

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
January 16, 2014**

Meeting called to order.

Statement of Compliance with Open Public Meetings Act.

This meeting complies with the Open Public Meeting Act by publication of this location, date and time in the Asbury Park Press and the LINK News on January 9, 2014 and by the posting of same on the municipal bulletin board and Borough Web Site.

Flag salute.

Invocation.

Roll call.

CONSENT AGENDA

- #2014-035A 1. Resolution authorizing the payment of bills.
- #2014-036 2. Resolution authorizing Tax Sale Certificate #10-00011 Redemption Block 121, Lot 3.01
- #2014-037 3. Resolution authorizing Tax Sale Certificate #13-00016 Redemption Block 121, Lot 3.01
- #2014-038 4. Resolution authorizing Tax Refund Due to Appeal Block 70, Lot 7.02
- #2014-039 5. Resolution authorizing Tax Refund Due to Appeal Block 11, Lot 25
- #2014-040 6. Resolution authorizing 2013 budget appropriation transfers
- #2014-041 7. Resolution authorizing supplemental contract for L+C Design Consultants
- 8. Approval of the Executive Session Minutes of November 7, 2013
- 9. Approval of the Executive Session Minutes of December 4, 2013

ADMINISTRATOR'S REPORT:

COMMITTEE REPORTS:

COUNCILMAN BERTEKAP (Parks & Recreation)

- #2014-042 1. Resolution awarding 2014 Contract for General Architectural Services

COUNCILMAN GALLO (Public Works & Engineering)

COUNCILMAN IRACE (Public Safety)

COUNCILWOMAN KAHLE (Health & Human Services)

COUNCILMAN LYNCH (Finance & Administration)

COUNCILMAN PAGLIA (Planning & Development)

- 1. Introduction of an Amendment to the Salary Ordinance

MAYOR MAHON:

- #2014-043 1. Appointment to Two Rivers Water Reclamation Authority

Petitions from the public

Executive Session: *Litigation, Negotiations, Land Acquisition, Attorney/Client Privilege*

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
January 16, 2014

The Regular Meeting of the Oceanport Mayor and Council was called to order on January 16, 2014 at 8:23 P.M. with the Statement of Compliance with the Open Public Meetings Act given by Mayor Mahon.

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

PLEDGE OF ALLEGIANCE: Mayor Mahon led the audience and members of the Council in the flag salute.

MEMBERS PRESENT: Councilpersons Bertekap, Gallo, Irace, Kahle, Lynch, Paglia and Mayor Mahon

OFFICIALS PRESENT: Borough Clerk, Jeanne Smith, Borough Administrator John O. Bennett, Borough Attorney, Scott Arnette, Borough Engineer William White

CONSENT AGENDA: Mayor Mahon described 3 additional items added from Workshop. Councilman Bertekap made a motion to approve the consent agenda which was seconded by Councilman Irace and approved by Council with the exception of Councilwoman Kahle whom abstained from Item 8, Councilman Lynch whom abstained from Items 8 and 9 and Councilman Paglia whom abstained from Item 8.

CONSENT AGENDA

- #2014-035A 1. Resolution authorizing the payment of bills.
- #2014-036 2. Resolution authorizing Tax Sale Certificate #10-00011 Redemption Block 121, Lot 3.01
- #2014-037 3. Resolution authorizing Tax Sale Certificate #13-00016 Redemption Block 121, Lot 3.01
- #2014-038 4. Resolution authorizing Tax Refund Due to Appeal Block 70, Lot 7.02
- #2014-039 5. Resolution authorizing Tax Refund Due to Appeal Block 11, Lot 25
- #2014-040 6. Resolution authorizing 2013 budget appropriation transfers
- #2014-041 7. Resolution authorizing supplemental contract for L+C Design Consultants
- 8. Approval of the Executive Session Minutes of November 7, 2013
- 9. Approval of the Executive Session Minutes of December 4, 2013
- #2014-044 10. Resolution authorizing award of contract for demolition and site clearing of BBB Park restroom site
- #2014-045 11. Resolution authorizing award of contract for design and construction of BBB Park Pavilion
- 12. Approval of Fire Department Membership Application for Michael Robertson

ADMINISTRATOR'S REPORT: Mr. Bennett stated his items would be reported in Executive Session.

COMMITTEE REPORTS:

COUNCILMAN BERTEKAP:

- #2014-042 1. Resolution awarding 2014 Contract for General Architectural Services

Councilman Bertekap presented a resolution to award the contract for general architectural services to Sonnenfeld & Trocchia and then moved to approve which was seconded by Councilman Irace.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COUNCILMAN GALLO: Councilman Gallo had no report and one item for Executive Session concerning staff for Department of Public Works

COUNCILMAN IRACE: Councilman Irace had no report.

COUNCILWOMAN KAHLE: Councilwoman Kahle reported on the Environmental Commission's reorganization meeting, changes in the process of water sampling which had some concerns and was being reviewed by the environmental scientist, area 1499 on Fort Monmouth next to marina which was previously remediated but would continue being monitored as NJDEP requirements had changed, that baseline groundwater sampling had been performed and would be released after legal review.

COUNCILMAN LYNCH: Councilman Lynch had no report.

COUNCILMAN PAGLIA:

1. Introduction of an Amendment to the Salary Ordinance

Councilman Paglia called for the introduction of **AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO FIX AND DETERMINE THE SALARIES OF CERTAIN BOROUGH OFFICIALS"** and then asked the Clerk to read the proposed Ordinance by title only, after which Councilman Paglia moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of February 6, 2014 and to advertise same in accordance with the law and was seconded by Councilwoman Kahle.

The Clerk called roll:

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

The Clerk stated that the motion carried.

MAYOR MAHON:

#2014-043

1. Appointment to Two Rivers Water Reclamation Authority

Mayor Mahon presented a resolution reappointing John Bonforte as Oceanport's representative to the Two Rivers Water Reclamation Authority which was moved by Councilman Irace and seconded by Councilwoman Kahle.

The Clerk called roll:

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

The Clerk stated that the motion carried.

PUBLIC:

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

Mr. Brocklebank, 40 Sagamore Ave., asked the Council to take action to provide for a means by which the public could hear the business being conducted as he could not hear. Ms. Smith advised that the microphones were for recording purposes only and that there had been a similar request made to the Planning Board which was being looked into.

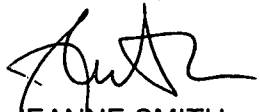
As no one else from the public wished to be heard that portion of the meeting was closed.

At 8:36 p.m. the Clerk read a Resolution authorizing the meeting to enter Executive Session for the purposes of matters required by law to be confidential, land acquisition, litigation, negotiations and attorney client privilege, employment relationship on a motion made by Councilman Irace and seconded by Councilman Bertekap and approved by Council.

At 10:02 p.m. Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Gallo which was seconded by Councilman Paglia and approved by Council.

As there was no further business, the meeting was adjourned at 10:03 p.m. on a motion made by Councilman Irace seconded by Councilman Gallo and approved by Council.

Respectfully submitted,



JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR JANUARY 16, 2014**

**Resolution #2014-035A
01-16-14**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated January 16, 2014.

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

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of January 16, 2014.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill list dated January 16, 2014 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

Motion: *Bertekap* Second: *Law*

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

I certify this to be a true copy of Resolution #2014-035A approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



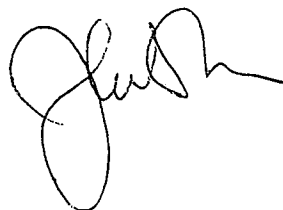
JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

JANUARY 16 2014

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 82,417.78 1st Pay
	\$ 96,944.00 2nd Pay
2013 EXPENDITURES	
ADP, Inc	\$ 352.89
Hess Corporation	\$ 1,570.64
NJ American Water	\$ 640.48
NJ Natural Gas Co	\$ 2,140.63
Postmaster	\$ 450.00
Verizon	\$ 1,666.46
Verizon Wireless	\$ 109.35
2014 EXPENDITURES	
Horizon BCBSNJ	\$ 69,442.73
Monmouth Municipal JIF	\$ 102,106.89
CAPITAL TRUST TOTAL	\$ 6,660.47
Treasurer: State of NJ(Sidewalk application)	\$ 200.00
DOG REGISTRY TOTAL	\$ 533.80
ESCROW TRUST TOTAL	\$ 9,968.25
OPEN SPACE TRUST TOTAL	\$ 2,882.50
2013 VOUCHERS PAID	\$ 6,930.45
2013 VOUCHERS PAID THIS MEETING	\$ 198,488.80
TOTAL	\$ 205,419.25
2014 VOUCHERS PAID	\$ 350,911.40
2014 VOUCHERS PAID THIS MEETING	\$ 1,838,446.82
TOTAL	\$ 2,189,358.22

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



**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #13-00016 FOR
BLOCK 121, LOT 3.01 ALSO KNOWN AS 284 E. MAIN STREET**

**Resolution #2014-036
01-16-14**

WHEREAS, at the Borough Tax Sale held on October 7, 2011, a lien was sold on Block 121 Lot 3.01, otherwise known as 284 E Main St; and

WHEREAS, this lien, known as Tax Sale Certificate 10-00011 was sold to US Bank cust/Sass muni VI dtr at an interest rate of 0% and a premium of \$22,000; and

WHEREAS, the owner, has redeemed certificate 10-00011 in the amount of \$46,084.35.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$46,084.35 payable to US Bank cust/Sass muni VI dtr, 2 Liberty PI, 50 South 16th St Suite 1950, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 10-00011.

BE IT FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$22,000 (Premium) to the aforementioned lienholder.

Motion:

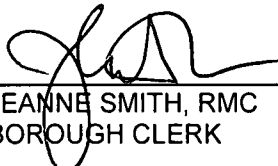
Bertekap

Second:

Shaw

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Bertekap	(<i>x</i>)	()	()	()
Gallo	(<i>x</i>)	()	()	()
Irace	(<i>x</i>)	()	()	()
Kahle	(<i>x</i>)	()	()	()
Lynch	(<i>x</i>)	()	()	()
Paglia	(<i>x</i>)	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2014-036 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #13-00016 FOR
BLOCK 121, LOT 3.01 ALSO KNOWN AS 284 E. MAIN STREET**

**Resolution #2014-037
01-16-14**

WHEREAS, at the Borough Tax Sale held on November 15, 2013, a lien was sold on Block 121 Lot 3.01, otherwise known as 284 E Main St; and

WHEREAS, this lien, known as Tax Sale Certificate 13-00016 was sold to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC at an interest rate of 0% and a premium of \$1,500; and

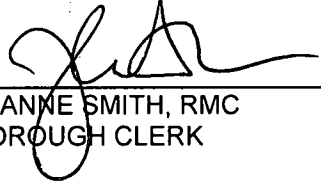
WHEREAS, the owner has redeemed certificate 13-00016 in the amount of \$16,172.34.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$16,172.34 payable to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC, PO Box 37695, Baltimore MD 21297-3695 for the redemption of Tax Sale Certificate 13-00016.

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

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

I certify this to be a true copy of Resolution #2014-037 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING TAX REFUND DUE TO APPEAL FOR
BLOCK 70, LOT 7.02 ALSO KNOWN AS 30 MOHAWK AVE**

**Resolution #2014-038
01-16-14**

WHEREAS, the following property is due a refund due to an appeal judgment; and

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

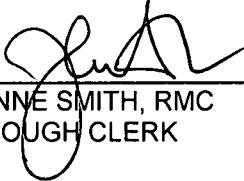
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that the Tax Collector is hereby authorized to refund overpayment due to appeal to the following property owner as follows:

Block 70 Lot 7.02	33 Mohawk Ave	2012	\$1,153.59
		2013	\$1,134.65

Motion: *Bertekap* Second: *Shaw*

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

I certify this to be a true copy of Resolution #2014-038 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING TAX REFUND DUE TO APPEAL FOR
BLOCK 11, LOT 25 ALSO KNOWN AS 49 SAGAMORE AVE**

**Resolution #2014-039
01-16-14**

WHEREAS, the following property is due a refund due an overpayment from the property owner; and

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

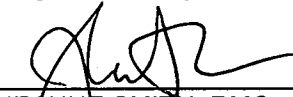
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that the Tax Collector is hereby authorized to refund overpayment due to a double payment from the property owner to the following property owner as follows:

Block 11 Lot 25 49 Sagamore Ave 2013 \$3,100.96

Motion: *Bertekap* Second: *Irace*

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

I certify this to be a true copy of Resolution #2014-039 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING 2013 BUDGET APPROPRIATION TRANSFERS**

**Resolution #2014-040
01-16-14**

WHEREAS, it shall become necessary to expend for some of the purposes specified in the Budget an excess of the respective sums appropriated; and

WHEREAS, there is an excess in one or more appropriations over and above the amount deemed necessary to fulfill the purposes of such appropriations; and

WHEREAS, N.J.S.A. 40A:4-59 provides for transfer of such amounts deemed in excess, to appropriations in the amount of which are deemed insufficient to fulfill the purpose of such appropriations; and

WHEREAS, the transfers about to be authorized do not affect an appropriation to which or from which transfers are prohibited under the statutes.

NOW, THEREFORE, BE IT RESOLVED, the following transfers between appropriations be authorized pursuant to N.J.S.A. 40A:4-59

FROM:

Streets & Roads S&W	14,000.00
Salary Adjustment Account	10,000.00
	24,000.00

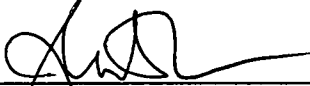
TO:

Engineer OE	4,000.00
Borough Property Planner Services & Fees OE	6,000.00
Streets & Roads OE	10,000.00
Natural Gas	4,000.00
	24,000.00

BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Borough Chief Financial Officer.

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

I certify this to be a true copy of Resolution #2014-040 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A PROFESSIONAL SERVICES CONTRACT FOR GENERAL
ARCHITECTURAL SERVICES TO SONNENFELD & TROCCHIA ARCHITECTS, P.A.**

Resolution #2014-042
01-14-14

WHEREAS, the Borough of Oceanport is a duly organized Municipal Corporation (hereinafter referred to as "Borough") having principal offices at 222 Monmouth Boulevard, Oceanport, New Jersey 07757; and

WHEREAS, there is a need for the Borough to obtain general architectural services from individuals and or firms on matters including but not limited to, consultation on rehabilitation of an existing Building or design/construction of new building located in the municipality for the relocation of Borough Hall offices; 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 Borough through a fair and open process has advertised on its website the solicitation for qualifications for said services, received and opened in public on September 27, 2013 and proposals were received from the following firms:

Settembrino Architects LLC, Kellenyi Johnson Wagner, The Goldstein Partnership,
Sonnenfeld & Trocchia, Clarke Caton Hintz

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, this contract is issued as an open-ended contract with certification of funds during the contract year provided by issuance of a Purchase Order at the time of the need for architectural services for each matter, based upon availability of Borough funds; and

WHEREAS, the Borough having considered the matter, now wishes to award the contract for said services to Sonnenfeld & Trocchia Architects, P.A.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport hereby authorizes a contract to the Sonnenfeld & Trocchia Architects, P.A. for general architectural services and billing rates in accordance with the Request for Qualifications proposal and contract documents subject to review by the Borough Attorney for a 12 month period beginning January 1, 2014.

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

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

I certify this to be a true copy of Resolution #2014-041 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A SUPPLEMENTAL CONTRACT TO L+C DESIGN CONSULTANTS PA**

**Resolution #2014-041
01-16-14**

WHEREAS, the Borough of Oceanport is a duly organized Municipal Corporation (hereinafter referred to as "Borough") having principal offices at 222 Monmouth Boulevard, Oceanport, New Jersey 07757; and

WHEREAS, there is a need for additional cost estimates to supplement original estimates relating to Super Storm Sandy which are required to address FEMA policies for Public Assistance for public buildings; 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

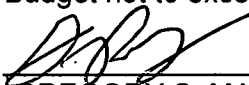
WHEREAS, the Borough having considered the matter, now wishes to authorize the L+C Design Consultants PA to perform the supplemental services.

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 L+C Design Consultants PA for specifications outlined in the Request for Qualifications.
2. That the compensation associated with the supplemental contract shall not exceed \$15,000.00.
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Gregory S. Mayers, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in the 2014 Operating Budget not to exceed \$15,000.00 for the above referenced professional services contract.

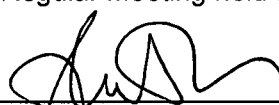


GREGORY S. MAYERS, CFO

Motion: *Bertekap* Second: *Shace*

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

I certify this to be a true copy of Resolution #2014-042 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTMENT OF REPRESENTATIVE TO THE
TWO RIVERS WATER RECLAMATION AUTHORITY**

**Resolution #2014-043
01-16-14**

WHEREAS, the Borough of Oceanport is a member of the Two Rivers Water Reclamation Authority by virtue of the provisions of Ordinance #242 adopted August 5, 1965; and

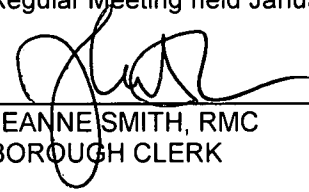
WHEREAS, it is necessary to appoint members to the Two Rivers Water Reclamation Authority to represent the Borough for a five (5) year term in accordance with the provisions of N.J.S.A. 40:14A- et seq.; and

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

1. That John Bonforte be and is hereby appointed to be a member of the Two Rivers Water Reclamation Authority for a five (5) year term commencing February 1, 2014 and ending January 31, 2018
2. That a certified copy of this resolution shall be filed with the Office of the Secretary of State and a copy forwarded to the Two Rivers Water Reclamation Authority.

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

I certify this to be a true copy of Resolution #2014-043 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING CONTRACT FOR DEMOLITION & SITE CLEARING
OF THE BLACKBERRY BAY PARK RESTROOM**

**Resolution #2014-044
01-16-14**

WHEREAS, the Borough of Oceanport sought proposals for the demolition and site clearing of the Blackberry Bay Park Restroom facility due to fire damage; and

WHEREAS, the Borough received three (3) responses; and

WHEREAS, the lowest responsible bid was submitted by Fiore Paving Company of Oceanport, New Jersey hereinafter referred to as "Contractor" in the sum of Six Thousand Four Hundred Ninety Five dollars and Zero Cents (\$6,495.00); and

WHEREAS, awarding such a Contract to Fiore Paving Company will be in the best interest of the Borough and its residents;

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

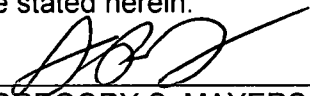
That the Borough of Oceanport is hereby authorized to award the contract for demolition and site clearing of the Blackberry Bay Park restroom facility subject to conditions set forth herein.

1. That said Contract shall be in the total sum of Six Thousand Four Hundred Ninety Five dollars and Zero Cents (\$6,495.00); and
2. That the within award of Contract shall be subject to the Borough's Chief Financial Officer certifying in writing that funds are available for the stated purpose; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign any and all documents necessary to effectuate the intentions of the within Resolution – including but not limited to, the Contract.

CERTIFICATION OF FUNDS

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

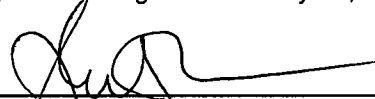


GREGORY S. MAYERS, CPA, CFO, QPA

Motion: *Bertekap* Second: *Ma*

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

I certify this to be a true copy of Resolution #2014-043 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A CONTRACT FOR THE DESIGN AND CONSTRUCTION OF
THE BLACKBERRY BAY PARK PAVILION**

**Resolution #2014-045
01-16-14**

WHEREAS, the Borough of Oceanport advertised for bids for the design and construction of the Blackberry Bay Park Pavilion; and

WHEREAS, the said bid solicitation process was effectuated in accordance with prevailing provisions of the Local Public Contracts Law, pursuant to N.J.S.A. 40A:11-1 et seq; and

WHEREAS, in response to the subject bid solicitations process the Borough of Oceanport received four (4) bids; and

WHEREAS, the lowest responsible base bid was submitted by Catel, Inc. in the amount of \$724,888.00

WHEREAS, the Contractor has complied with the mandatory requirements of N.J.S.A. 40A:11-23.2, and

WHEREAS, awarding such a Contract to Catel, Inc. would be in the best interest of the Borough and its residents;

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

1. That the Borough of Oceanport is hereby authorized to award the contract for design and construction of the Blackberry Bay Park Pavilion to Catel, Inc.
2. That the said Contract shall be in the total sum of \$724,888.00
3. That the within award of Contract shall be subject to the Borough's Chief Financial Officer certifying in writing that funds are available for the stated purpose.
4. That the within award of Contract shall be contingent upon the Contractor submitting appropriate Performance Security, which guarantees shall be approved as to form by the Borough Attorney.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign any and all documents necessary to effectuate the intentions of the within Resolution – including but not limited to, the Contract.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to return the bid security to the remaining unsuccessful bidders, within three (3) days of signed Contracts and the approval of the Contractor's Performance Guarantees.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Gregory S. Mayers, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in the Capital Ordinance #922 not to exceed \$700,000.00 and the Open Space Trust Fund in an amount not to exceed \$24,888 for the above referenced professional services contract.



GREGORY S. MAYERS, CFO

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

I certify this to be a true copy of Resolution #2014-043 approved by the Oceanport Borough Council at the Regular Meeting held January 16, 2014


JEANNE SMITH, RMC
BOROUGH CLERK