

**OCEANPORT PLANNING BOARD
SPECIAL MEETING MINUTES
June 5, 2015**

Chairman Widdis called the meeting to order at 4:01 p.m. and gave the Statement of Compliance with the Open Public Meetings Act: "Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Star Ledger on May 27, 2015, and by the posting of same on the municipal bulletin board and Borough Web Site."

Chairman Widdis led the flag salute.

MEMBERS PRESENT: Mayor Mahon, Mr. Kleiberg, Mr. Kahle, Mr. Sullivan, Mr. Fichter, Mr. Savarese, Mr. Widdis

MEMBERS ABSENT: Councilman Gallo, Mr. Whitson

OFFICIALS PRESENT: Jeanne Smith, Board Secretary, Rick DeNoia, Esq., Board Attorney

BOARD BUSINESS:

1. Public Hearing on Proposed Amendment to Master Plan\ Amendment to the Amended Housing Third Round Housing Element and Fair Share Plan

Elizabeth McManus of Clark Caton Hintz, Borough Planners, appeared before the Board to seek their adoption of another proposed amendment to the Master Plan's Housing Element and Fair Share Plan as a requirement of a settlement agreement related to the Borough's affordable housing obligation, how the amendment will meet compliance requirements, the unaddressed 3rd round obligation currently in litigation and not addressed by this plan amendment, the details of a vacant land adjustment negotiated in court and the resulting reduction of the obligation and the final unmet need, a summary of the Borough's projects qualified towards the obligation and invited any questions.

Mr. Kleiberg asked what happened to Oceanport Gardens. Mayor Mahon responded that it was out and explained why it was unable to be included because of occupancy date prior to the date established for developments to be included. Ms. McManus added that they were able to exclude the track's open land and Fort Monmouth area which was how the obligation was reduced.

Chairman Widdis asked about the old restaurant lands. Mayor Mahon advised that the Governing Body had authorized a study for an area in need which was for the E. Main Street corridor and once the study was completed plans could move forward.

Ms. McManus concluded by requesting that the Planning Board adopt this amendment to the Housing Element and Fair Share Plan as part of the Master Plan and that the Governing Body endorse it so that it may be submitted to the Court for approval.

Chairman Widdis opened the meeting to the public for questions or comments.

PUBLIC HEARING:

As no one from the public was present Chairman Widdis closed that portion of the meeting.

RESOLUTIONS:

2. PR-15-12 Master Plan Amendment. As the Resolution was made available to the Board previously, Mayor Mahon made a motion to approve the resolution which was seconded by Mr. Savarese and received the following roll call:

AYES: Mr. Kleiberg, Mr. Kahle, Mayor Mahon, Mr. Fichter, Mr. Savarese, Mr. Widdis
NAYES: None
ABSTAIN: Mr. Sullivan
ABSENT: Councilman Gallo, Mr. Whitson

Mayor Mahon further advised the Board that the Borough had recently retained Attorney Andrew Bayer to represent the Borough on further affordable housing matters including preparation of the declaratory judgment to be submitted to the Court for further immunity. There was additional discussion on the timeline for these items to be addressed.

PETITIONS FROM THE PUBLIC: Chairman Widdis opened the meeting to Petitions from the Public. As no one from the public wished to be heard, Chairman Widdis closed that portion of the meeting.

ADJOURNMENT: As there was no further business, the meeting was adjourned at 4:30 p.m. on a motion by Mayor Mahon which was seconded by Mr. Savarese and approved by the Board.

Respectfully submitted,

JEANNE SMITH
Secretary