

REGULAR MEETING MINUTES

Oceanport, New Jersey
December 18, 2008

The Regular Meeting of the Oceanport Mayor and Council was called to order on December 18, 2008 at 8:00 P.M. with Mayor Mahon stating the meeting had been properly advertised in accordance with the law.

MEMBERS PRESENT: Councilpersons Briscione, Gallo, Ibex, Kahle, Irace, Johnson and Mayor Mahon

OFFICIALS PRESENT: Borough Clerk, Kimberly A. Jungfer and Borough Attorney, John O. Bennett, III

INVOCATION: Borough Chaplain Robert Mills gave the invocation.

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

Mayor Mahon asked for a motion to take the Agenda out of order for a special commendation which was moved by Councilman Johnson and seconded by Councilman Irace and approved by Council.

Chief Sutton addressed the Mayor, Council and public in order to present commendation to two Public Works employees, Marc Hunter and Richard Arlt who assisted the police department in responding to a call regarding a deer that had been stuck in the mud and described the course of events, the success in freeing the deer and at the recommendation of those police officers involved commended both Marc Hunter and Richard Arlt for their actions.

Mayor Mahon asked both of them to come forward and also presented them with Proclamations for their efforts on behalf of the Borough.

CONSENT AGENDA

1. Resolution authorizing the payment of bills. **R-08-165**
2. Resolution for an insertion of an item of revenue, Firefighters Grant **R-08-166**
3. Resolution for an insertion of an item of revenue, Body Armor Fund **R-08-167**
4. Resolution approving financing for an emergency appropriation. **R-08-168**
5. Transfer Resolution. **R-08-169**
6. Resolution appointing the municipal Housing Liaison **R-08-170**
7. Resolution for veterans tax deductions. **R-08-171**
8. Resolution authorizing the Community Resale Agreement with the County. **R-08-172**
9. Resolution authorizing a Shared Services Agreement with the County. **R-08-173**
10. Approval of the Special meeting Minutes of November 13, 2008.
11. Approval of the Workshop minutes of December 4, 2008.
12. Approval of the Regular minutes of December 4, 2008.
13. Resolution Supporting the NJ State League of Municipalities Executive Board Resolution in support of Main Street Stimulus projects. **R-08-174**

The Clerk stated there were 13 items listed on the consent agenda, item 13 having been added during their Workshop meeting earlier and described the item. Councilman Johnson asked that Item #11 and #12 be removed.

Councilman Johnson made a motion to approve the remaining items on the Consent Agenda, which was seconded by Councilwoman Kahle and approved by the Council.

The Clerk asked for a motion on Item #11. Councilman Ibex moved to approve Item #11, which was seconded by Councilman Briscione and approved by Council with the exception of Councilman Johnson and Ibex and Councilwoman Kahle who abstained.

The Clerk asked for a motion on Item #12. Councilman Irace moved to approve Item #12, which was seconded by Councilman Briscione and approved by Council with the exception of Councilman Johnson and Ibex and Councilwoman Kahle who abstained.

CLERK'S REPORT: The Clerk stated she was in receipt of the Police Report for November 2008, which had been distributed and would be posted and also extended her congratulations to Marc and Rich for a good job done.

COMMITTEES:

COUNCILMAN BRISCIONE: Councilman Briscione reported on Public Works and that Leaf Pickup is being finished and that they've been through each zone 4 times with a total of 4,795 yards of leaves picked up to date and that they have completed the planting of the forsythia bushes that were put in as a living snow fence along the north side of Port Au Peck Avenue.

Councilman Briscione also recognized Marc Hunter and Rich Arlt for helping out the deer which they probably saved from drowning and that its that spirit of cooperation and initiative that makes Oceanport such a great place to live.

Councilman Briscione reported on the 2008 Road Program and that it is nearly complete with a punchlist of minor items to be finalized and described what some of those items were. Councilman Briscione also reported on the Phase II work for Old Wharf Park and some of the items that have been completed.

Councilman Briscione extended a Merry Christmas and Happy Hanukah to everyone.

COUNCILMAN GALLO: Councilman Gallo reported that Shade Tree Committee had provided the funding for the Maria Gatta Community Park project and thanked Public Works for getting the trees planted and mentioned some of the benefits the planting would provide.

Councilman Gallo also extended a Merry Christmas and Happy Holidays.

COUNCILMAN IBEX: Councilman Ibex reported on the Public Safety Committee and their last meeting of the year. Councilman Ibex stated that the Borough suffered only 2 accidents this year, one with Public Works and then Ed Ryan who had been present earlier who was much improved from the last time he had seen him in the hospital.

Councilman Ibex also commended Marc Hunter and Rich Arlt for their actions and wished everyone a Merry Christmas and Happy Hanukah and Happy New Year.

COUNCILWOMAN KAHLE: Councilwoman Kahle reported on the Quality of Life Committee and why it had been created and some of the ideas they were working on and that one of the ideas put into place were the wreaths that went up on East Main Street. She thanked Mike Tober for helping obtain the wreaths and Public Works for putting the lights on and putting them up and also thanked Public Works for all that they do.

Councilwoman Kahle encouraged everyone to keep our servicemen, especially Chris Petrillo and Joe Wolf who are from Oceanport and are serving in Iraq and extended a Merry Christmas and Happy New Year to everyone.

COUNCILMAN IRACE: Councilman Irace began by complimenting the Oceanport Police Department and Office of Emergency Management for a job well done during the prior week's power outage and a special thanks to Oceanport's volunteers and made additional comments on the importance of the Borough's volunteers.

Councilman Irace reported on the Finance and Administration Committee and spoke of some of the achievements that were accomplished despite the difficult times and the reduction in State aid.

Councilman Irace also provided a summary of the work that was accomplished in 2008 regarding Fort Monmouth and with FMERPA.

Councilman Irace concluded by wishing everyone a Merry Christmas, Happy Hanukah and Happy New Year to all.

COUNCILMAN JOHNSON: Councilman Johnson called for the 2nd reading and public hearing on **AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING OCEANPORT BOROUGH'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT** and then asked the Clerk to read the affidavit of publication by title only.

Mayor Mahon then opened the meeting to the public for anyone who wished to be heard. As no one from the public wished to be heard, a motion was made by Councilwoman Kahle to close the public hearing, which was seconded by Councilman Irace and approved by Council.

Councilman Johnson then made a motion to adopt the Ordinance on second and final reading and advertise same in accordance with the law, which was seconded by Councilwoman Kahle.

The Clerk called roll:

AYES: Briscione, Gallo, Ibex, Kahle, Irace, Johnson
NAYES: None
ABSTAIN: None
ABSENT: None

Councilman Johnson then called for a motion on a Resolution to Endorse the Housing Element and Fair Share Plan which was moved by Councilman Briscione and seconded by Councilman Irace and approved by Council unanimously. **R-08-175**

Councilman Johnson then made a motion to adopt a Resolution of Intent to Bond as per the Fair Share Plan which was seconded by Councilman Irace and approved by Council unanimously. **R-08-176**

Councilman Johnson reported on the Planning Board and its busy year preparing for the closing of Fort Monmouth and amendments to the Master Plan to be COAH compliant and gave a summary of the Board's meetings, activities and some of the applications for 2008.

Councilman Johnson also gave a summary of the process the Borough was involved in with FMERPA and the proposed plan for the redevelopment of Fort Monmouth and thanked the Planning Board, the Economic Development Committee, Council and especially the Mayor for the countless hours that were dedicated to the process and that the same could be said regarding the Borough's steps to put in place the Borough's 3rd round Housing Plan and then read a portion of the Municipal Land Use Law regarding the requirements of the Master Plan to include an affordable housing element. Councilman Johnson then gave a summary of the Borough's Affordable Housing Plan and Fair Share Plan and how various existing and future developments in the Borough would meet the requirements and that the Borough is well on its way to becoming compliant.

Councilman Johnson also reported on the various Ordinance amendments and adoptions for 2008 ranging from the Fee Schedule for athletic fields to a repeal on the overnight parking ban and that whatever Ordinance changes were adopted was done so to improve the quality of life for the Borough's residents.

Councilman Johnson concluded his report by commending the Borough's emergency services for their performance the night of the blackout including police, OEM, CERT teams and First Aid and that it was great to see Pop Ryan out and around and congratulations to Marc and Rich and wished everyone a Merry Christmas and Happy New Year.

MAYOR MAHON: Mayor Mahon began his report by advising everyone that there would be a new bank in town, Rumson-Fair Haven Bank and Trust Co., that would be temporarily located in the Oceanport Village Center with intent to move into the new Village Center with a drive-in and that they had announced it the night before to the Seniors at their meeting and that the bank was hoping to get involved in the community. Mayor Mahon also extended his thanks to Clem Somers and Elwood Baxter, both former Mayors, whose foresight and experience brought this issue to his attention and also thanked the Clerk, Kim Jungfer and Councilman Briscione who participated in a wrap up meeting with the bank. He advised when the bank would be opening and provided additional details.

Mayor Mahon also extended thanks to emergency management and in particular Chief, Harry Sutton and that everyone reacted extremely well during the black out and that one thing they as a Governing Body are aware is that a lot of work gets done that they have absolutely nothing to do with and made additional comments regarding the dedication of the Borough's volunteers and employees. Mayor Mahon also offered further comments regarding the black out not just in Oceanport but surrounding areas and stated that the Borough's Code Red system worked because Captain Baldanza picked up the phone and called a number in Florida in order to get the system activated because the phone network locally was not working and thanked Captain Baldanza and his CERT teams and everyone else involved for doing a great job.

Mayor Mahon extended everyone a Merry Christmas, a Happy New Year and Happy Hanukah.

PUBLIC:

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

Mr. Strollo, Sagamore Avenue, asked the Mayor for a status on the arbitration. Mayor Mahon answered that a meeting has been scheduled for January 15th and that they will be meeting with the parties to reach a solution that satisfies the needs of the taxpayers and the needs of the Borough's employees.

Harry Sutton, Chief of Police, advised Council that it was about 30% of the homes did not receive the Code Red call and once the power came back on and the 2nd message went out most of those calls went through and the reason was phones that do not have a hard line and recommended that everyone have at least one phone that is hardwired to the wall and jack.

Mike Tober, Horicon Avenue, Shade Tree, commented on concerns regarding Old Wharf Park including types of trees and their specs.

Mayor Mahon interjected and stated that those items were more a business item and recommended that they address all of that separately with the Committee and get those issues resolved.

Mayor Mahon thanked Mike Tober for his work on the wreaths and the living snow fence project.

Mike Tober stated he wanted to add that the forsythia trees were put in well and professional and that Public Works has great guys and that we should be proud of them and that they go above and beyond.

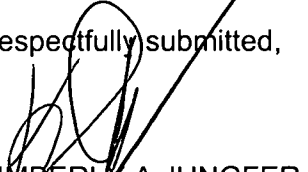
As no one from the public wished to be heard Mayor Mahon closed the public portion of the meeting.

Mayor Mahon thanked Beth McManus for her time and professionalism and that they looked forward to going ahead with the Affordable Housing Plan and that he is relieved that the Borough is in a position that having not been in the past cost the Borough tons of money and that they appreciate the work she and the firm of Clarke, Caton and Hintz had provided to the Borough.

Bill List: Capital Trust \$338,726.58. Dog Registry \$8.40 Escrow Trust \$1,297.50. Open Space Trust \$50,407.10 Public Defender Trust \$200.00. Trust Other \$259.87. Water Watch Trust \$162.00. 2007 Vouchers Paid \$181,379.00. 2007 Vouchers Paid this Meeting \$1,150.00. Total 2007 Vouchers Paid \$182,529.00. 2008 Vouchers Paid \$18,845,171.31. 2008 Vouchers Paid this Meeting \$65,200.99. Total 2008 Vouchers Paid \$18,910,372.30

As there was no further business, the meeting was adjourned at 8:41 p.m. on a motion by Councilman Irace which was seconded by Councilman Ibex and approved by Council.

Respectfully submitted,


KIMBERLY A JUNGFER
BOROUGH CLERK