



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • NOVEMBER 7, 2024

Regular Meeting

Clement V. Sommers Municipal Building

7:30 PM

910 Oceanport Way, Oceanport, NJ 07757

- I. **Call to Order:** Mayor Tvrdik called the meeting to order at 8:44 PM
- 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, 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.
- III. **Flag Salute, Statement to the Public:** Police Chief Gary Grimes led attendees and members of the Mayor & Council in the flag salute.
- IV. **Roll Call:**

Attendee Name	Title	Status
Thomas Tvrdik	Mayor	Present
William Deerin	Councilman	Present
Richard Gallo	Councilman	Present
Bryan Keeshen	Councilman	Absent
Michael O'Brien	Councilman	Present
Keith Salnick	Councilman	Present
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

- V. **PUBLIC COMMENT - Action Items Only:** Mayor Tvrdik opened the meeting for public comment on action items only. Ms. Smith advised of additional items added to the Agenda from Workshop & Executive Session.

Mark Patterson, Itaska Place, asked for additional details concerning the resolution to acquire land for open space acquisition. Mayor Tvrdik provided the resolution's details including location, purchase price, grant funding availability.

As no one else from the public appeared that portion of the meeting was closed on a motion by Councilman Deerin, second by Councilman Salnick.

- VI. **Consent Agenda:** Ms. Smith stated there were 19 items on Consent with #16 being tabled during the workshop. With Consent of Council, four items from Workshop were added for a total of 22 items.

- #2024-260 1. Resolution authorizing payment of BILL LIST 11-07-2024
- #2024-261 2. Resolution authorizing 2024 budget appropriation transfers
- #2024-262 3. Resolution to amend 2024 budget for FMERA MOU Stormwater Infrastructure Study
- #2024-263 4. Resolution creating a dedicated Trust for the Lead Hazard Control Assistance Fund
- #2024-264 5. Resolution authorizing Tax Sale Redemption #23-00001
- #2024-265 6. Resolution authorizing refund of overpayment - Block 110.15, Lot 1
- #2024-266 7. Resolution authorizing Tax Sale Redemption #24-00006
- #2024-267 8. Resolution authorizing application for Sports Wagering Revenue Tax
- #2024-268 9. Resolution authorizing purchase of fire dept equipment through State Contract
- #2024-269 10. Resolution awarding contract for Trinity Park Improvements Project

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| #2024-270 | 11. | Resolution authorizing the purchase of outdoor equipment for Trinity Park |
| #2024-271 | 12. | Resolution authorizing the purchase of light towers for the Gatta Park parking lot |
| #2024-272 | 13. | Resolution awarding contract to Colliers Engineering - Bid & Specs for Solid Waste&Recycling |
| #2024-273 | 14. | Resolution requesting waiver of 390-17(F) - 47 Algonquin Ave |
| #2024-274 | 15. | Resolution appointments to Boards & Committees, Shade Tree |
| #2024-276 | 16. | Resolution appointing a Violations Clerk for the Court Office |
| #2024-277 | 17. | Resolution appointing Milton Zarate to seasonal laborer for the Public Works Dept |
| #2024-278 | 18. | Resolution authorizing purchase of hose equipment for fire department |
| #2024-281 | 19. | Resolution approving contracts for land acquisition for open space preservation |
| #2024-282 | 20. | Resolution promoting Daniel Petrucelli to Sergeant in the Oceanport Police Department |
| #2024-283 | 21. | Resolution appointing Malik Q. Jenkins as Patrolman I |
| #2024-284 | 22. | Resolution promoting Oscar Montenegro to full time laborer for the Public Works Dept |

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

VII. Minutes:

1. Mayor & Council - Workshop - Oct 3, 2024 7:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Patty Cooper, Councilwoman
SECONDER:	William Deerin, Councilman
AYES:	Deerin, Gallo, O'Brien, Salnick, Cooper
ABSENT:	Keeshen

2. Mayor & Council - Regular Meeting - Oct 17, 2024 7:00 PM

RESULT:	ACCEPTED [4 TO 0]
MOVER:	Richard Gallo, Councilman
SECONDER:	Michael O'Brien, Councilman
AYES:	Gallo, O'Brien, Salnick, Cooper
ABSTAIN:	Deerin
ABSENT:	Keeshen

VIII. Resolutions:

- #2024-275 Resolution approving First Aid Membership - Faigelmeir, Freddi

RESULT:	TABLED [UNANIMOUS]
MOVER:	William Deerin, Councilman
SECONDER:	Richard Gallo, Councilman
AYES:	Deerin, Gallo, O'Brien, Salnick, Cooper
ABSENT:	Keeshen

#2024-279 Resolution re-appointing Special Conflict Counsel for 60 Shore Road Matters. Ms. Smith read the resolution in full at the request of Mayor Tvrdik.

RESULT:	ADOPTED [4 TO 0]
MOVER:	William Deerin, Councilman
SECONDER:	Patty Cooper, Councilwoman
AYES:	Deerin, Gallo, O'Brien, Cooper
ABSENT:	Keeshen
RECUSED:	Salnick

#2024-280 Resolution confirming SLEO appointments to the Police Department

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

IX. First Reading Ordinances:

#1103 Introduction of Ordinance requiring lead-based paint inspections for rental dwelling

Councilwoman Cooper called for the introduction of **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 64 "VEHICLES & TRAFFIC " AS AMENDED AND SUPPLEMENTED, PERTAINING TO LOW-SPEED ELECTRIC VEHICLES"** and then asked the Clerk to read the proposed ordinance by title only, after which Councilwoman Cooper moved to approve the Ordinance upon first reading and to hold the PUBLIC HEARING on the proposed ordinance at the Council meeting of December 5, 2024 and to advertise same in accordance with the law, which was seconded by Councilman Deerin.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS]	Next: 12/5/2024 7:00 PM
MOVER:	Patty Cooper, Councilwoman	
SECONDER:	William Deerin, Councilman	
AYES:	Deerin, Gallo, O'Brien, Salnick, Cooper	
ABSENT:	Keeshen	

X. Second Reading & Public Hearing Ordinances:

#1102 Ordinance Amending Chapter 64 "Vehicles & Traffic" pertaining to Low Speed Electric Vehicles

Councilwoman Cooper called for the 2nd reading and Public Hearing of an ordinance amending the Property Maintenance Ordinance for rental/resale certificates and asked the Clerk to read the affidavit of publication of the proposed ordinance by title only **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 64 "VEHICLES & TRAFFIC " AS AMENDED AND SUPPLEMENTED, PERTAINING TO LOW-SPEED ELECTRIC VEHICLES"** was published one time in the Two River Times on October 24, 2024.

PUBLIC HEARING: Mayor Tvrdik opened the meeting for public comment for this ordinance. As no one from the public presented to be heard, the public hearing was closed on a motion by Councilman O'Brien and seconded by Councilman Gallo.

Councilwoman Cooper motioned to adopt the ordinance and advertise in accordance with law, seconded by Councilman O'Brien.

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

XI. Council Standing Committee Reports:

1. Councilman Deerin, Parks & Recreation – Reported on items including upcoming Christmas spectacular, commended Ms. Burrough on excellent job coordinating vendors; trunk or treat event very well – thanked Ms. Burrough, First Aid, OEM, Fire for their participation; parks continue to look great thanks to DPW; thanked outgoing Chief Michael Kelly and wished him the best in his retirement and welcomed Chief Grimes to his new position and look forward to working with him.

2. Councilman Gallo, Public Works & Engineering – Reported on items including 2023 road program is complete; welcomed Oscar Montenegro on board full time with Public Works; congratulated Councilpersons Cooper, Deerin and O'Brien on their re-election; commented on an encounter with an e-bike that was dangerous in relation to the new ordinance.
3. Councilman Keeshen, Public Safety – Absent. Mayor Tvrdek urged residents to be mindful of driving at safe speed with daylight savings now in effect; keep doors locked as there are still reports of car thefts occurring in the area.
4. Councilman O'Brien, Finance & Administration – Reported that work on the 2025 municipal budget has begun; reports issued to departments for preparations; commended efforts on the Best Practices review that ensures eligibility for 100% of the Borough's state aid; Gatta Park revenues to-date are \$475,000 – tremendous success; and court revenues have increased since last year allowing an about break-even versus last year's deficit; shared services for courts with West Long Branch and Sea Bright have enabled greater flexibility generating revenues for the Borough; congratulated Councilpersons Deerin and Cooper on re-election and thanked the public for the support and validation; wished Mike Kelly a great retirement and welcomed Chief Grimes.
5. Councilman Salnick, Health & Human Services – No report
6. Councilwoman Cooper, Planning & Development – Reported that Netflix will be appearing before the Planning Board, provided details for the meeting date/time and encouraged the public to attend; congratulated Mike Kelly on his retirement and Chief Grimes as well as all the new hires. Extended wishes for a Happy Thanksgiving.

XII. Mayor Tvrdek's Report: Mayor Tvrdek congratulated Councilpersons Cooper, Deerin and O'Brien on their re-election, welcomed back Milton Zarate, congratulated Oscar Montenegro on his promotion to full-time status, congratulated new officers and Chief Grimes as well as Kearstyn Catley in the court office. Concerning the schools, teacher of the year nominations, provided details on upcoming parent-teacher conferences.

XIII. Public Comments: Mayor Tvrdek opened the meeting to comments from the public. The following persons appeared: As there was no one else from the public, the public comments was closed on a motion by Councilman O'Brien, seconded by Councilman Gallo.

60 SHORE ROAD

Mayor Tvrdek summarized the request by this property owner for a lease agreement and polled the Council on whether to take action that evening or at a future meeting; polled eligible Council members with a majority deciding to table the discussion until matters of concern expressed previously are addressed. Councilman Salnick asked for discussion on the item and was told by Mayor Tvrdek that would take place at the December 5th meeting.

XIV. Adjournment: As there was no further business, the meeting was adjourned at 9:10 PM on a motion by Councilman Gallo, seconded by Councilman O'Brien and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK