
01-203-20-165-200	(2023) BOROUGH ENGINEER OE		5,700.00		
01-203-21-180-200	(2023) PLANNING BOARD OE		940.00		
01-203-25-240-200	(2023) POLICE OE		3,471.61		
01-203-25-252-200	(2023) EMERGENCY MANAGEMENT OE		2,900.00		
01-203-25-260-200	(2023) FIRST AID ORGANIZATION OE		5,036.64		
01-203-26-300-271	(2023) REPAIRS		72.50		
01-203-26-300-281	(2023) UNIFORM RENTAL		143.59		
01-203-26-310-200	(2023) PUBLIC BUILDINGS & GROUNDS OE		3,745.89		
01-203-27-335-300	(2023) WATER WATCH COMMITTEE-OTHER		480.00		
01-203-31-430-201	(2023) ELECTRICITY		1,423.38		
01-203-31-430-203	(2023) TELEPHONE/INTERNET		1,378.56		
01-203-31-430-204	(2023) WATER/SEWER		1,402.51		
01-203-31-430-205	(2023) NATURAL GAS		324.21		
01-203-31-430-207	(2023) STREET LIGHTING		1,457.44		
01-204-55-000	Accounts Payable			70,128.83	
01-206-55-000-046	REGIONAL SCHOOL TAX			319,527.93	
01-207-55-000-045	LOCAL SCHOOL TAX			900,715.50	
01-208-55-000-039	COUNTY TAX PAYABLE			847,571.35	
01-208-55-000-041	COUNTY OPEN SPACE TAX			120,236.25	
01-208-55-000-042	COUNTY HEALTH TAX			16,867.39	
01-208-55-000-043	COUNTY LIBRARY TAX			61,303.41	
01-209-55-000-035	DUE COUNTY-A.&O. TAXES			34,111.52	
01-209-55-000-036	DUE COUNTY-A.&O. OPEN SPACE			4,888.83	
01-209-55-000-037	DUE COUNTY-A.&O. HEALTH			698.41	
01-209-55-000-038	DUE COUNTY-A.&O. LIBRARY			2,450.26	
TOTALS FOR	Current Fund	102,925.15	48,681.25	2,378,499.68	2,530,106.08

7.1.c

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
02-160-05-000-001	DUE TO/FROM CURRENT FUND			0.00	44,641.98
02-213-40-700-068	FMERA MOU-555			44,641.98	
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	44,641.98	44,641.98
04-101-01-100-011	CAPITAL CASH - TD			0.00	10,984.05
04-215-55-988-A00	ROADS, DRAINAGE, TRAFFIC SIGNAL, BULKHEA			4,839.05	
04-215-55-992-A00	2021 ROAD PROGRAM - ORD #1038			165.00	
04-215-55-993-A00	2022 ROAD PROGRAM - ORD #1053			4,670.00	
04-215-55-995-A00	2023 ROAD PROGRAM			1,310.00	
TOTALS FOR	Capital Fund	0.00	0.00	10,984.05	10,984.05
05-101-00-100-011	CASH - TD			0.00	300.00
05-270-00-500-020	RESERVE FOR EXPENDITURES			300.00	
TOTALS FOR	DOG TRUST FUND	0.00	0.00	300.00	300.00
06-101-01-100-011	OPEN SPACE CASH - TD			0.00	6,769.63
06-270-00-500-020	RESERVE FOR OPEN SPACE			6,769.63	
TOTALS FOR	OPEN SPACE TRUST	0.00	0.00	6,769.63	6,769.63
18-101-01-100-101	CASH UCC TRUST			0.00	324.82
18-270-55-600	RESERVE FOR UCC TRUST			324.82	
TOTALS FOR	UCC Trust	0.00	0.00	324.82	324.82
60-101-01-100-101	CASH-OTHER TRUST - TD			0.00	977.50
60-270-55-600-135	RES.FOR HISTORICAL COMMITTEE			977.50	
TOTALS FOR	OTHER TRUST	0.00	0.00	977.50	977.50
61-101-01-100-101	CASH-DEV.ESCROW/TD			0.00	46,692.62
61-270-55-600-205	RES.FOR DEV.ESCROW			46,692.62	
TOTALS FOR	DEVELOPERS ESCROW TRUST	0.00	0.00	46,692.62	46,692.62

Total to be paid from Fund 01 Current Fund	2,530,106.08
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS	44,641.98
Total to be paid from Fund 04 Capital Fund	10,984.05
Total to be paid from Fund 05 DOG TRUST FUND	300.00
Total to be paid from Fund 06 OPEN SPACE TRUST	6,769.63
Total to be paid from Fund 18 UCC Trust	324.82
Total to be paid from Fund 60 OTHER TRUST	977.50
Total to be paid from Fund 61 DEVELOPERS ESCROW TRUST	46,692.62

	2,640,796.68

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTMENT OF 2024 BOROUGH COUNCIL COMMITTEES**

**Resolution #2024-55
02/1/24**

WHEREAS, pursuant with the By-Laws of the Governing Body, the Mayor shall appoint all members of the Standing Committees with the consent and concurrence of the Council; and

WHEREAS, the Mayor has made the following appointments to the Standing Committees for CY2024:

PUBLIC SAFETY	Councilpersons Keeshen (Chair), Cooper, Deerin
FINANCE AND ADMINISTRATION	Councilpersons O'Brien (Chair), Cooper, Keeshen
PLANNING AND DEVELOPMENT	Councilpersons Cooper (Chair), Keeshen, O'Brien
PUBLIC WORKS	Councilpersons Gallo (Chair), O'Brien, Salnick
PARKS AND RECREATION	Councilpersons Deerin (Chair), Salnick, Gallo
HEALTH AND HUMAN SERVICES	Councilpersons Salnick (Chair), Deerin, Gallo

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey does hereby consent to the Mayor's appointment of the Standing Committees for CY2024.

**RESOLUTION OF THE BOROUGH OF OCEANPORT APPOINTMENT OF CLASS III MEMBER TO THE
PLANNING BOARD FOR THE PERIOD JANUARY 1, 2024 TO DECEMBER 31, 2024**

Resolution #2024-56
02/1/24

BE IT RESOLVED, by the Council of the Borough of Oceanport, that Patricia Cooper is hereby appointed to serve as the Class III Member/Council Liaison on the Oceanport Planning Board.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM FOR FUNDING OF AN ALL-INCLUSIVE
PLAYGROUND AND ASSOCIATED IMPROVEMENTS AT BLACKBERRY BAY PARK**

**Resolution #2024-57
02/1/24**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides grants and/or loans to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Oceanport desires to further the public interest by obtaining funding in the amount of \$_____, in the form of a \$_____ matching grant and, if available, a \$_____ loan, from the State to fund the following project(s): (project title)_____ at a cost of \$_____ (total project cost);

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations, and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Oceanport that:

1. Thomas J. Tvrdik or the successor to the office of Mayor is hereby authorized to:

- a. make application for such a loan and/or such a grant,
- b. provide additional application information and furnish such documents as may be required, and
- c. act as the authorized correspondent of the above-named applicant;

2. The applicant agrees to provide its matching share to the Green Acres funding request, if a match is required, in the amount of \$_____;

3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;

4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and

5. This resolution shall take effect immediately.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION**

Resolution

WHEREAS, the appropriations set forth in the 2024 temporary budget are insufficient to meet the financial obligations as set forth below; and

WHEREAS, the permanent budget for the year 2024 has not yet been adopted; and

WHEREAS, the total emergency temporary appropriations adopted in the year 2024 pursuant to the provisions of N.J.S.A. 40A:4-20 included in this resolution total \$3,768,560.00.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body (not less than two-thirds of all members thereof affirmatively concurring) in accordance with the aforementioned statute, that the 2024 temporary fiscal budget is hereby amended to provide for an emergency temporary appropriation in the amount of \$327,200.00 and said appropriations are as follows:

2024 temporary budget

APPROPRIATIONS		OTHER EXPENSES
FMERA MOU – Stormwater Infrastructure Study	\$	327,200.00
TOTAL	\$	327,200.00

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A CONTRACT TO COLLIERS ENGINEERING & DESIGN FOR ENGINEERING SERVICES
RELATED TO PROPOSAL DATED AUGUST 23, 2023 FOR THE INSTALLATION OF A WATER MAIN
EXTENSION FOR FOUR EXISTING BUILDINGS ON FORMER FORT MONMOUTH KNOWN AS THE "600
AREA" PURSUANT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE BOROUGH OF
OCEANPORT AND THE FORT MONMOUTH ECONOMIC REVITALIZATION AUTHORITY (FMERA)**

Resolution

WHEREAS, the Borough Council adopted Resolutions #2023-259 authorizing a Memorandum of Understanding (MOU) with the Fort Monmouth Economic Revitalization Authority (FMERA) where the Borough of Oceanport will provide engineering and related services for the installation of a water main extension for four (4) existing buildings known as the "600 Area" including specifications, bidding services and observation services in the Oceanport section of Fort Monmouth; and

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

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

WHEREAS, Colliers Engineering & Design has submitted a proposal dated August 23, 2023 for provision of the requested services; and

WHEREAS, having considered the matter in concert with FMERA, the Borough now wishes to authorize the Borough Engineer, Colliers Engineering & Design to perform the engineering services for the proposal dated August 23, 2023 for an amount not to exceed \$53,400.00,

WHEREAS, funds are available for said services as indicated by the below Certification of Funds,

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

1. That the Borough of Oceanport has awarded a Professional Service Contract to Colliers Engineering & Design as Borough Engineer for 2023 and the work to be performed will be consistent with their existing contract and the Colliers proposal dated August 23, 2023 for engineering services related to the Borough's MOU with FMERA for installation of water main extension to the 600 Area in the Oceanport section of Fort Monmouth.
2. That authorization is granted for an amount not to exceed \$53,400.00 pursuant with the MOU with FMERA.
3. That the Borough Clerk shall publish a notice of the award in the Two River Times and the resolution and contract shall remain on file in the Borough Clerk's office.
4. That a certified copy of this resolution shall be provided to FMERA's Executive Director, the Borough Administrator, the Borough Engineer and the Chief Financial Officer.

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 certify that funds are available subject to the State's acceptance of Resolution #2023-_____ to amend the budget for an item of revenue not anticipated, not to exceed \$53,400.00 for the above referenced professional services contract.

Catherine D. LaPorta, CFO

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPROVING CERTIFIED LISTS FOR THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) FOR
CY 2023**

Resolution

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 2023 from:

**Hook & Ladder Fire Company
Oceanport Volunteer First Aid Squad
Port Au Peck Chemical Hose Co**

WHEREAS, the Governing Body has reviewed the certified lists 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 respective locations for each organization; 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 Volunteer First Aid & Rescue Squad, Inc

2 Pemberton Avenue
Oceanport, NJ 07757
oceanportfas@gmail.com



LOSAP Administrator
910 Oceanport Way
Oceanport, NJ 07757

To Whom It May Concern:

The following Oceanport First Aid & Rescue Squad active members have qualified for LOSAP in 2023:

- Doris Agaman
- Sue Borden
- Matthew R. Brown
- Patricia Cooper
- Darlene Crochet
- Frederick J. Filippone
- Frank S. Lippolis
- Francis J. Lippolis
- Margaret A. Lippolis
- Joseph Lombardo
- Anthony Perrelli
- William Reger
- Edward Ryan
- Jonathan M. Ryan

Sincerely,

Francis J. Lippolis

LOSAP Officer

Oceanport Vol. First Aid & Rescue Squad



Oceanport Hook & Ladder Fire Company

PO Box # 2 - Oceanport, NJ 07757
21 Main Street - Oceanport, NJ 07757
Phone/Fax (732) 542-6928



OCEANPORTHOOKANDLADDER@GMAIL.COM - WWW.OPHL.ORG

Borough of Oceanport
C/o Jeanne Smith
910 Oceanport Way
Oceanport, NJ 07757

1/15/2024

Jeanne,

Please be advised that the following members of the Oceanport Hook & Ladder Fire Company have made the required number of points to qualify for LOSAP during 2023. Please also find attached the supporting documentation.

Richard Arlt
Angelo Ciaglia
Michael Ciaglia Jr.
Kyle Crochet
Tom Crochet
Anthony Fragale
Sal LaRosa

Francis Lippolis
Michael Lippolis
Glenn Morgan
Jason Patterson
Mark Patterson
Michael Patterson
Andrew Pollard

William Reger
Edward Ryan
Jonathan Ryan
John Schneider
Tanner Shea
Anthony Veltri
Joseph Wolf

If you have any questions, please do not hesitate to reach out.

Jonathan Ryan
Captain 2022, 2023
OPH&L

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

Resolution

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 Council of the Borough of Oceanport that the following Collector's Annual Report of Receipts for the Year Ending December 31, 2023, be hereby acknowledged and accepted as submitted.

**TAX COLLECTION OFFICE
FOR THE YEAR ENDING DECEMBER 31, 2023**

Monmouth Alliance-In Lieu of Taxes	\$	5,180.00
Oceanport Assoc-In Lieu of Taxes		81,517.38
KKF University-In Lieu of Taxes		359,113.50
Return Check Fee		220.00
Interest		57,220.17
2024 Taxes Prepaid		334,762.71
2023 Taxes		28,591,903.63
2022 Taxes		201,229.10
Cost of Advertising (including TWRWA)		967.46
Outside Liens Redeemed		60,681.53
Municipal Liens Redeemed		233.03
Premium Collected from Tax Sale		16,700.00
6% Penalty		34,980.15
Due to TRWRA		2,615.62
Total	\$	29,747,324.28

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING ACACIA FINANCIAL GROUP, INC., AS FINANCIAL ADVISOR**

Resolution

WHEREAS, the Borough Council, in the Borough of Oceanport, County of Monmouth, New Jersey has a need for a financial advisor specializing in public finance to assist it in matters relating to, *inter alia*, the issuance of debt; and

WHEREAS, Acacia Financial Group, Inc., Mount Laurel, New Jersey, is a nationally recognized financial advisor with experience in public finance and is able to assist the Borough in such matters; and

WHEREAS, the Borough Council has reviewed the credentials, expertise and estimated fees of Acacia Financial Group, Inc. for the services to be provided as financial advisor and is satisfied that the services will be of the highest quality at a fair and reasonable price; and

WHEREAS, the Borough is authorized to appoint Acacia Financial Group, Inc. as financial advisor without advertising for bids since the services to be provided are professional in nature and are not anticipated to exceed \$17,500.

WHEREAS, funds shall be made available for the stated purpose in the 2024 municipal budget subject to adoption of the 2024 budget.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport, County of Monmouth, State of New Jersey, as follows:

Section 1. Acacia Financial Group, Inc., Mount Laurel, New Jersey is hereby appointed as financial advisor to the Borough of Oceanport for the period through December 31, 2024.

Section 2. The Chief Financial Officer is hereby authorized and directed to execute, on behalf of the Borough, an agreement with Acacia Financial Group, Inc. for the financial services to be rendered.

Section 3. That the agreement shall be an open-ended contract pursuant to N.J.A.C. 5:34-5.2 (B) contingent upon the availability of funds in the budget year with no firm quantities being guaranteed. Funds will be certified and encumbered by individual purchase order prior to each request for service.

Section 4. All resolutions or parts thereof, inconsistent herewith are hereby repealed and rescinded to the extent of any such inconsistency.

Section 5. This resolution shall take effect immediately upon adoption.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, hereby certify sufficient funds are available for the stated purpose in the 2024 municipal budget subject to adoption of the 2024 budget.


Catherine D. LaPorta, CFO



6000 Midlantic Drive
Suite 410 North
Mt. Laurel, NJ 08054

(856) 234-2266 Phone
(856) 234-6697 Fax

January 23, 2024

The Borough of Oceanport
910 Oceanport Way
P.O. Box 370
Oceanport, NJ 07757

Attention: Catherine LaPorta
Chief Financial Officer

Dear Ms. LaPorta:

This letter agreement (this “Agreement”), dated as of _____ (the “Effective Date”), will confirm the understanding and agreement between Borough of Oceanport (the “Client”) and Acacia Financial Group, Inc. (“Acacia”) as follows:

1. ENGAGEMENT OF ACACIA. The Client engages Acacia to perform financial advisory services in connection with the Client’s issuance of bonds and/or notes and other general consulting services as required and directed by the Client (the “Advisory Services”). The following reflects the general services provided by Acacia in connection with the issuance of municipal securities. In certain transactions fewer or additional services may be required and Acacia will provide services as determined jointly between the Client and Acacia.

- a) Assist in the development of the plan of finance including: debt structure, method of sale, terms, timing, marketing and pricing.
- b) Prepare independent cash-flows relating to debt structures including scenario analysis as appropriate and development of final numbers.
- c) Assist in the preparation of the financing schedule, distribution list, meeting agendas, and other transaction management tasks
- d) Review the preliminary and final official statements and other documents related to the marketing and issuance of bonds.
- e) Participate in meetings and conference calls with the working group and other parties.
- f) Advise on the credit rating strategy and assist with obtaining credit ratings.
- g) In negotiated transactions: (i) analyze and advise on pricing levels based on the client’s historical pricing, results of recent comparable sales in the market, current market conditions and other factors that may impact the sale (such information to be provided in pre-pricing materials) and (ii) participate in negotiations with investment banking groups regarding pricing and final terms of the security offering on behalf of the Client.

- h) In competitive transactions: (i) assist in the overall coordination of the sale process, (ii) assist in the preparation of the notice of sale and bid specifications; (iii) conduct market outreach, (iv) apply for CUSIPs as required by MSRB G-34 and (iv) independently review the bids for conformity to bid specifications and verify the true interest cost or net interest cost.
- i) Advise on direct bank loan structures including overall management of the RFP process.
- j) Assist in the evaluation and selection of underwriters/investment bankers, legal counsel, credit facility providers, trustees, verification agents, printers, and other professional service providers, including preparation of request for qualifications (RFQs) or requests for proposals (RFPs and the evaluation of statements of qualifications, proposals or bids submitted in response thereto (if requested).
- k) Monitor and evaluate refunding opportunities with respect to the Client's outstanding obligations.
- l) For refunding transactions, submit or assist with the submission of SLGS subscriptions, evaluate the efficiency of open market securities relative to SLGS and, if necessary or appropriate, prepare bid specifications and conduct the bid process for the purchase of open market securities.
- m) Analyze proposals presented by investment bankers and other parties related to the issuance of securities (as requested).
- n) Assist the Client, bond counsel and other transaction team members with the closing of the bonds and/or notes.
- o) Provide additional services as requested by the Client.

As a registered Municipal Advisor with the Municipal Securities Rulemaking Board ("MSRB") and the Securities Exchange Commission ("SEC"), Acacia also proposes to serve as Client's Independent Registered Municipal Advisor ("IRMA") for the purpose of complying with the Municipal Advisor Rule of the SEC approved on September 18, 2013.

The Client hereby acknowledges and agrees that the financial models and presentations used by Acacia in performing its Advisory Services hereunder have been developed by and are proprietary to Acacia and are protected under applicable copyright laws. The Client agrees that it will not reproduce or distribute all or any portion of such models or presentations without the prior written consent of Acacia.

2. FEES AND EXPENSES.

(a) Bond Transaction Fees. For financial advisory services rendered to the Client in connection with the sale of bonds, Acacia proposes to be compensated at a rate of \$0.85 per \$1,000 of par value issued, with a minimum fee of \$8,500 per bond issuance and maximum fee of \$15,000, inclusive of expenses.

(b) Note Transaction Fees. For financial advisory services rendered to the Client in connection with the sale of notes, Acacia proposes to be compensated at a flat rate of \$5,000 per note issuance, inclusive of expenses.

(c) Official Statement Preparation (if applicable): If requested to compile the Preliminary Official Statement/Final Official Statement for bonds or notes, Acacia proposes to be compensated \$3,500 for such services.

(d) Consulting Fees. For general consulting fees rendered to the Client not directly related to the sale of bonds or notes, the Client agrees to compensate Acacia based upon the hourly rates set forth below:

<u>Title</u>	<u>Hourly Rate</u>
Co-President/Managing Director	\$195.00/hr.
Senior Vice President	\$185.00/hr.
Vice President	\$175.00/hr.
Assistant Vice President /Associate	\$165.00/hr.
Analyst	\$150.00/hr.

Acacia will only perform financial consulting services at the express direction of the Client and will submit detailed, itemized invoices on a monthly basis.

(e) Complex Financings/Transactions. If the Client requires assistance with a financing that includes a unique and/or complex structure or requires additional services or time beyond our typical scope, Acacia and the Client will in good faith negotiate the amount of the fee payable taking into account, among other things, the size, structure and complexity of the transaction.

(f) Annual Disclosure Filing (Dissemination Agent). For services in connection with the on-going annual disclosure and the filing of certain financial information and notices in connection with the provisions of Rule 15C2-12(b)(5), Acacia proposes that compensation be an annual fee of \$750 billed at the time such services are rendered.

3. INDEMNIFICATION.

(a) The Client hereby expressly agrees to indemnify and hold harmless Acacia, its affiliates and its officers, directors, partners, limited partners, members, employees, agents, consultants and controlling persons and their respective successors and assigns (Acacia and each such person being an “Indemnified Person”), from any and all losses, claims, damages and liabilities, joint or several, to which such Indemnified Person may become subject (i) arising out of or based upon any untrue statement or alleged untrue statement of a material fact contained in the Official Statement, including documents described in or incorporated by reference, or arising out of or based upon the omission or alleged omission to state therein a material fact required to be stated therein or necessary in order to make the statements therein, in light of the circumstances under which they were made, not misleading, or (ii) arising in any manner out of or in connection with the services performed by Acacia or any other Indemnified Person or the matters that are the subject of this Agreement.

(b) The Client shall reimburse Acacia and any other Indemnified Person for all reasonable expenses (including reasonable fees and expenses of legal counsel) as incurred in connection with investigating, preparing to defend or defending, or providing evidence in or preparing to serve or serving as a witness with respect to, any lawsuits, investigations, claims or other proceedings arising in any manner out of or in connection with the services or matters that are the subject of this Agreement (including, without limitation, in connection with asserting or enforcing

rights under this Agreement and the indemnification obligations set forth herein); provided, however, that the Client shall not be liable to indemnify any Indemnified Person in respect of any loss, claim, damage, liability or expense to the extent that it is finally judicially determined that such loss, claim, damage, liability or expense resulted directly from the gross negligence or willful misconduct of such Indemnified Person.

4. TERM AND TERMINATION.

(a) Term. The appointment and authorization of Acacia under this Agreement shall commence on the Effective Date and shall terminate at the earliest of (i) a date mutually agreed upon by the Client and Acacia in writing; or (ii) upon at least thirty (30) days' prior written notice of one party to the other parties specifying the date of termination (the "Term"). Notwithstanding any such termination of this Agreement, the Client shall remain responsible for any fees accrued during the Term, and the reimbursement of Acacia's expenses pursuant to Paragraph 2 of this Agreement incurred during the Term and not yet paid.

(b) Survival. The provisions of Paragraphs 3, 4, 7 and 8 of this Agreement shall survive the termination of this Agreement.

5. ACACIA'S DISCLOSURES PURSUANT TO MSRB RULE G-42

(a) Conflicts of Interest. Acacia receives compensation for municipal advisory activities to be performed that (i) is contingent upon the size of the transaction, which could create an incentive to otherwise increase the size of a transaction; or (ii) is contingent upon the closing of the transaction, which could create an incentive to otherwise close a transaction. Acacia manages this conflict by implementing written policies and procedures for supervision that ensure that Acacia adheres to its fiduciary duties to its municipal advisory clients. Acacia is not aware, after reasonable inquiry, of any other actual or potential material conflict of interest that could reasonably be anticipated to impair its ability to provide advice to or on behalf of its clients in accordance with its fiduciary duties to its clients.

(b) Legal or Disciplinary Events. Acacia does not have any legal or disciplinary events that are material to a client's evaluation of Acacia or the integrity of Acacia's management or advisory personnel, nor does Acacia have any legal or disciplinary events that are required to be disclosed on its Forms MA and MA-I, which are filed with the SEC. Copies of Acacia's most recent Forms MA and MA-I are accessible on the SEC's EDGAR system Company Search Page at <https://www.sec.gov/edgar/searchedgar/companysearch.html> by searching for either Acacia Financial Group, Inc. or Acacia's CIK number, which is 0001613001. Acacia has not made any material change or addition to the legal or disciplinary event disclosures on any Form MA or Form MA-I filed with the SEC since Acacia's initial filing of Form MA on July 25, 2014. On June 1, 2017, Acacia's principal place of business changed and a revised Form MA was filed on June 7, 2017 and MA-I filed on June 5, 2017.

6. ACACIA'S DISCLOSURES PURSUANT TO MSRB RULE G-10. Pursuant to MSRB Rule G-10, on Investor and Municipal Advisory Client Education and Protection, Municipal Advisors (such as Acacia Financial Group, Inc.) are required to provide certain written information to their municipal entity and obligated person clients which includes the following:

(a) Acacia Financial Group, Inc. is currently registered as a Municipal Advisor with the SEC and the MSRB.

(b) Within the MSRB website at <https://msrb.org/sites/default/files/2022-09/MSRB-MA-Clients-Brochure.pdf>, municipal entity and obligated person clients of Acacia Financial Group, Inc. may obtain the Municipal Advisory client brochure that is posted on the MSRB website. The brochure describes the protections that may be provided by the MSRB Rules along with how to file a complaint with financial regulatory authorities.

7. DISPUTE RESOLUTION. All disputes, claims or controversies arising out of or in any way relating to this Agreement or the services rendered by Acacia (including with respect to enforcement of this Agreement) that are not resolved by mutual agreement shall be resolved solely and exclusively by binding arbitration to be conducted before the American Arbitration Association (the “AAA”). Arbitration proceedings shall be held in New Jersey before a single arbitrator and shall be conducted in accordance with the commercial arbitration rules of the AAA unless specifically modified herein.

8. MISCELLANEOUS.

(a) Reliance on Client Information. Acacia may conclusively rely on the accuracy and completeness of the information provided to Acacia by the Client or the Client’s representatives, including current and historical information with respect to the operations, assets, liabilities, and financial condition of the Client (the “Information”), and the Client acknowledges that Acacia has not been retained to (nor will it) independently verify any of such Information.

(b) Independent Contractor Status. The legal relationship of the Client and Acacia created by this Agreement is one of independent contractors only and no employer/employee, master-servant, co or joint ventures, licensor-licensee, partnership or other such relationship is intended or shall be deemed or construed.

(c) No Liability. The Client agrees that neither Acacia nor any of its controlling persons, affiliates, partners, directors, officers, employees, agents, advisors or consultants shall have any liability to the Client or any person asserting claims on behalf of or in right of the Client for any losses, claims, damages, liabilities or expenses arising out of or relating to this Agreement or the services to be rendered by Acacia hereunder, unless and until it is finally judicially determined that such losses, claims, damages, liabilities or expenses resulted directly from the gross negligence or willful misconduct of Acacia.

(d) Successors and Assigns. The benefits of this Agreement shall inure to the respective successors and assigns of the parties hereto and of the Indemnified Persons, and the obligations and liabilities assumed in this Agreement by the parties hereto shall be binding upon their respective successors and assigns. Other than pursuant to Paragraph 3, nothing in this Agreement is intended to confer upon any other person (including stockholders, employees or creditors of the Client) any rights or remedies hereunder or by reason hereof.

(e) Blue Pencil/Waiver. The invalidity or unenforceability of any provision of this Agreement shall not affect the validity or enforceability of any other provisions of this Agreement,

which shall remain in full force and effect. Any of the terms and conditions of this Agreement may be waived at any time and from time to time in a writing signed by the party entitled to the benefit thereof, but a waiver in one instance shall not be deemed to constitute a waiver in any other instance. A failure to enforce any provision of this Agreement shall not operate as a waiver of this provision or of any other provision hereof.

(f) Entire Agreement. This Agreement constitutes the entire understanding and agreement between the Client and Acacia with respect to the subject matter hereof and supersedes all prior understandings or agreements between and among the parties with respect thereto, whether oral or written, express or implied. This Agreement may not be amended or modified except in a writing signed by each of the parties hereto. No party may assign this Agreement to any entity other than an affiliated or related entity without the prior written consent of the other parties.

(g) Counterparts. This Agreement may be executed in any number of counterparts, by original, facsimile or electronic signature, each of which shall be deemed to be an original and all of which together shall be deemed to be the same agreement.

(h) Governing Law. THIS AGREEMENT AND, TO THE FULLEST EXTENT PERMITTED BY APPLICABLE LAW, ALL MATTERS ARISING OUT OF OR RELATING IN ANY WAY TO THIS AGREEMENT, SHALL BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF NEW JERSEY (WITHOUT GIVING EFFECT TO THE CONFLICTS OF LAW PROVISIONS THEREOF).

Contact Information:

- In the event that you need to contact us on an emergency basis, please note the following:
 - Key Individual Contact – Jennifer G. Edwards
 - Phone Numbers:
 - Office – 856-234-2266
 - Cell – 856-912-2790
 - Email Addresses:
 - jedwards@acaciafin.com
 - jenedwards728@yahoo.com (back-up)
 - Alternate Mailing Address;
 - 1620 Chester Avenue, Manchester, New Jersey 08759

[Signature page to follow]

If the foregoing correctly sets forth the understanding and agreement among Acacia and the Client, please so indicate in the space provided for that purpose below, whereupon this Agreement shall constitute a binding agreement as of the Effective Date.

Sincerely,

ACACIA FINANCIAL GROUP, INC.

By: 
Name: Kim M. Whelan
Title: Co-President

Accepted by:

BOROUGH OF OCEANPORT

By: _____
Name: Catherine LaPorta
Title: Chief Financial Officer

[signature page to engagement letter]

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPROVING REBEKAH CROCHET FOR OCEANPORT FIRST AID MEMBERSHIP**

Resolution

WHEREAS, Rebekah Crochet, West Long Branch, has submitted a Membership Application to join the Oceanport Volunteer First Aid & Rescue Squad; and

WHEREAS, the application has been approved and accepted by the Squad membership, approved by the First Aid Captain and received Police Chief designation of suitable for service,

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Oceanport that the First Aid Department Membership Application of Rebekah Crochet is hereby approved.

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

Tuesday, January 16, 2024

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

Reference: Rebekah Crochet, 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:

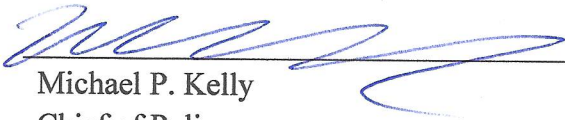
 X

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

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE EXECUTION OF THE 2024 ANNUAL LETTER TO THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION, DIVISION OF AVIATION, FOR THE ENDORSEMENT OF THE
MONMOUTH PARK HELIPORT LOCATION SUBJECT TO CERTAIN CONDITIONS**

Resolution

WHEREAS, the New Jersey Department of Transportation, Division of Aviation, has oversight of the Monmouth Park Racetrack heliport located in the parking lot on the southwest corner of the intersection of Port Au Peck Avenue and Oceanport Avenue; and

WHEREAS, Monmouth Park Racetrack is required to obtain an annual license granting authorization for use of the heliport; and

WHEREAS, the heliport site was selected and made subject to various conditions by then Commissioner Haley in a letter dated July 31, 1998 which are as follows:

1. Operation is restricted to the hours between official sunrise and sunset. Operations are to be conducted under VFR conditions.
2. Adequate policing shall be furnished to keep the public at a safe distance from the landing area.
3. No more than 10 flights will be utilized at this location on an annual basis. If the traffic increases beyond 10 flights per year, the endorsement will be withdrawn, and the Borough will seek the appropriate relief.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport that the Borough Administrator is hereby authorized to provide endorsement of the continued use of the heliport site subject to the conditions stipulated and agreed to by representatives of Monmouth Park Racetrack.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE MONMOUTH COUNTY MOSQUITO COMMISSION TO CONDUCT AERIAL
MOSQUITO CONTROL OPERATIONS WITHIN THE BOROUGH OF OCEANPORT FOR CY2024**

Resolution

WHEREAS, the Monmouth County Board of Chosen Commissioners, pursuant to N.J.S.A. 26:9-27 et. seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county of Monmouth; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated “congested area”, the County is required, pursuant to Federal Aviation Administration Regulations (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Oceanport is designated as a “congested area” by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed serial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquito constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. The County shall utilize pesticides, application equipment and aircraft that are approved by the applicable Federal (USEPA) and State (NJDEP) agencies; and
 - b. Such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. The County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operation.

COUNTY OF MONMOUTH
DEPARTMENT OF HUMAN SERVICES
MOSQUITO CONTROL DIVISION

Thomas A. Arnone, *Commissioner Director*

Ross Licitra, *Commissioner Deputy Director*

Susan M. Kiley, *liaison*

Nick DiRocco

Erik Anderson



Teri O'Connor
County Administrator

Peter Donell Boynton
Director of Human Services

Victoria C. Thompson
Superintendent, Mosquito Control Division

1901 Wayside Road
Tinton Falls, NJ 07724
Tel: 732-542-3630

RECEIVED

JAN 17 2024

Borough of Oceanport

January 12, 2024

Dear Municipal Clerk:

Please find enclosed the following items:

1. Annual request for resolution authorizing aerial operations within your jurisdiction with sample resolution. Please consider resolution before April, 2024.
2. Mosquito Madness flyer: tire pickup program is open to all residents in Monmouth County. Please share with residents through your website, social media posts or newsletters.
3. Community Day information: please provide information about community days and any other events where we can share information about mosquitoes, ticks, and our free services.

If you have any questions, please contact me at 732-542-3630, ext. 4222 or victoria.thompson@co.monmouth.nj.us.

Sincerely,

Vicki Thompson
Superintendent

Enclosures

**COUNTY OF MONMOUTH
DEPARTMENT OF HUMAN SERVICES
MOSQUITO CONTROL DIVISION**

Thomas A. Arnone, *Commissioner Director*

Ross F. Licitra, *Commissioner Deputy Director*

Susan M. Kiley, *liaison*

Nick DiRocco

Erick Anderson



Teri O'Connor
County Administrator

Peter Donell Boynton
Director of Human Services

Victoria C. Thompson
Superintendent, Mosquito Control Division

January 12, 2024

1901 Wayside Road
Tinton Falls, NJ 07724
Tel: 732-542-3630

Dear Municipal Clerk:

The Monmouth County Mosquito Control Division runs a countywide mosquito control program to protect residents from mosquito-borne diseases and maintain a comfort level suitable to enjoy outdoor activities. An important component of this program is the application of mosquito pesticides using the County helicopter in select areas of the county that produce or harbor high numbers of mosquitoes.

Prior to conducting aerial applications over an area designated "congested" by the Federal Aviation Administration, the Mosquito Control Division is required, pursuant to FAR Part 137.51, to secure written approval from the governing body of the political subdivision over which the aircraft is to be operated. To assist this process, I have enclosed a brief sample resolution for consideration by the governing body.

For your information, the Mosquito Control Division anticipates resuming the aerial surveillance and treatment program on or about April 1, 2024 and possibly continuing as late as November 30, 2024. Normally, the treatment areas are restricted to large tracts of standing water in undeveloped parts of the county where mosquito larvae thrive. Each time the Division undertakes aerial larval control applications in your municipality, your local police department will be notified beforehand.

The Mosquito Control Division conducts adult mosquito control with truck-mounted spray equipment. The Division would only consider aerial mosquito control in developed areas if the public health risk from West Nile virus, Eastern Equine Encephalitis virus or other mosquito-borne disease warrants such action. If the helicopter were to be used, the municipal administrator, police and health officer would be contacted as well as the public notified in accordance with pesticide regulations, NJAC 7:30. The County would also adhere to all additional FAA and NJDOT regulations.

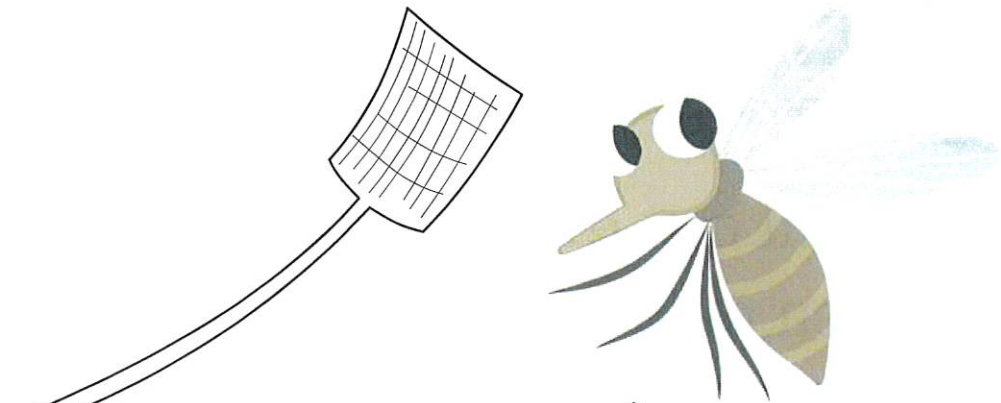
Please execute and return an adopted resolution as soon as possible, **preferably before April 1, 2024**. If you have any questions or concerns about the resolution or our program, please call me at 732-542-3630 or e-mail victoria.thompson@co.monmouth.nj.us. I would be glad to answer questions regarding our program or the products we use. The cooperation of the governing body is greatly appreciated.

Sincerely,

Victoria C. Thompson

Victoria Thompson
Superintendent

Enclosure



We Would
LIKE TO JOIN YOU
At Community Days and Health Fairs



**THE MONMOUTH COUNTY MOSQUITO CONTROL DIVISION STRIVES
TO EDUCATE THE PUBLIC ABOUT TICKS, MOSQUITOES, AND THE
SERVICES WE PROVIDE.**

**PLEASE EMAIL MARISSA.MASCARO@CO.MONMOUTH.NJ.US OR
CALL (732)-542-3630 EXT 3220 FOR MORE INFORMATION AND
COORDINATION.**

**ALSO ASK ABOUT OUR BROCHURES THAT ARE CURRENTLY
AVAILABLE.**



Event Form

Please fill out event details and return to
marissa.mascaro@co.monmouth.nj.us

Contact Name:

Contact Email:

Municipality:

Event:

Date:

Event Time:

Set Up Time:

Address of Event:

Will table and chairs be provided?



Mosquito Madness Tire Pick-up Program



Tires stored outside hold enough rainwater for mosquitoes to grow. One tire can produce more than 10,000 biting mosquitoes.

Help protect your family and friends from mosquitoes by taking part in the 2024 tire pick-up program.

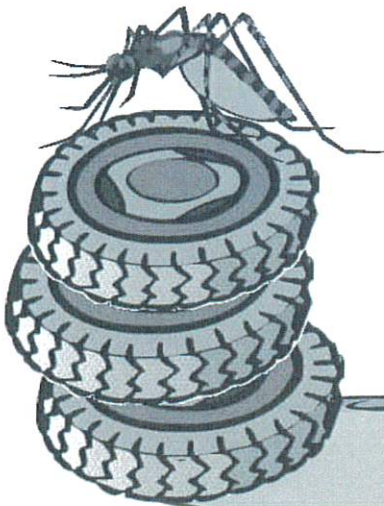
Monmouth County Mosquito Control personnel will come to your property and pick up as many as **10 car tires without rims** – you do not need to bring the tires to the curb!

Call 732-542-3630 to make arrangements TODAY!

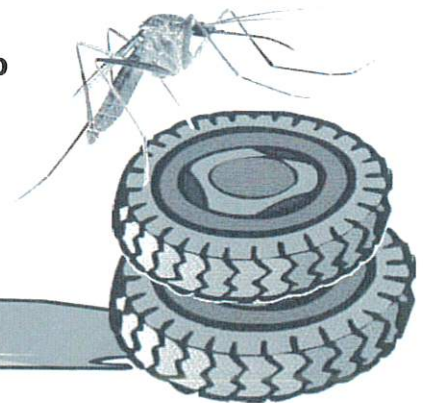
You'll need to provide your name, address, number of tires and the location of the tires on your property.

Tires will be picked up between
February 1 and March 31, 2024

If you have tires you want to keep,
store them inside or securely cover



visitmonmouth.com/mosquito
732-542-3630



Mosquito Madness is a program of the Monmouth County Board of County Commissioners

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDUCTION TO THE PERFORMANCE GUARANTEES POSTED BY M.P.C.C., II, LLC
FOR THE PROJECT KNOWN AS CRESCENT PLACE ON STREET PARKING PROJECT RELATED TO 2
CRESCENT PLACE, BLOCK 127, LOT 4**

Resolution

WHEREAS, M.P.C.C., II, LLC has requested a Reduction of the Performance Guarantees posted for the Crescent Place On Street Parking development located near Block 127, Lot 4; and

WHEREAS, the following Performance Guarantee is currently in place:

1. Cash Guarantee in the amount of \$423,990.00

WHEREAS, the Borough Engineer has reviewed and approved the reduction of the Performance Guarantee in a letter report dated January 26, 2024 for the following amount:

2. Reduction of the Cash Guarantee to not less than \$127,197.00

WHEREAS, the Borough Council of the Borough of Oceanport has considered the application and the report of the Borough Engineer for this project;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey, that the Cash Guarantee is hereby reduced to the 30% minimum from \$423,990.00 to not less than \$127,197.00 subject to payment of all outstanding invoices for professional services and a positive inspection fee account balance for services as inspections continue through completion.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to sign or issue any appropriate documentation to effectuate the within resolution.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to issue a check to M.P.C.C., II, LLC, c/o G.B. Ltd. Oper. Co., Inc., 63 West Main Street, Suite B, Freehold, New Jersey 07728, for the amount reduced less any amounts necessary to satisfy outstanding escrow and inspection charges.

101 Crawfords Corner Road
Suite 3400
Holmdel, New Jersey 07733
Main: 877 627 3772



January 26, 2024

VIA EMAIL

Jeanne Smith, RMC
Borough of Oceanport
910 Oceanport Way
Oceanport, NJ 07757

MPCC II – Crescent Place Improvements
Performance Guarantee Reduction
Block 127, Lot 4
Borough of Oceanport, Monmouth County, New Jersey
Colliers Engineering & Design Project No. OPC-0127

Dear Ms. Smith,

Our office performed a site inspection regarding release of the Performance Guarantee posted for the above-referenced site. The project currently has outstanding punch list items. Therefore, we recommend the Performance Guarantee cash posting be reduced to \$127,197.00, which is the maximum reduction permitted under the Land Use Law, subject to the payment of all outstanding professional fees.

Should you have questions or require additional information, please do not hesitate to contact me directly.

Sincerely,

Colliers Engineering & Design

A handwritten signature in blue ink, appearing to read "W. H. White, III".

William H.R. White, III, PE, PP, CME, CFM, CPWM
Oceanport Borough Engineer

WHW/

cc: Anthony Monaco, Esq. (via email)

R:\Projects\I-M-P\Opc\OPC0127\Correspondence\OUT\240126_whw_smith_bond_release.docx

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY ACCEPTING DEDICATION OF CARTY AVENUE FROM THE FORT MONMOUTH ECONOMIC REVITALIZATION AUTHORITY

WHEREAS, under the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et. seq., the Borough of Oceanport (the "Borough") is authorized to acquire real property or any interest in real property by donation or dedication; and

WHEREAS, the Fort Monmouth Economic Revitalization Authority ("FMERA") seeks to dedicate Carty Avenue to the Borough of Oceanport located in a portion of Block 110, Lot 1 on the Borough of Oceanport's tax map and as specifically set forth in the attached Description of Carty Avenue Roadway Dedication prepared by T&M Associates dated November 6, 2023 in order to implement the FMERA Reuse and Redevelopment Plan;

WHEREAS, the Borough Council finds it is in the best interests of the Borough and its residents to accept the dedication of Carty Avenue from FMERA as a completely improved public right-of-way within Fort Monmouth; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey, that it hereby accepts the dedication and assumes ownership of Carty Avenue from FMERA as set forth in the attached Description of Carty Avenue Roadway Dedication prepared by T&M Associates dated November 6, 2023 and the Mayor is authorized to execute a Deed of Roadway Dedication in a form approved by the Borough Attorney.

IT IS FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

IT IS FURTHER ORDAINED that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

IT IS FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

APPROVED ON FIRST READING

DATED: February 15, 2024

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: March 21, 2024

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor



November 6, 2023

**DESCRIPTION OF CARTY AVENUE ROADWAY DEDICATION
PORTION OF LOT 1 IN BLOCK 110
BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY**

Being the intent to describe all that certain tract or parcel of land being known as Carty Avenue Roadway Dedication, portion of Lot 1 in Block 110 in the Borough of Oceanport, as shown on the plan entitled, "*FORT MONMOUTH ECONOMIC REVITALIZATION AUTHORITY, PORTION OF LOT 1 IN BLOCK 110, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, EXHIBIT MAP SHOWING CARTY AVENUE DEDICATION*," prepared by T&M Associates, dated November 6, 2023.

BEGINNING at a point on the southerly R.O.W. line of Carty Avenue (50 feet wide R.O.W.), said point also being the intersection of said line with the westerly R.O.W. line of Barton Avenue (50 feet wide R.O.W.), Said point bearing New Jersey State Plane Coordinates (N.A.D. 1983) North 541,327.58 and East 621,504.67, being the following two courses from the intersection of the westerly R.O.W. line of Barton Avenue and northerly R.O.W. line of Sherill Avenue (A.K.A. C.R.-537A) (60 feet wide R.O.W.), said intersection point being designated as the Point of Commencement as shown on the aforesaid map, bearing the New Jersey State Plane Coordinates (N.A.D. 1983) North 541,092.85 and East 621,600.98:

- A. Along the northwesterly Right of Way (R.O.W.) line of Sherill Avenue, having been established as the boundary line of East Gate Parcel (Formerly Officer Housing Parcel) in Deed Book 9211, Page 43 as recorded with the Monmouth County Clerk's Office, on a curve to the left, having a radius of 15.00 feet, a central angle of 122 degrees 54 minutes 22 seconds, a chord bearing of North 33 degrees 54 minutes 39 seconds East and distance of 26.35 feet, an arc distance of 32.18 feet to a point; thence
- B. North 27 degrees 32 minutes 32 seconds East, along the westerly R.O.W. line of Barton Avenue, having been established as the boundary line of East Gate Parcel (Formerly Officer Housing Parcel) in Deed Book 9211, Page 43 as recorded with the Monmouth County Clerk's Office, a distance 240.06 feet to the point of BEGINNING, and running; thence
 1. Along the southerly Right of Way (R.O.W.) line of Carty Avenue, having been established as the boundary line of East Gate Parcel (Formerly Officer Housing Parcel) in Deed Book 9211, Page 43 as recorded with the Monmouth County Clerk's Office, on a curve to the left, having a radius of 30.00 feet, a central angle of 057 degrees 10 minutes 14 seconds, a chord bearing of North 56 degrees 07 minutes 39 seconds East and distance of 28.71 feet, an arc distance of 29.93 feet to a point; thence
 2. North 84 degrees 42 minutes 46 seconds West, along the southerly R.O.W. line of Carton Avenue, having been established as the boundary line of East Gate Parcel (Formerly Officer Housing Parcel) in Deed Book 9211, Page 43 as recorded with the Monmouth County Clerk's Office, a distance of 506.47 feet to a point; thence

November 6, 2023

**DESCRIPTION OF CARTY AVENUE ROADWAY DEDICATION
PORTION OF LOT 1 IN BLOCK 110
BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY**

3. North 62 degrees 36 minutes 07 seconds East, along the northwesterly R.O.W. line of Carty Avenue, having been established as the boundary line of Lodging Parcel, a distance of 92.58 feet to a point; thence
4. South 84 degrees 42 minutes 46 seconds East, along the northerly R.O.W. line of Carty Avenue, having been established as the boundary line of Lodging Parcel, a distance of 357.59 feet to a point of curvature; thence
5. Along the northerly R.O.W. line of Carty Avenue, having been established as the boundary line of Lodging Parcel, on a curve to the left, having a radius of 30.00 feet, a central angle of 122 degrees 49 minutes 31 seconds, a chord bearing of North 33 degrees 52 minutes 14 seconds East and distance of 52.69 feet, an arc distance of 64.31 feet to a point; thence
6. South 27 degrees 32 minutes 32 seconds East, along the westerly R.O.W. line of Barton Avenue, a distance 130.90 feet to a point of place of BEGINNING.

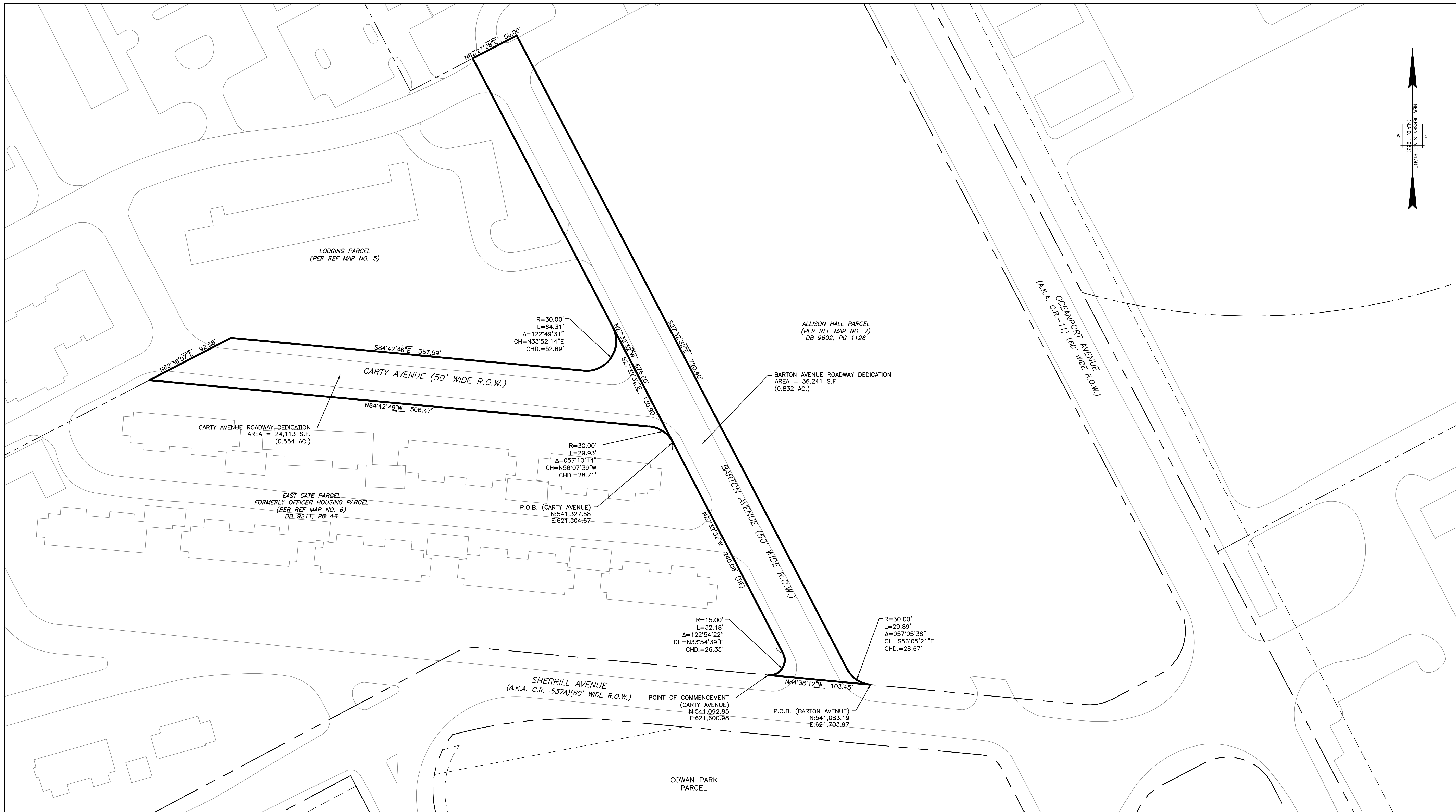
Containing an area of 24,113 square feet more or less (0.554 acres).

The above description is and is intended to be all that Carty Avenue Roadway Dedication being a portion of Lot 1 in Block 110 in the Borough of Oceanport.

DESCRIPTION PREPARED BY:
T&M ASSOCIATES

MICHAEL S. FINNEGAN, P.L.S.
NEW JERSEY LICENSE NO. GS34851

G:\Projects\FMRA\00026\Right of Way\Descriptions\FMRA-00026_Carty Avenue Dedication_Description.docx



GENERAL NOTES:

1. THE PREMISES SHOWN HEREON WERE SURVEYED WITHOUT THE BENEFIT OF A TITLE REPORT AND MAY BE SUBJECT TO SUCH FACTS AS DISCLOSED THEREIN. THE PROPERTY MAY BE SUBJECT TO THE FOLLOWING:
 - RIGHTS OR CLAIMS OF PARTIES IN POSSESSION SHOWN BY THE PUBLIC RECORD
 - RIGHTS OR CLAIMS OF PARTIES IN POSSESSION NOT SHOWN BY THE PUBLIC RECORD
 - EASEMENTS OR CLAIMS OF EASEMENTS SHOWN BY THE PUBLIC RECORD
 - EASEMENTS OR CLAIMS OF EASEMENTS NOT SHOWN BY THE PUBLIC RECORD
 - RESTRICTIVE COVENANTS NOTED THEREIN
2. PLANIMETRIC AND TOPOGRAPHIC FEATURES SHOWN HEREON ARE DRAWN IN ACCORDANCE WITH MONMOUTH COUNTY GIS.
3. HORIZONTAL DATUM IS NEW JERSEY STATE PLANE COORDINATE (N.A.D. 1983), VERTICAL DATUM IS NORTH AMERICAN VERTICAL DATUM (N.A.V.D. 1988).

REFERENCE MAPS:

1. TAX MAP, BOROUGH OF EATONTOWN, MONMOUTH COUNTY, NEW JERSEY, SHEET NO. 3, DATED AUGUST 2002, REVISED THROUGH DECEMBER, 2014.
2. TAX MAP, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, SHEET NOS. 2, 3, 7, & 8, REVISED THROUGH DECEMBER 1985.
3. MAP ENTITLED "FORT MONMOUTH, PHASE TWO PARCEL, ENVIRONMENTAL 'CARVE-OUT' PARCELS," BOROUGH OF EATONTOWN, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, ALTA/ACSM LAND TITLE SURVEY, BLOCK 301, LOT 1 (EATONTOWN), BLOCK 110, LOTS 1, 2, 3, 4, & 6 (OCEANPORT)" PREPARED BY LANGAN, DATED JANUARY 22, 2015, REVISED THROUGH APRIL 28, 2017.
4. MAP ENTITLED "FORT MONMOUTH MAIN POST, BOROUGH OF EATONTOWN, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, ALTA/ACSM LAND TITLE SURVEY, BLOCK 301, LOT 1, RUSSELL AVENUE, BLOCK 110, LOTS 1,2,3,4, & 6 (OCEANPORT), SHEET 7 OF 9" PREPARED BY LANGAN, DATED JANUARY 27, 2017.
5. MAP ENTITLED "FORT MONMOUTH MAIN POST LODGING AREA PARCEL, BOROUGH OF EATONTOWN, MONMOUTH COUNTY, NEW JERSEY, BOUNDARY SURVEY, BLOCK 110, PORTION OF LOT 1," PREPARED BY LANGAN, REVISED THROUGH NOVEMBER 14, 2018.
6. MAP ENTITLED "FORT MONMOUTH OFFICER HOUSING, 27.5 ACRE PARCEL, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, ALTA/ACSM, LAND TITLE SURVEY, BLOCK 110, PORTION OF LOT 1," PREPARED BY LANGAN, DATED SEPTEMBER 12, 2014.
7. MAP ENTITLED "FORT MONMOUTH MAIN POST, ALLISON HALL PARCEL, BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY, BOUNDARY SURVEY, BLOCK 110 LOT 1," PREPARED BY LANGAN, REVISED THROUGH MAY 9, 2022.

40' 20' 0 40' 80'

1" = 40'

FORT MONMOUTH ECONOMIC REVITALIZATION AUTHORITY
PORTION OF LOT 1 IN BLOCK 110

MONMOUTH ECONOMIC REVITALIZATION AUTHORITY
PORTION OF LOT 1 IN BLOCK 110
BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY



NEW JERSEY BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS
CERTIFICATE OF AUTHORIZATION 24GA27967500

OFFICES LOCATED IN:
CALIFORNIA, INDIANA, KENTUCKY,
MASSACHUSETTS, MICHIGAN, NEW JERSEY,
OHIO AND PENNSYLVANIA

DESIGNED BY

CHECKED BY	
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DRAWN BY

DATE _____

SCALE

PROJ. NO.	
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DRAWING

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SHEET

1

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Packet Pg. 42

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE GOVERNING BODY TO ENTER EXECUTIVE SESSION, FEBRUARY 1, 2024**

**Resolution #2024-58
02/1/24**

WHEREAS, the Mayor & Council of the Borough of Oceanport are subject to the requirements of the Open Public Meeting Act N.J.S.A. 10:4-6 et seq.; and

WHEREAS, the Open Public Meetings Act of the State of New Jersey generally requires that all meetings of public bodies be open to the public; and

WHEREAS, the Open Public Meetings Act further provides that a public body may exclude the public from a portion of a meeting at which time the public body discusses items enumerated in the Open Public Meetings Act at N.J.S.A. 10:4-12b, which items are recognized as requiring confidentiality; and

WHEREAS, it is necessary and appropriate for the Mayor & Council of the Borough of Oceanport to discuss certain matters in a meeting not open to the public consistent with N.J.S.A. 10:4-12b.

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Council of the Borough of Oceanport, pursuant to the Open Public Meetings Act of the State of New Jersey, as follows:

1.) The Mayor & Council shall hold a closed meeting from which the public shall be excluded on **February 1, 2024**.

2.) The general nature of the subjects to be discussed at said closed meeting shall be related to

_____ N.J.S.A. 10:4-12(b)(1)	<i>Matters Required by Law to be Confidential</i>
_____ N.J.S.A. 10:4-12(b)(2)	<i>Matters Where the Release of Information Would Impair the Right to Receive Funds</i>
_____ N.J.S.A. 10:4-12(b)(3)	<i>Matters Involving Individual Privacy</i>
_____ N.J.S.A. 10:4-12(b)(4)	<i>Matters Relating to Collective Bargaining Agreements</i>
<u> X </u> N.J.S.A. 10:4-12(b)(5)	<i>Matters Relating to the Purchase, Lease or Acquisition of Real Property</i>
	<i>- Potential Open Space Acquisition</i>
_____ N.J.S.A. 10:4-12(b)(6)	<i>Matters Relating to Public Safety and Property</i>
_____ N.J.S.A. 10:4-12(b)(7)	<i>Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege</i>
_____ N.J.S.A. 10:4-12(b)(8)	<i>Matters Relating to the Employment Relationship</i>
_____ N.J.S.A. 10:4-12(b)(9)	<i>Matters Relating to the Potential Imposition of a Penalty</i>

3.) The minutes of said closed meeting shall be made available for disclosure to the public consistent with N.J.S.A. 10:4-13, when the items which are subject of the closed session discussion are resolved and a reason for confidentiality no longer exists.

BE IT FURTHER RESOLVED that formal action may be taken after the Executive Session.