REGULAR MEETING MINUTES

Oceanport, New Jersey
October 19, 2006

The Regular Meeting of the Oceanport Mayor and Council was called to order on October 19, 2006 at 8:00 P.M. with Mayor Chaump stating the meeting had been properly advertised in accordance with the law.

MEMBERS PRESENT: Councilpersons Ibex, Kahle, Gallo, Sharkey (entered at 8:05), Briscione and Mayor Chaump

MEMBERS ABSENT: Councilwoman Johnson

OFFICIALS PRESENT: Borough Clerk, Kimberly A. Jungfer and Borough Attorney, Scott Arnette

INNVOCATION: Reverend Mills gave the invocation.

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

The Borough Clerk stated there are 21 items on the consent agenda and then asked if anyone had any questions or would like any of the items removed.

CONSENT AGENDA:

Consent Agenda

1. Resolution for appointing temporary part-time help in the Tax Office.
2. Resolution inserting certain items of revenue
3. Resolution authorizing a Senior Citizen tax deduction.
4. Resolution authorizing a Disable Persons tax deduction.
5. Resolution authorizing a Veteran's tax deduction.
6. Resolution authorizing the recodification of Borough ordinances to General Code.
7. Resolution amending the Borough Personnel policy.
8. Resolution in support of the Automated Flood Warning Systems.
9. Resolution authorizing the Execution of an Escrow Agreement for Development.
10. Resolution authorizing the payment of bills.
11. Resolution in support of the Monmouth Housing Alliance's Grant application.
12. Resolution awarding the contract for Elevator inspections.
13. Resolution awarding the Bid for the Wheel Loader to Trico Co.
14. Resolution awarding the Port-Au-Peck Driveway project to E&L Paving.
15. Raffle application of the Oceanport Hook and Ladder Co.
16. Approval of Fire Applications for John F. Gallo and Ronald Youmans, Jr.
17. Approval of the Workshop minutes of September 7, 2006
18. Approval of the Workshop minutes of September 18, 2006
19. Approval of the Special Meeting minutes of September 7, 2006
20. Approval of the Special Meeting minutes of September 18, 2008
21. Approval of the Regular Meeting minutes of September 21, 2006

There being no questions the Borough Clerk asked for a motion to approve the consent agenda, which was moved by Councilman Ibex and seconded by Councilwoman Kahle and approved by Council. Councilman Briscione stated that he needed to abstain from #21, which were the minutes of September 21, 2006 and as Councilman Sharkey was not present for this portion of the meeting he did not vote.

CLERK'S REPORT:

The Borough Clerk stated she had the police report for September 2006, which has been distributed and will be posted tomorrow morning.

COMMITTEES:

COUNCILWOMAN KAHLE: Councilwoman Kahle started off with Recycling. As she reported in the past there has been an ongoing problem with the use of the recycling facilities due to the fact that they are unmanned and open 24 hours 7 days a week. Most of the surrounding municipalities were open only during business hours and a half-day on Saturday with a monitor present on that day. She had discussed this issue with the Council on several occasions and the feeling has been that no one wanted to inconvenience the residents of Oceanport with having regular business hours. Many people work and they use the recycling center in the evenings and then on Saturday and Sunday. Today, Councilman Ibex and herself met with the officers of Global Recycling and the Public Works Department. Global Recycling is the company that we currently have our recycling with. They negotiated with them a couple of years ago to take our recycling and they take that for free with out any cost and they do pay us for the newspapers. They are very concerned with the status of our recycling and have recommended that we change our hours to regular business hours and have a half-day on Saturday with a monitor present. The reason that they are doing that is because of illegal dumping. When the police catch the people who illegally dump it normally turns out that they are from out of town. They are dumping metal racecars, paint cans, car hoods, etc. The recycling company is going to have a problem with this come time to renew our contract in December. They are clogging up our machines and they are not able to take care of the contraband that is in there. It is unfortunate that this has to happen because as she said it's really not the Oceanport residents that are doing this but it's going to be the Oceanport residents that are going to suffer for this. The other thing is that the County is going to be starting a recycling program with cardboard so they are going to add another dumpster there for cardboard and that is going to have to be recycled, which will be in the bulletin. They will probably have to reconfigure the whole recycling yard to accommodate that and to accommodate closing that off. Before they do that they will have another meeting at the Workshop meeting and this will be discussed and they will bring this up to see if there are any other ideas. They could opt to man it all the time. There are some things that could be done but the most economical would be to do what they suggested.

Councilwoman Kahle stated last month she reported that the Environmental Commission had met with the representative of the West Long Branch commission namely our own, Sergeant Cioffi, and they were considering a geese management program sponsored by Geese Peace. They have decided to undertake the project and are sharing the expertise of the West Long Branch Environmental commission. They have received the timeline and will be starting the project in January. West Long Branch had great success with this program at their park where they had a major geese problem and they have reduced their geese population by ¾.

Councilwoman Kahle reported on Coastal Drug Alliance stating that they had their meeting this month under new leadership of Shannon Berry. This week is anti-violence week and to that end Shore Regional High School is presenting 2 assemblies to address this important issue with a special emphasis on media violence. Shore Regional also reported that their membership is up in the SADD club with 120 members. The West Long Branch Police Explorer Program participated in a fatal vision exercise wearing the special goggles with the assistance of our own Police Department and Sergeant Tagerty. The Dare programs at the Middle School are also starting this month initiating a second program and West Long Branch is initiating a second program for the 8th grade. We here in Oceanport have a very strong program that has been ongoing for over 5 years, which was started by Sergeant Tagerty. In the first year he involved everyone. Two years ago Sergeant Tagerty realized the importance of a second program targeting the students going into the 8th grade and then going into the high school. This is an important program for Oceanport as it not only adds to our curriculum with teaching about drugs, alcohol and substance abuse but also teaches them to say no and choices through role play. It also creates a relationship between our children and the Police Department. Hopefully it will continue with them through their difficult high school years. We are very luck to have such a comprehensive program here and to have someone who cares so much about all of our children and to help them succeed.

Councilwoman Kahle reported on Water Watch stating that Gregg Schussler from the DEP has reported there were some tide check valves at Monmouth Park that were found faulty and were causing high tide from Branchport Creek to flow into their system. Originally they thought it was one tide check valve at the infield pond but since then they found 7 more. They are on order and should be replaced within a month. Monmouth Park officials have also decided to create a new catch basin design system to hold the track's surface waters and are planning to dredge the infield pond to make it a little deeper to use as a retention basin. This is needed as they found during the rain the mud ramps sloped into the staple area and washed everything into the waste water system. They have hired a construction superintendent to deal with the sedimentation problem and runoff issues. Gregg Schusslar has also said that Monmouth Park is funded to go ahead with repairs and he sent a letter to the track for more details, which he will share with the Borough when he gets them.

Councilwoman Kahle stated the Board of Health had retested our waterways on October 12th and found that while there has been a decrease in the bacteria level in our waterways especially at Monmouth Park the major outfield continues to discharge 19,000 **enterococis** and 13,000 fecal coliform into Branchport Creek. This results in fecal coliform counts being 2,000 at Oceanport Marina, 1,400 at Pleasure Bay Marina, 1,500 at Pocano and 1,700 at the Port-Au-Peck Bridge. Still this is much to high to be a safe fecal count, which is supposed to be less than 200. The Water Watch Committee has asked the Mayor to send a letter requesting the Monmouth County Board of Health to continue its testing in our waterways throughout the year and not just when the track is open. Even though there are a lot of factors that will affect the fecal counts testing throughout the year will show any trends in the water quality and will show if the improvements to Monmouth Park will resolve the problem. They have also asked to write a letter requesting a member of the Water Watch Committee be permitted to accompany the Board of Health at the testing.

Councilwoman Kahle reported on Education stating the Board of Education wanted her to extend it's sincere thanks to the residents for supporting the referendum. The Board will be communicating starting in July with the residents as to the timeline and the updates but wants to assure everyone that no education will be interrupted.

Councilwoman Kahle reported on Shared Services stating in the past they have reached out to Fair Haven, Rumson, Little Silver, West Long Branch and Shrewsbury with shared services such as sanitation pick up and street sweeping. She was surprised to read in the newspaper the study being undertaken by Rumson, Little Silver and Fair Haven to consolidate their Police Departments as we were not informed that this would be happening. That is not to say that we would want to do that but she thinks we owe it to the taxpayers to be involved in that conversation. With that said she did call Councilman O'Scanlon of Little Silver and he said that they were thinking of the 3 towns, but Oceanport could be included in the meetings and in the conversations. This would be a good experience for us just to hear what they have to say and then decide what is best for Oceanport. Consolidation and shared services are going to be the norm in the next 2 years and it is to our benefit not to be shut out of any opportunity and to learn from our surrounding towns. Today in the paper she read about the county schools district being in our future. She has been advocating consolidation of our regional school district, which she feels would be more keeping with the small town. It seems that the school districts are going to be told what to do by the state. She also spoke with Shrewsbury about the dispatcher center study and their report will be completed in the next couple of weeks they will have a meeting, which we will also be invited to just to hear what they have to say. We need to be proactive in this and see where we fit in and where it is that is best for Oceanport before we are told what is best for us.

Councilwoman Kahle stated that when she spoke to Declan O'Scanlon he said that they might be having a meeting next week and we are not going to be having any meetings and they invited 2 of us to attend that meeting. So she was wondering if they could designate 2 people to attend so they don't have to worry about it next week. Councilman O'Scanlon stated that the Mayors are not participating she knows that Mayor Chaump did call Mayor Castleman when she read about it in the paper and she didn't know much about it because it is a Council initiative study. She doesn't know what Rumson is doing but she was wondering who would be interested.

Mayor Chaump stated she had a report on this issue. She spoke with Declan O'Scalan yesterday and he apologized for not letting Oceanport know about it sooner and then he suggested that we send 2 Council people so she was going to send the 2 police liaisons, which would be Councilman Briscione and Councilwoman Johnson.

Councilman Briscione then suggested to send one of the financial people also since there will be a discussion on costs.

Mayor Chaump stated the discussion would be whether or not we would like to go out for the grant. The grant will tell us whether or not it's feasible and the cost savings and whether or not we can do it.

Councilwoman Kahle stated she would really prefer not to have someone who is not going to be here to continue on with the study. She wouldn't have a problem with Councilwoman Johnson attending but she is not going to be here because this is the end of her term and she is not running for re-election. She doesn't know how everyone else feels but she would rather have someone who would be able to carry on the discussion instead of putting in new people mid-way.

Councilman Briscione stated he would attend.

Councilman Ibex asked when is the meeting?

Mayor Chaump stated the date has not yet been established.

Councilman Ibex stated he is not available Wednesday or Thursday but he would have no problem attending.

Councilman Sharkey stated the meeting is on November 1st at 7:30pm

Councilwoman Kahle stated that Councilman Sharkey is Municipal Coordinator so she thinks he should go because she thinks that it should really be somebody that is going to be here. She doesn't mind who it is but it has to be someone who is definitely going to be here.

Mayor Chaump stated it will be Police Commissioner, Councilman Briscione, and if anyone else who wants to volunteer.

Councilman Ibex volunteered

Councilwoman Kahle then volunteered.

Mayor Chaump said they could discuss this issue later and she would contact Councilman O'Sanlan

Councilman Briscione asked Councilwoman Kahle if there were any more information in regard to Water Watch. The coliform count was 1,925 colonies at Old Wharf and were there any updates and he knows that everyone thinks it's the geese but is there any remedial action planned for this because we don't know if it's coming from boat discharges at the marina, the Old Wharf or septic tanks, which is equally a serious condition he would guess.

Councilwoman Kahle stated there is a test that could tell what it's from animals or sewage spills etc. She thinks it's in the plan to test for that but they are hoping with the geese control starting next year that will help clean up that water.

Councilman Briscione stated he thinks we need to know what exactly is causing it and have a remedial action plan since we are committing $105,000 of Borough money to that park.

Councilwoman Kahle stated that the geese problem is going to be addressed next year but she will contact the Board of Health to see if they can do a specific test to see exactly where it is coming from.

Councilman Briscione stated given that commitment of that money we need to find out what is going on there and what the plan is to alleviate that problem because it's only fair for the residents on that side of the town.

Councilwoman Kahle said she would contact the Board of Health.

COUNCILWOMAN JOHNSON: Absent

COUNCILMAN GALLO: Councilman Gallo reported on First Aid Squad stating they responded to 45 calls this month, 2 were motor vehicles and 16 were fire calls. 6 members of the squad

went to the annual convention where they attended classes to obtain CEU 's, which they are required to earn and by earning them keeps them qualified to be EMT's. There building continues to progress and will be pouring the concrete pads out front.

Councilman Gallo reported on Water Watch stating that they continue to work on the monitoring of the Borough outflow pipes. The members have been given their assigned tasks and they will begin that shortly.

COUNCILMAN IBEX: Councilman Ibex stated the budgetary process is getting underway and he is very hopeful that they will have a very spirited season in going through the budget and really trying to come up with a budget that is representative of what we need and as lean as possible.

COUNCILMAN SHARKEY: Councilman Sharkey reported on the Fire Department stating they had 14 calls this September and they were at 93 calls for the 9 months period in 2006, which is down from the 107 calls that they had in 2005.

Councilman Sharkey stated there was nothing new going on with insurance they haven't heard any new status reports. They are still waiting to get into the building at the Old Wharf House and everyone already heard the details on shared services.

COUNCILMAN BRISCIONE: Councilman Briscione stated he had an Ordinance and an amendment to read. He then called for a second reading of public hearing of an Ordinance adopting the Borough By-Laws and asked the Borough Clerk to read the affidavit of publication and the proposed Ordinance by title only.

Mayor Chaump then opened the meeting to the public for any comments on this ordinance only. Hearing none she asked for a motion to close the public portion, which was moved by Councilman Ibex and seconded by Councilman Gallo.

Councilman Briscione moved to adopt the Ordinance on second and final reading and advertise same in accordance with the law, which was seconded by Councilman Ibex

The Clerk called the roll:

AYES:	Gallo, Ibex, Briscione
NAYS	Kahle, Sharkey
ABSTAIN:	None
ABSENT:	Johnson

Councilman Briscione called for a second reading of public hearing of an Ordinance amending and supplementing Chapter 64 of vehicle and traffic regulations. He then asked the Borough Clerk to read the affidavit of publication and the proposed Ordinance by title only.

Mayor Chaump then opened the meeting to the public for any comments on this ordinance only. Hearing none she asked for a motion to close the public portion, which was moved by Councilman Ibex and seconded by Councilwoman Kahle.

Councilman Briscione moved to adopt the Ordinance on second and final reading and to advertise same in accordance with the law, which was seconded by Councilman Ibex.

The Clerk called the roll:

AYES:	Kahle, Gallo, Sharkey, Ibex, Briscione
NAYS	None
ABSTAIN:	None
ABSENT:	Johnson

Councilman Briscione reported on Planning Board stating that the Planning Board has asked Council to review the escrow fees with regard to applications. Additionally, the Planning Board has asked the Mayor and Council to institute an Ordinance for Developer's Agreement, which would require the developer to contribute to a the fund, which would offset the cost of off-site improvements resulting from that development. At Workshop they have requested that Mr. Arnette contact the Planning Board Attorney to look into these issues.

Councilman Briscione stated the police report for September indicates that dispatch received 1,239 calls. The Officers responded to 672 calls. There were 150 summons' issued and 262 motor vehicle stops.

Councilman Briscione reported on Cable and Technology. They received grant money to update the website and then stated the Borough Clerk distributed the quotes that they received to the Council members. Cable and Technology to review the information and make a recommendation to the Council. Our current website was done at no cost to the Borough as and Eagle Scout project by Patrick Hickey. For improved public access we will attempt to have individual email addresses for Council members, which can be remotely accessed. This would be similar to the setup that Board of Education now utilizes.

Councilman Briscione stated that the Monmouth Park committee met on Tuesday and discussed the ideas for a fan fest, which has been held at other racetracks that have hosted the Breeder's cup. This event would have to be sanctioned by the Host Committee and the Breeder's Cup Organization. It would involve the planning of local events in the 2 weeks leading up to the Breeder's Cup and would emphasize the equine industry in Monmouth County along with events that encourage community involvement and participation in and around Monmouth Park. There is a meeting this weekend with Monmouth Park and Breeder's Cup Officials as a result of that meeting they would expect to get direction on how to proceed. We will be looking for volunteers to assist at the many events that will be taking place in October 2007.

Councilman Briscione reported on Economic Development Committee. Council will be interviewing a planner for assistance in developing a Land Use Plan for the 419 acres on the Oceanport side of Fort Monmouth. The rational is for the town to be proactive in the eventual redevelopment process and to give residence a forum to discuss their ideas on what type of development should take place and what recommendations should be made to the Local Redevelopment Authority. We will be touring the recreation facilities again next week with the officials of the Monmouth County Park System. There is a preliminary plan for Eatontown, Oceanport and Tinton Falls to form a Fort Monmouth Recreation Commission and to submit a letter of interest under the public benefit conveyance procedure to obtain recreation and open space facilities on the post, which would include the rec center, the bowling alley, the parade grounds, Husky Brook recreation area, Lane Hall and the football complex. Mike Tober, Kim Jungfer and Councilwoman Kahle will be in attendance.

MAYOR CHAUMP: Mayor Chaump stated that she went to a Public Safety meeting on October 2nd and they discussed Capital Items and they adjusted the tones and voices on the new siren system and there was a discussion on membership procedures. Also, the EMT training was at Monmouth Medical Center and that was the end of Public Safety and there were some suggestions made by our Chief of Police, Harry Sutton, at the Workshop meeting, which they will discuss at the next workshop meeting.

Mayor Chaump stated on October 19th there was a meeting with all of the OEM directors and the Mayors were invited. Captain Baldanza ran the meeting. He invited Little Silver, Sea Bright, Monmouth Beach, Fair Haven, Rumson, Long Branch, Middletown, Highlands and the County. They were going out for a grant for an automated flood warning system for the Navesink and Shrewsbury rivers. They are going to apply for this grant, which is 100% funded from the National Weather Service. What they will be doing is having 5 locations and different areas and will be done through computer software, which Oceanport will be housing the software here. The long-term benefit of this is the community rating system. In Oceanport there are 652 houses that are insured with flood insurance at $158,851,600. With having this system in place the residents could qualify for a 45% discount of their annual flood insurance premium, which would be a great thing. Rumson is doing their resolution tonight, Little Silver already passed their Resolution and she then thanked Council for passing the Resolution this evening.

Mayor Chaump stated that the Two River Mayor's Council meeting met on October 7th. They had someone there from the DCA speaking about shared services. He talked about a feasibility study grant, which is a maximum of $20,000 that you can apply for with a 10% match and that is the feasibility study grant that Little Silver, Fair Haven and Rumson is going in to look at about shared services with police that Oceanport will be included in on and also Shrewsbury. The next step would be an implementation grant, which is a no match and a maximum of $100,000 and then there is a county grant, which is a multi grant and that is for 3 years and the maximum for that is $300,000 and that we will send to regionalization. Usually when you have 1 or 2 towns you can't apply for that but if some of the mayors decide to go in 5 towns or more we could apply for that money. The mayors discussed Emergency Management Services and also Public Works and at the next meeting they will discuss Public Works equipment.

Mayor Chaump stated she spoke to Mayor Castleman over the weekend about the shared services grant that was in the paper over the weekend and she did not know about it. Councilman O'Scanlan called the other day and apologized and as soon as she gets more clarification she will let Council know on when this meeting is and how many people will be asked to attend as they all have different opinions and comments on what exactly is going on.

Mayor Chaump stated as Councilwoman Kahle said she will be sending a letter to the Monmouth County Board of Health to test the waterways more often and to have a Water Watch volunteer. She also contacted Senator Karcher about this issue because after all these are state waterways but our resident enjoy them as well. Senator Karcher sent her a letter and she will distribute that to Council and if we need anymore help Senator Karcher will be more than willing to help us.

Mayor Chaump stated there was a Fort Monmouth Planning Authority meeting last night and she suggested when we have our website we should also have email addresses and home addresses posted that will be done as soon as the executive director has an office within 3 to 5 miles of Fort Monmouth. He had been briefed on with the Governor's office officials, Colonel

Sullivan, DOD, the OEA and the National Environmental Policy Act and an environmental assessment as far as Fort Monmouth is concerned. She was quite please to hear that he has decided to setup subcommittees on environmental, transportation, veteran's, education, social services and also for RFP development. She will be letting everyone know more about that and volunteering and residents input.

Mayor Chaump gave a brief summary of the Proclamation for Halloween 2006.

Mayor Chaump stated when the Mayors perform a wedding they ask for a donation. The donation is put into a special fund and then at the end of the year the Mayor chooses to donate that money back to the community. Certain communities do different things. At this time she dispersed the money. She gave a check to the Port-Au-Peck Firehouse, Hook and Ladder, and Oceanport First Aid Squad.

Councilman Briscione stated this week the Police Department and the Board of Education attended a seminar on public benefit conveyances given by the county and Fort Monmouth. They also toured Fort Monmouth and looked at possible buildings and sites.

Mayor Chaump opened up the meeting to the public

PUBLIC:

Laura Hornung, 7 Center Street, stated she is not a fishing person but if this water is so dirty are people allowed to fish and eat that fish or crabs?

Councilwoman Kahle stated people are allowed to crab.

Laura Hornung stated she saw people fishing yesterday and if that water is contaminated and Councilwoman Kahle stated there are signs posted.

Laura Hornung stated she has never seen signs posted by the First Aid Building and she sees that old man fishing everyday.

Councilman Briscione stated he is not an expert but it has always been shellfish that are affected by this, which is what the signs have always said.

Laura Hornung asked what about regular fish and Councilman Briscione said that would probably be a question for the Board of Health.

Joe Lyons, 27 Serand Ave, questioned how much of the municipal budget is allotted to the Hook and Ladder volunteer fire company for operating expenses in 2005? He reached out to the Borough for that information, which was provided and then he handed the information to the rest of Council.

Mayor Chaump stated this issue was brought up by Councilman Sharkey at the Workshop Meeting.

Joe Lyons, stated the first page shows the operating expenses for 2005 and the number at the bottom reflects the cost to the Borough for the 2 fire house. Hook and Ladder has about $12,500 and Port-Au-Peck is about $18,550. He then went through the expenses. The second page reflects the amount of capital money spent for the 2 firehouse between 2000

and 2006. The numbers are obvious because Hook and Ladder got no money and appropriately so because they are a privately funded building. Port-Au-Peck with its 4 expenses exceeds $170,000. They do maintain that the Hook and Ladder has to survive on donated funds. The reason he is making this point is because they are going to continue to do the fund drive as they see fit they cannot survive otherwise. They obtained a generator for free and a bunch of other things from their donations and from the help of OEM. He suggested to have a bigger budget for 2007 and then compared and contrasted the expenses of the Hook and Ladder and Port-Au-Peck.

Councilman Briscione asked if the $5,000 bay rental was an annual fee?

Joe Lyons said yes and it changed when he was on Council because it was frozen for years and he got price level inflation and since then it has changed as well. This pays for the insurance bill, capital costs and some of the utilities.

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

At 8:44pm p.m. there was a motion to adjourn from Councilman Ibex, seconded by Councilman Briscione and unanimously approved by Council.

Respectfully submitted,

KIMBERLY A JUNGFER
BOROUGH CLERK