



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • NOVEMBER 7, 2024

Workshop

Clement V. Sommers Municipal Building

7:00 PM

910 Oceanport Way, Oceanport, NJ 07757

I. **Call to Order & 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, 2024 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.

II. **Flag Salute, Statement to the Public:** Mayor Tvrdik led attendees and members of the Council in the flag salute.

III. **Roll Call:**

Attendee Name	Title	Status	Arrived
Thomas Tvrdik	Mayor	Present	
William Deerin	Councilman	Present	
Richard Gallo	Councilman	Present	
Bryan Keeshen	Councilman	Absent	
Michael O'Brien	Councilman	Present	
Keith Salnick	Councilman	Late	7:04 PM
Patty Cooper	Councilwoman	Present	
Jeanne Smith	Borough Clerk	Present	
Andrew Bayer	Borough Attorney	Present	
Donna M. Phelps	Administrator	Present	
Catherine D. LaPorta	Chief Financial Officer	Present	
Stephanie Kramer	Deputy Borough Clerk	Present	

IV. **Public Comment on Action Items:** None

V. **Action Items:** To follow in the regular meeting

VI. **Clerk's Report:**

Old Business:

1. Resolution re-appointing Special Conflict Counsel for 60 Shore Road Matters – *discussed and move forward*

New Business:

2. Resolution authorizing payment of BILL LIST 11-07-2024 – *discussed and move forward*
3. Resolution authorizing 2024 budget appropriation transfers – *discussed and move forward*
4. Resolution to amend 2024 budget for FMERA MOU Stormwater Infrastructure Study – *discussed and move forward*
5. Resolution creating a dedicated Trust for the Lead Hazard Control Assistance Fund – *discussed and move forward*
6. Resolution authorizing Tax Sale Redemption #23-00001 – *discussed and move forward*
7. Resolution authorizing refund of overpayment - Block 110.15, Lot 1 – *discussed and move forward*
8. Resolution authorizing Tax Sale Redemption #24-00006 – *discussed and move forward*
9. Resolution authorizing application for Sports Wagering Revenue Tax – *discussed and move forward*
10. Resolution authorizing purchase of fire dept equipment through State Contract– *discussed and move forward*
11. Resolution awarding contract for Trinity Park Improvements Project – *discussed and move forward*
12. Resolution authorizing the purchase of light towers for the Gatta Park parking lot – *discussed and move forward*
13. Resolution authorizing the purchase of outdoor equipment for Trinity Park – *discussed and move forward*
14. Resolution awarding contract to Colliers Engineering - Bid & Specs for Solid Waste & Recycling – *discussed, amended to correct certification of funds, moved forward*

15. Resolution requesting waiver of 390-17(F) - 47 Algonquin Ave – *discussed, amend hold harmless to include language that the curb may be ripped out as part of future road programs, and move forward*
16. Resolution appointments to Boards & Committees, Shade Tree – *discussed and move forward*
17. Resolution approving First Aid Membership - Faigelmeir, Freddi – Mayor Tvrdek asked for this item to be tabled which was moved on a motion by Councilman Deerin, seconded by Councilman Gallo and approved by the Council
18. Resolution appointing a Violations Clerk for the Court Office – *discussed and move forward*
19. Resolution appointing Milton Zarate to seasonal laborer for the Public Works Dept – *discussed and move forward*
20. Resolution authorizing purchase of hose equipment for fire department – *discussed and move forward*
21. Ordinance requiring lead-based paint inspections for rental dwelling – *discussed and move forward*
22. Fort Monmouth Plan Amendment #21 – Ms. Smith explained in detail and asked the Board for feedback or comments by December 16th.
23. 2024 Best Practices Questions – Ms. LaPorta explained in detail how the points were achieved and how the borough scored 43 out of 46.5 points that could have been earned.
24. Discussion: Sergeant Vacancy, Councilman Keeshen – *discussed and move forward*
25. Discussion: Patrolman Vacancy, Councilman Keeshen – *discussed and move forward*
26. Discussion: 60 Shore Road - Mayor Tvrdek updated the Council on the status of the current settlement agreement and litigation; explained that Mr. Salnik would like to move forward with the easement request for the ramp on his dock which detailed information has been provided to the Council explaining the process with the DEP. Mr. Bayer, Borough Attorney, gave a brief summary to those not familiar with the litigation and the hiring of special council concerning Mr. Salnik.

Minutes:

1. Mayor & Council - Workshop - Oct 3, 2024 7:00 PM - – *discussed and move forward*
2. Mayor & Council - Regular Meeting - Oct 17, 2024 7:00 PM – *discussed and move forward*

VII. Administrator's Report: Ms. Phelps gave an update on the projects going on in the borough; the pool has been filled in and was made possible by funding through a local improvement grant, two of the buildings in the pool area are being cleaned out and will be used by CBA and Monmouth University for students to place personal belongings, a portion of the building will be used for borough storage, the other building will have new bathrooms; a new playground once the money is allocated in the 2025 budget; we are going out to bid for Trinity Park project; the lighting project at Maria Gatta Park is complete; there are some RFP's that are going out for architectural services to help design and to move forward with Phase 4 of Maria Gatta Park which includes bathrooms, water and electric; second RFP would be for management of the borough's compost facility; due to the holiday it is requested that the December 19th meeting be moved to December 17th; requesting a resolution to hire full time DPW employee Oscar Montenegro effective November 11th; congratulations to our new hires in the Police Department, Patrolman Malik Jenkins and Class Two Special Officers Steve Marcos and Alex Boyce, new Court Violations Officer Kirsten Kately; wishing Chief Mike Kelly a great retirement and congratulations Chief Gary Grimes on being named Chief; a reminder that the Borough's Veterans Day Ceremony will be at Borough Hall on November 11th at 11:00.

VIII. Mayor's Report: Veterans Day Ceremony will be this Monday, wreath placement will be at 10:30 and ceremony at 11:00, Council President Deerin will be speaking in my absence; attended a breakfast at Shore Regional High School with the Veterans and attended the assembly where the Veterans war stories and what it was like to be a Veteran; Netflix will be here Tuesday in front of the Planning Board for the first phase of development; the Holiday Extravaganza will be November 30th which will have vendors, ice skating rink, the Shore Choir, local bands, and the Tree Lighting; attended Chief Kelly's walk out ceremony; met with the DOT about the repairs to Bridgewaters Drive train track which will be closed November 14-22 to complete the repairs; wished everyone a Happy Thanksgiving.

IX. Public Comment: Mayor Tvrdek opened the meeting to comments from the public.
- Rosanne Letson, 50 Deer Path Rd, Tinton Falls, provided an update on the Historical Committee's activities, representation on behalf of the Borough at the Monmouth County Clerk's Archives & History Day, presentation boards prepared, credited Frank Barricelli for his special contributions and the purchase of more than 200 historical postcards of different sites around the borough.

- Keith Salnick, 60 Shore Road, opined at length concerning the resolution re-appointing Mr. Anderson and the ongoing litigation concerning the non-compliance of his dwelling related to the flood damage prevention ordinance.

As there was no one else from the public, public comments was closed on a motion by Councilman O'Brien, seconded by Councilman Gallo.

- X. **Adjourn to Executive Session:** At 8:23 PM Councilman O'Brien made a motion to adopt the resolution to enter Executive Session which was seconded by Councilman Salnick and received the following roll call.

#2024-259 Resolution authorizing an Executive Session, November 7, 2024

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael O'Brien, Councilman
SECONDER:	Keith Salnick, Councilman
AYES:	Deerin, Gallo, O'Brien, Salnick, Cooper
ABSENT:	Keeshen

- XI. **Return from Executive Session:** At 8:43 PM, the Regular Meeting was re-opened on a motion by Councilman O'Brien, seconded by Councilman Deerin with the following roll call: PRESENT: Cooper, Deerin, Gallo, O'Brien, Salnick, Tvrdik

- XII. **Adjournment:** As there was no further business, the meeting was adjourned at 8:44 PM on a motion by Councilwoman Cooper, seconded by Councilman Gallo and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK