

REGULAR MEETING MINUTES

Oceanport, New Jersey
November 6, 2008

The Regular Meeting of the Oceanport Mayor and Council was called to order on November 6, 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.

CONSENT AGENDA

1. Resolution authorizing the payment of bills. **R-08-151**
2. Resolution authorizing contract for an alcohol and controlled substances program. **R-08-152**
3. Resolution transferring funds. **R-08-153**
4. Resolution for an insertion of an item of revenue: OEM grant. **R-08-154**
5. Resolution urging the State to implement a moratorium on the implementation of COAH. **R-08-155**
6. Resolution approving field usage by USP Soccer. **R-08-156**
7. Resolution waiving permit fees for Blackberry Bay Park and Old Wharf Park **R-08-157**
8. Approval of the Workshop minutes of October 16, 2008.
9. Approval of the Regular minutes of October 16, 2008.
10. Resolution supporting adult adoptees' right to obtain their original birth certificate. **R-08-158**
11. Resolution awarding a contract to Fiotakis Construction for a concrete pad at the Public Works Yard for recycling. **R-08-159**

The Clerk stated there were 9 items listed on the consent agenda and read the 2 additional items that had been added and asked for a motion. Councilman Briscione made a motion to approve the Consent Agenda as presented, which was seconded by Councilman Ibex and approved by the Council.

COMMITTEES:

COUNCILMAN BRISCIONE: Councilman Briscione reported on Public Works and that leaf pickup is in progress with all zones having been picked up once already and that Leaf Pickup Schedules are available on the website and in Borough Hall and stated that grass clippings and branches not be put out with the leaves.

Councilman Briscione also reported on the 2008 Road Program and the status of the work and that all improvements should be complete by the end of the month.

Councilman Briscione reported on a meeting he attended regarding shared services for solid waste collection, possible grant money and cost to participate.

Councilman Briscione reported on issues affecting Monmouth Park including an approval for 5,000 slot machines in Maryland and other states that have slots or VOT's to permanently fund racing purses in those states.

Councilman Briscione concluded by congratulating Councilman Gallo and Councilwoman Kahle on their re-election and that he looked forward to continuing to working with them.

COUNCILMAN GALLO: Councilman Gallo advised everyone of the upcoming ceremonies for Veteran's Day and extended an invitation to everyone.

Councilman Gallo reported on Parks and Recreation and that the tennis court lights have been turned off for the winter. Councilman Gallo reported that at the Community Center, the old basketball court will be removed and replaced with grass and a smaller patio area off of the building which was approved by the Rec Committee.

Councilman Gallo reported that he attended an event on behalf of the Mayor that evening where the Fire Department and First Aid Squad were recipients of a donation from the Oceanport Gardens seniors who held a flea market to raise money which was led by Mr. Kantor with Tom Crochet and Laura Hornung who were present to receive on behalf of their departments.

COUNCILMAN IBEX: Councilman Ibex extended congratulations to Councilman Gallo and Councilwoman Kahle on their re-election. Councilman Ibex reported that the Public Safety Committee had met and that everything is proceeding in good order. He also commented that Ed Ryan's recovery and rehabilitation continues and extended their thoughts and prayers to his family.

COUNCILWOMAN KAHLE: Councilwoman Kahle reported that the Quality of Life Committee will be meeting next week on Thursday at 7:30 pm.

COUNCILMAN IRACE: Councilman Irace reported that he along with Mayor Mahon, Senator Bennett and Michael Sullivan, Borough Planner, attended a FMERPA meeting on the COAH Memorandum of Understanding and that they are all committed to attaining a COAH plan that will enable Oceanport to meet its State-mandated affordable housing numbers while placing a burden on the Borough's residents. He stated that Fort Monmouth remains an issue and that they are committed to doing what is best for Oceanport regardless of political ramifications.

Councilman Irace also wished Councilwoman Kahle a Happy 50th Birthday.

COUNCILMAN JOHNSON: Councilman Johnson called for the 2nd reading and public hearing on **AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AMENDING CHAPTER 328 OF THE CODE OF THE BOROUGH OF OCEANPORT ENTITLED "STORMWATER CONTROL"** 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:	Briscone, Gallo, Ibex, Kahle, Irace, Johnson
NAYES:	None
ABSTAIN:	None
ABSENT:	None

Councilman Johnson called for the 2nd reading and public hearing on **AN ORDINANCE OF THE BOROUGH OF OCEANPORT AMENDING CHAPTER 35 CONTRACT, PUBLIC OF THE CODE OF THE BOROUGH OF OCEANPORT, REQUIRING COMPETITIVE NEGOTIATIONS FOR PROFESSIONAL SERVICES** 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 Councilman Irace.

The Clerk called roll:

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

MAYOR MAHON: Mayor Mahon stated that in addition to the Veteran's Day ceremonies the Borough had passed a resolution regarding an extension of volunteer benefits to military servicemen and their families within the Borough of Oceanport as part of a covenant being undertaken by the Fort and surrounding communities. He also stated that the school would have essays on Veteran's topics and the award winners present for the ceremonies as well.

PUBLIC:

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

Gary LaBruno, Wyandotte Avenue, extended congratulations to Councilwoman Kahle on her re-election. Mr. LaBruno asked Councilwoman Kahle if the Quality of Life Committee meeting was open to the public. Councilwoman Kahle answered that it is open to the public but that its really focus groups and working groups and that the Committee was originally to be made up of 2 persons but they opened it up to more.

Mr. LaBruno stated that he had a problem with a mailing that was sent out by Assemblyman O'Scanlon and Senator Beck's office regarding an meeting that they would be having regarding COAH and Fort Monmouth as it was sent out only to registered Republicans and that it should be sent to everyone as the issue is not a partisan one but one that everyone should be involved with.

Senator Bennett stated that Oceanport has definitely addressed the matter as a bi-partisan issue.

Mr. LaBruno also commented on the ongoing discussions with the police department and urged the Council to settle the contract before arbitration as the only ones that make out are the attorneys and brought up what happened with Little Silver as the legal fees grow and the longer it is extended the more it will hurt Oceanport.

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

Senator Bennett stated for the Public that the Mayor and Council would be holding a Special Meeting on November 13th solely for the purpose of a resolution for the MCIA.

Mayor Mahon stated for the public that because the Borough is in contract negotiations with the police they are not permitted to discuss it and provide the public with any answers.

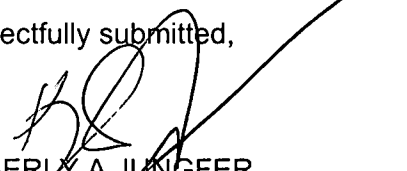
Bill List: Ad Hoc Trust \$791.82. Capital Trust \$12,356.90. Dog Registry \$500.00. Escrow Trust \$7,797.99. Fireworks Trust \$176.00. Off Duty Trust \$233.64. Open Space Trust \$85,989.26. Other Trust \$1,500.00. Public Defender Trust \$200.00. 2007 Vouchers Paid \$162,979.00. 2007 Vouchers Paid this Meeting \$.00. Total 2007 Vouchers Paid \$162,979.00. 2008 Vouchers Paid \$16,282,954.75. 2008 Vouchers Paid this Meeting \$1,007,438.59. Total 2008 Vouchers Paid \$17,290,393.34

At 8:18 p.m. the Clerk read a Resolution authorizing the meeting to enter Executive Session on a motion made by Councilman Irace and seconded by Councilman Ibex and approved by Council.

At 8:22 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Ibex which was seconded by Councilman Irace and approved by Council.

As there was no further business, the meeting was adjourned at 8:23 p.m. on a motion by Councilman Irace which was seconded by Councilman Johnson and approved by Council.

Respectfully submitted,


KIMBERLY A JUNGFER
BOROUGH CLERK