



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

AGENDA • SEPTEMBER 19, 2019

Regular Meeting

Maple Place School

7:00 PM

2 Maple Place, Oceanport, NJ 07757

I. Call to Order

II. Statement of Compliance with Open Public Meetings Act: *This meeting complies with the Open Public Meetings Act by notification on January 9, 2019 of this location, date and time to the Asbury Park Press and the LINK News and by the posting of same on the municipal bulletin board and Borough Web Site.*

III. Flag Salute

IV. Invocation

V. Roll Call

VI. Administrators Report

VII. Clerk's Report

VIII. Consent Agenda

- #2019-181** 1. Resolution authorizing payment of BILL LIST 09-19-2019
- #2019-182** 2. Resolution approving Special Event Permit for Bike New York
- #2019-183** 3. Resolution opposing NJ as a sanctuary state
- #2019-184** 4. Resolution authorizing a Tax Exemption for Joseph W. Van Sant
- 5. Approval of First Aid Membership, Dawn Placer
- 6. Receipt & Acceptance of Minutes, Historical Committee, July 9, 2019

IX. Minutes

- 1. Workshop Minutes, August 15, 2019
- 2. Regular Meeting Minutes, August 15, 2019

X. Resolutions

- #2019-185** Resolution rescinding Resolution #2019-056
- #2019-186** Resolution authorizing permit for Facility Use
- #2019-187** Resolution amending 2019 salary resolution

XI. First Reading Ordinances

- Introduction of Ordinance Amending Dog License Fees
- Introduction of Ordinance Setting Forth Policy & Regulations for Blackberry Bay Park Launch Facility
- Introduction of Ordinance Creating an ADA Committee
- Introduction of Ordinance amending Property Maintenance Code to Expand Certificate of Occupany Requirements

XII. Committee Reports

- 1. Councilman Proto, Planning and Development Liaison

2. Councilman Itrace, Finance and Administration Liaison
3. Councilman Gallo, Public Works and Engineering Liaison
4. Councilman O'Brien, Health and Human Services Liaison
5. Council President Solan, Public Safety Liaison
6. Councilman Deerin, Parks and Recreation Liaison

XIII. Mayor Coffey's Report

1. Proclamation - September is Hunger Action Month

XIV. Petitions from the public

XV. Executive Session

#2019-188 Resolution authorizing an Executive Session - Litigation - *Added*

XVI. Adjournment



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • SEPTEMBER 19, 2019

Regular Meeting

Maple Place School

7:00 PM

2 Maple Place, Oceanport, NJ 07757

- I. **Call to Order:** Mayor Coffey called the meeting to order at 7:00 p.m.
- II. **Statement of Compliance with Open Public Meetings Act:** Mayor Coffey stated "Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 9, 2019, and by the posting of same on the municipal bulletin board and Borough Web Site."
- III. **Flag Salute:** Mayor Coffey led the audience and members of the Council in the flag salute.
- IV. **Invocation:** Chaplain Stacy Deerin was unable to attend.
- V. **Roll Call:**

Attendee Name	Title	Status	Arrived
Jay Coffey	Mayor	Present	
William Deerin	Councilman	Absent	
Richard Gallo	Councilman	Present	
Joseph A. Irace	Councilman	Present	
Michael O'Brien	Councilman	Present	
Robert Proto	Councilman	Present	
Stephen Solan	Council President	Present	
Donna M. Phelps	Borough Administrator	Present	
Jeanne Smith	Borough Clerk	Present	
Scott Arnette	Board Attorney	Present	
Catherine D. LaPorta	Chief Financial Office	Present	

- VI. **Administrators Report:** Ms. Phelps reported on items including status of the Tidal Check Valve Grant application, Millennium proposal to prepare new submission and that she was working with a member at NO Office of Emergency Management to determine if the Borough's previous application is acceptable and provide supplementation; Allies Residential Services has advised that the residents of Gosselin Avenue units 31, 32, 33 and 34 are now registered with the County Special Needs Registry as discussed at last meeting; waiting to hear from PennReach on their units, however, just received notice that RPM had discontinued use of Penn Reach as a placement agent for those units. Council President Solan asked what happened to the residents for those units. Discussion ensued on how to ensure that those residents weren't impacted, RPM's reasons for discontinuing services, if leases are with individuals how are they handling that, the willful lack of property monitoring.

Ms. Phelps also reported on her attempts to contact the Treasury regarding the Borough's share of Monmouth Park's sport betting. She'll be reaching out next to the Borough's legislative representatives for Answers; status of claim for loss of poles and transformers at municipal complex determined at \$15,642 less the \$2,500 deductible for a renumeration to the Borough of \$13,542; submittal of a request to FEMA for asbestos costs reimbursement for new complex in the amount of \$376,558 which if approved, will be in addition to the Borough Hall Project Worksheet and the Borough will receive 90% of the approved amount; attendance at the Community Development Block Grant application presentation meeting along with Maser's presentation for the Borough's project for improvements to Wolf Hill Ave with ADA improvements; status of asbestos removal work at new complex with demolition work anticipated to be complete in about 2 weeks resulting in a Notice to Proceed for the General Contract the 1st or 2nd week of October.

Ms. Phelps lastly brought up a request that Ms. Smith brought to her attention from FMERA regarding the numbering of buildings at the new municipal complex as Verizon requires addresses when connecting to those sites. She suggested 900 as a place holder for the area where the recreation building was being removed, addresses of 910 for municipal building, 920 for the DPW garage and 930 for the police department and needed to decide whether or not to keep it Murphy Drive. Councilman Irace asked if we could change the

name of the street. Ms. Phelps answered we would have to ask FMERA. Councilman Irace said he and the Mayor had talked about this. Ms. Phelps said FMERA owns the street which it is her understanding that's the way we want to keep it. Mayor Coffey commented he thought less Murphy then the street coming in would be the street to name – the one that separates the recreation building...Ms. Phelps asked you mean Razor?...Mayor said no, no, when you make the right past the recreation building and the municipal building on the left...there's a street there...unnamed. Councilman Solan said it's an access space. Councilman Irace said Murphy can stay, he doesn't really care. Mayor Coffey – I don't really know if we can change Murphy because Murphy goes all the way past everything. Councilman Irace – Murphy's fine, we just had that one we wanted to use. Councilman Solan said Murphy is not fine. Mayor commented that he thought they would keep with the same road names for the main roads because developers need to know what the names of the streets are and other places that will be in there with us...Ms. Smith speaking up said that is why we should ask FMERA to change it now *before* the utilities come in, like FMERA did with their street – Caren Franzini Way, we can't change it because we don't own it but we're involved in the process. Councilman Irace said we should go for it. Mayor Coffey said *The Oceanport Way*. Councilman Solan asked what if we made it 1920 Oceanport Way – it does have historical significance. Ms. Smith explained that we can't - that was in her report. She was involved with FMERA and the assignment of addresses, they have put a program in place because they were having problems with utility connections. They have now numbered block regions and the series assigned to the municipal complex is 900, there were some exceptions for existing sites such as Russel Hall, a lot involved. Mayor Coffey asked then do we want to make the request for Oceanport Way. Councilman Irace said, yes, why not, I think that's great. There was some additional bantering about "the Oceanport way or old Oceanport way", which direction the building numbers would run and why the army numbered the buildings the way they did. Ms. Phelps will submit request to FMERA to change name of Murphy Drive to Oceanport Way.

- VII. Clerk's Report:** Ms. Smith advised that the website continues to be improved with additional forms and services for the residents; public comments, invited photographs of Oceanport be sent in; will put an announcement in the next bulletin; further advised of notice of change in staff for the Borough's Planner.

VIII. Consent Agenda:

- #2019-181** 1. Resolution authorizing payment of BILL LIST 09-19-2019
- #2019-182** 2. Resolution approving Special Event Permit for Bike New York
- #2019-183** 3. Resolution opposing NJ as a sanctuary state
- #2019-184** 4. Resolution authorizing a Tax Exemption for Joseph W. Van Sant
- 5. Approval of First Aid Membership, Dawn Placer
- 6. Receipt & Acceptance of Minutes, Historical Committee, July 9, 2019

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

IX. Minutes:

1. Mayor & Council - Workshop - Aug 15, 2019 7:00 PM

RESULT:	ACCEPTED [4 TO 0]
MOVER:	Stephen Solan, Council President
SECONDER:	Joseph A. Irace, Councilman
AYES:	Gallo, Irace, Proto, Solan
ABSTAIN:	O'Brien
ABSENT:	Deerin

2. Mayor & Council - Regular Meeting - Aug 15, 2019 7:30 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Joseph A. Irace, Councilman
SECONDER: Michael O'Brien, Councilman
AYES: Gallo, Irace, O'Brien, Proto, Solan
ABSENT: Deerin

X. Resolutions:

#2019-185 Resolution rescinding Resolution #2019-056

RESULT: ADOPTED [UNANIMOUS]
MOVER: Joseph A. Irace, Councilman
SECONDER: Stephen Solan, Council President
AYES: Gallo, Irace, O'Brien, Proto, Solan
ABSENT: Deerin

#2019-186 Resolution authorizing permit for Facility Use

RESULT: ADOPTED [UNANIMOUS]
MOVER: Joseph A. Irace, Councilman
SECONDER: Robert Proto, Councilman
AYES: Gallo, Irace, O'Brien, Proto, Solan
ABSENT: Deerin

#2019-187 Resolution amending 2019 salary resolution

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robert Proto, Councilman
SECONDER: Stephen Solan, Council President
AYES: Gallo, Irace, O'Brien, Proto, Solan
ABSENT: Deerin

XI. First Reading Ordinances:

Introduction of Ordinance Amending Dog License Fees

Councilman Proto called for the introduction of **"AN ORDINANCE AMENDING DOG LICENSE FEES, CHAPTER 127 (ANIMALS) OF THE CODE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY"** and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Proto moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of October 17, 2019 and to advertise same in accordance with the law, which was seconded by Councilman Irace.

RESULT: APPROVED OF FIRST READING [UNANIMOUS] Next: 10/17/2019 7:00 PM
MOVER: Robert Proto, Councilman
SECONDER: Joseph A. Irace, Councilman
AYES: Gallo, Irace, O'Brien, Proto, Solan
ABSENT: Deerin

Introduction of Ordinance Setting Forth Policy & Regulations for Blackberry Bay Park Launch Facility

Councilman Proto called for the introduction of **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY SETTING FORTH POLICY AND REGULATIONS FOR THE BLACKBERRY BAY PARK LAUNCH FACILITIES"** and then asked the Clerk to read the

proposed ordinance by title only, after which Councilman Proto moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of October 17, 2019 and to advertise same in accordance with the law, which was seconded by Councilman Irace.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS] Next: 10/17/2019 7:00 PM
MOVER:	Robert Proto, Councilman
SECONDER:	Joseph A. Irace, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

Introduction of Ordinance Creating an ADA Committee

Councilman Proto called for the introduction of **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CREATING AN ADA COMMITTEE"** and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Proto moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of October 17, 2019 and to advertise same in accordance with the law, which was seconded by Councilman Irace.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS] Next: 10/17/2019 7:00 PM
MOVER:	Robert Proto, Councilman
SECONDER:	Joseph A. Irace, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

Introduction of Ordinance amending Property Maintenance Code to Expand Certificate of Occupancy Requirements

Councilman Proto called for the introduction of **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AMENDING CHAPTER 295 OF THE CODE OF THE BOROUGH OF OCEANPORT, ENTITLED "PROPERTY MAINTENANCE" PASSED AND APPROVED ON OCTOBER 3, 2013, AS LAST REVISED AND PASSED ON MARCH 21, 2019"** and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Proto moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of October 17, 2019 and to advertise same in accordance with the law, which was seconded by Councilman Irace.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS] Next: 10/17/2019 7:00 PM
MOVER:	Robert Proto, Councilman
SECONDER:	Joseph A. Irace, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

XII. Committee Reports:

1. Councilman Proto, Planning and Development Liaison

Councilman Proto reported that FMERA approved the purchase sale agreement for the Barker's Circle parcel; expressed his disappointment that Council was not informed of anything related to this proposal prior to the vote and knew only from viewing the FMERA agenda. Councilman Proto read the following statement: "The mayors on the FMERA board don't forfeit their elected official status and the obligation/responsibilities attended thereto once they take their seat at a FMERA meeting. They were elected by the people of their respective towns to serve the people who elected them, not some board that was created out of whole cloth by the State of New Jersey. I would argue that the fiduciary responsibility that is owed by the mayors of their respective municipalities trumps that which is owed by them to the FMERA board. The mayors were elected to their municipal positions. They were constricted however into their positions on the FMERA board. And lets

face it, given the make up of the FMERA board the mayors are window dressing when it comes to real decision making and voting. I agree with Mayor Mahon and Mayor Skudera, the mayors aren't individual members on the FMERA board. Rather, they are representative members. They represent the electorate and the local government of the municipality in which they serve. These are not my words. These are the words of Mayor Coffey in 2015. I believe those words to be true then and I believe them to be true now".

2. Councilman Irace, Finance and Administration Liaison

Councilman Irace had no report.

3. Councilman Gallo, Public Works and Engineering Liaison

Councilman Gallo reported the cutting of the grass by the contractor going well, has freed up public works to do other tasks; removal of stone parking lot at Blackberry Bay Park and installation of stone dust for a nice hard surface, easier to walk on for the seniors and thanked Public Works and the Borough Administrator for making that happen.

4. Councilman O'Brien, Health and Human Services Liaison

Councilman O'Brien reported on meetings of Water Watch Committee, results of water testing, overall water quality continues to be good, has been all summer; involvement with the NJ FRAMES project to provide flood resiliency to the Two Rivers area of Monmouth County, proposals call for installation of bulkheads, levies, roads and train tracks and encouraged the public to view nj.gov/dep. There was no meeting of the FMERA environmental board to report on.

5. Council President Solan, Public Safety Liaison

Council President Solan announced the Run for the Fallen event on Sept. 29th, stopping at various hero markers including four in Oceanport, urged Borough residents to attend the one being held at E. Main Street and Pemberton Avenue where Shauna Brocklebank Adams, killed in a training incident in Korea, will be recognized and honored. Council President Solan also announced Pasta Dinner fundraiser for the First Aid on Oct. 11th at 5pm; summarized the monthly police report of vehicle stops, summons issued, Kortney Rose event; offered his comments on the recently adopted law providing for Temporary Risk Protective Order and Final Risk Protective Order and questioned their constitutionality. DWI task force held a DWI checkpoint on Oceanport Avenue late August, no drivers arrested during that checkpoint.

6. Councilman Deerin, Parks and Recreation Liaison - Absent

- XIII. Mayor Coffey's Report:** Mayor Coffey commented on the great job done by Parks & Recreation on this year's Summer's End Festival, gets better and better every year because of the volunteers, Borough Police Department, Fire Department and Public Works staff. Mayor Coffey also announced a basketball game at Evergreen Park, Ms. Phelps confirmed court does need to be striped.

Mayor Coffey also read the following Proclamation - September is Hunger Action Month:

WHEREAS, hunger and poverty are issues of grave concern in the United States, the State of New Jersey and the Borough of Oceanport; and

WHEREAS, the Borough of Oceanport is committed to taking steps to raise awareness about the need to combat hunger; and

WHEREAS, the Borough of Oceanport is committed to working with *fulfill*, formerly *The FoodBank of Monmouth & ocean counties* in educating people about the role and importance of food banks in addressing hunger and raising awareness of the need to devote more resources and attention to hunger issues; and

WHEREAS, the federal poverty level for a family of four (4) has become \$23,850, in 2014; and

WHEREAS, the real cost of living in Monmouth county is 41% higher than the national average ; and one (1) in every seven (7) households in Ocean County earns below the real cost of living; and

WHEREAS, more than 136,000 individuals in Monmouth and ocean counties rely on food provided by the members of the foodbank of Monmouth and ocean counties annually; and

WHEREAS, one (1) in every ten (10) people in Monmouth and Ocean counties received "emergency" food from the FoodBank of Monmouth and Ocean Counties and their network of food pantries, soup kitchens, shelters and other community organizations; and

WHEREAS, food banks across the country will host numerous events throughout the month of September to bring awareness and attention to encourage involvement in efforts to end hunger in their local community.

NOW, THEREFORE, I, JOHN F. COFFEY, II, MAYOR, together with the members of our governing body and the entire Borough of Oceanport, in order to promote public awareness about hunger, do hereby declare September 2019 as **Hunger Action Month** in the Borough of Oceanport and call this observation to the attention of its citizens.

Mayor Coffey reported that the Kortney Rose Foundation event went well and reached their goal of \$100,000 in funds raised for a total of \$2 million for pediatric brain tumor research.

Mayor Coffey concluded his report with the following statement: "With respect to the beautiful treatise on fiscal and fiduciary responsibility on part of the Mayor, I agree with everything I said and wrote back then and if you think that in my capacity as Mayor on the FMERA board I'm not doing what I believe is in the best interests of Oceanport then you haven't been paying attention to the past 17 years of my living. With respect to the Barker's Circle, it's the same developer that is putting in the dance hall that was so incredibly deferential to our Planning Board when he appeared there and provided that great representation as to what was going to be built at the dance hall and I'm sure you're going to see another presentation at the Planning Board that will knock your socks off with respect to *this* developer. This item has been discussed at not one, not two, not three, not four but six, at least six FMERA meetings and it was also mentioned when FMERA was here a long, long time ago. There's no secret that the proposal is 75 residential units, 60 of which are for either sale or lease at market rate, 15 of which by law have to be affordable housing. The firehouse where our police reside for free for the past several years is going to be converted into a restaurant, and the small theater that you see as you drive past the firehouse, police station, is going to be turned into a local community theatre event space. This is part of the, two things that we can't get around that we, Joe and I fought so hard against 10 years ago now, is that the numbers are fixed, 720 residential units, 144 of which must be, 20%, affordable housing units. Can't get past that. There, in order to have 720 units to be built on 430 acres you're going to have a little bit higher density than we're used to in the rest of Oceanport. It is my opinion, and my belief that the Fort section, and I know that Council disagrees with me, the Fort section will look totally different then the rest of Oceanport. Its going to have 4 liquor licenses. Four liquor licenses on 430 acres and if you count the marina that would be a 5th liquor license. But the State of New Jersey gave us 4 liquor license which we can do with what we want and provide to the proprietors who are buying developing here. With respect to Barker's Circle, they're paying \$4.85 million for this, and that's been known for quite a while, and they're going to put \$22 million of improvements into those horrible, unaesthetic, those buildings should be knocked down. When you come out of the marina making right hand turn onto Oceanport Ave to Little Silver you see these horrific dorm-type buildings that...I lived in Laurel Gardens when I first got married, and those buildings, and I'm not disparaging Laurel Gardens in Eatontown, those buildings have more aesthetic appeal than these buildings at Barker's Circle. Nonetheless they are within the historical area and can't be taken down. So this developer has to figure out a way, God bless him, he's go to figure out a way to turn those units into high-end rentals or high-end sales and use the existing facilities. One building is also going to be kept non-residential – it will be commercial, at this point office space, but I'm sure when the developer comes into the Planning Board this will all be fleshed out a little bit more. In connection with each one of these developments I do an analysis to figure out what we're going to get as far as tax revenue. When I voted in favor of the Somerset property which is the 143 high-end units, \$900,000 each projected and 37 rental affordable housing, when built out will generate about \$1.8 million in tax revenue – we don't get all of that – we get 25% of that to the Borough, it has to be shared with the County and the school board. This new 75 unit building when built out is going to generate a tremendous amount of tax revenue again which the Borough of Oceanport will, and the school system will receive about, close to 80% to put towards our coffers. I don't take any of this stuff lightly. It's no doubt that there's a break down in communication between me and this Council. There was a break down in communication between the last mayor and this Council. There's one commonality there. But any question about whether I'm putting the Borough of Oceanport first, when I'm sitting there as Mayor, I've said on the record at FMERA where my allegiance lies. I'm elected by the *Borough of Oceanport's* residents. I have a fiduciary duty to them. I think I'm fulfilling that each and every month I sit there, each and every month I sit here".

XIV. Petitions from the public: Mayor Coffey opened the meeting to petitions from the public.

Maggie Lippolis, 65 Monmouth Rd, asked questions about the ordinance creating an ADA committee and the break out of members and asked why the First Aid was not recommended as membership, questioned who the Director of Health was. Ms. Phelps responded it would likely be the county. Ms. Lippolis further

commented that she sees the Fire Chief for Oceanport as part of the group, and guess that Public Safety Director would be the Chief but doesn't remember hearing of a director of health in the Borough. There's a board of health and hopes it was just a typographical error or an oversight. Oceanport First Aid would be part of this group considering they do patient care including mobility and extreme difficult situations to move their patients.

Barbara Josselyn, 62 Manitto Place, on behalf of the seniors was there to thank Councilman Gallo for fixing the parking lot for them and anyone else involved in it. Ms. Josselyn also discussed that their by-laws says that she is supposed to come to all of the Council meetings and she would be changing that – a duty of the president. Ms. Josselyn asked if there was someone who was the liaison to the seniors. There was some discussion on which Committee they came under and it was determined it was under Parks and Rec – Councilman Deerin. They will be updating their by-laws last updated in 2006.

Bob Fiore, 5 Fiore Court, appeared and brought to their attention issues with building simple driveways in Oceanport, the ordinance being enforced, the permit required, an inspection fee and a \$1,000 deposit and believes it's a bit extreme and asked that they reconsider it. Discussion ensued on the purpose for the ordinance. Councilman Proto responded that he would be happy to look into the ordinance but this may never have been enforced because we never had a full-time code enforcement officer which we have now and there will be people not happy that they are being enforced now. That said, if this ordinance is a bit prohibitive they'd be happy to look into it. Mr. Fiore commented he thought the intent was for the utilities who dig into the streets. Ms. Smith advised that the ordinance was put in place for a formal process by which its guaranteed that if the work performed is done improperly, there's recourse for the Borough done in its right of way; the cash repair deposit covers that and is refunded if not used, the engineer has to inspect it to be sure it was repaired properly. She suggested that they consider posting a bond which would cover all of their projects like the utilities company do if they do that much work in town and what that entailed. Ms. Smith also advised that if the owner has a survey that shows the work to be performed is not in the right of way then they do not need a permit. Councilman Proto stated to Ms. Smith that we could meet with John and review the ordinance again. Mr. Fiore also asked about the project to do Wolf Hill Road and as a contractor suggested that they wait until after the school work being done so it doesn't get torn up. There was discussion that was discussed and the engineer had not had a concern. Ms. Phelps commented that they were still waiting to see if they were awarded the grant for it or the work likely wouldn't be done. Mr. Fiore also commented that the striping at Evergreen was *not* getting done as he was told to hold off – they're going to paint it...Ms. Phelps answered she was not sure about that...Mayor Coffey asked if that was the seal. Mr. Fiore responded that if they paint it, it has to cure 30 days and so they took the striping out.

Hank Wollman, 16 Center Street, stated he thought he observed some congeniality between the mayor and council but below the surface it looks like they are issue. He believes that everyone who runs for a public position, for the most part, does it in the best interest of the town. With FMERA, he worked at Fort Monmouth, it was clear to him that the towns have no power so anyone under the illusion that we have any power with FMERA. That was the first time he had heard those numbers, so we're stuck with that right. He thanked everyone for their service, not many want this job, always someone to tell them they're not doing it right but it takes a lot of time out of their schedules and of course the Borough staff do a great job.

Council President Solan spoke as to the school referendum project which was presented at both back to school nights, his conversation with the new superintendent and requested that Ms. Phelps prepare an official invite to the architecture firm involved in the school referendum project to attend a Council meeting and give the same presentation to Council, town and have it broadcast so they know exactly what it entails and the financial impact.

XV. Executive Session:

#2019-188 Resolution authorizing an Executive Session

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7) and
Borough of Oceanport vs. Salnick, Keith
Borough Planner Contract

At 8:10 pm, the Mayor stated that an Executive Session was needed. Ms. Smith read the resolution authorizing the Governing Body to enter Executive Session which was added to the Agenda and approved on a motion by Councilman Gallo and seconded by Councilman Irace.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Richard Gallo, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

At 8:51 pm, the Mayor & Council returned from Executive Session and the regular meeting was reopened on a motion by Councilman Gallo and seconded by Councilman Irace and approved by Council.

- XVI. Adjournment:** As there was no further business, the meeting was adjourned at 8:52 PM on a motion by Councilman Irace, seconded by Councilman Gallo and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR SEPTEMBER 19, 2019**

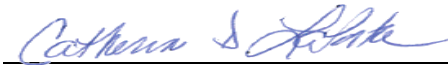
**Resolution #2019-181
09/19/19**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of September 19, 2019.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated September 19, 2019 totaling \$256,109.84.

CERTIFICATION OF FUNDS

I, Catherine D. LaPorta, Chief Financial Officer, of the Borough of Oceanport, do hereby certify that funds are available for the purpose stated herein.



Catherine D. LaPorta, CFO

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-181 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



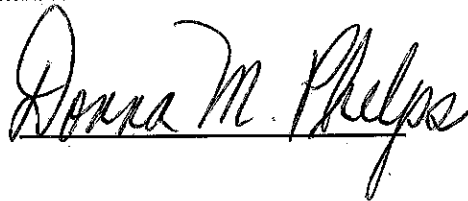
JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

19-Sep-19

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$122,647.51 18TH \$195.83 DCRP
CAPITAL TRUST TOTAL	\$2,264.70
GRANT FUND	\$2,410.49
DOG REGISTRY TOTAL	\$515.52
OPEN SPACE TRUST TOTAL	\$1,558.14
TRUST OTHER TOTAL	\$0.00
ESCROW TRUST TOTAL	\$6,222.75
SUI	\$0.00
UCC TRUST	\$8,746.94
2018 VOUCHERS PAID THIS MEETING	\$0.00
2019 VOUCHERS PAID THIS MEETING	\$111,547.96
TOTAL	\$256,109.84

I CERTIFY THAT THE ABOVE ITEMS ARE TRUE AND CORRECT AS PRESENTED
TO THE MAYOR AND COUNCIL FOR PAYMENT



List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
1017 - AMERICAN WEAR, INC	PO 4157 AUGUST UNIFORMS 2019	215.60	215.60
1029 - BEATRIZ C CRANEY	PO 4176 2019 INTERPRETING SERVICES - 08/14/	347.50	347.50
1472 - BOROUGH OF EATONTOWN	PO 4125 BRUSH COMPOST SERVICE - JULY 2019	1,368.00	1,368.00
1042 - C&S ELECTRICAL CONTRACTOR, INC	PO 4161 CHECK LOCKS AT BBB	105.00	105.00
1054 - CITY OF LONG BRANCH	PO 4098 GASOLINE & DIESEL - JULY 2019	5,605.57	5,605.57
1055 - CLARKE CATON HINTZ CORP	PO 4101 PROFESSIONAL SERVICES	240.81	240.81
1058 - COMCAST * DPW	PO 4232 DPW INTERNET/PHONE - 09/08/19 - 10/	129.56	129.56
1069 - CRYSTAL SPRINGS	PO 4205 WATER SERVICE - 08/09/19	27.49	27.49
1099 - EUROFINS QC INC	PO 4135 WATER WATCH COMMITTEE TESTING - AUG	465.00	465.00
1103 - FAILSAFE FIRE HOSE TESTING, INC	PO 4127 TESTING OF EQUIPMENT	3,813.65	3,813.65
1109 - FMERA	PO 4227 STREET LIGHTS ROUTE 537 AUG 2019	273.26	
	PO 4226 BLDG 900 WATER & ELECTRIC AUG 2019	608.03	
	PO 4224 282 HILDRETH WATER & ELECTRIC AUG 2	959.98	1,841.27
1143 - I.D.M. MEDICAL SUPPLY INC	PO 4168 OXYGEN REFILL - 08/16/19 - FAS	214.43	214.43
1606 - INVESTORS BANK	PO 3689 REFUND FOR OVER PAYMENT - RESOLUTIO	17,644.91	17,644.91
1153 - JERSEY CENTRAL POWER & LIGHT	PO 4193 JCPL #007 - 07/19/19 - 08/19/19	4,847.46	4,847.46
1158 - JOHN'S AUTO & TRUCK REPAIR LLC	PO 4121 OIL CHANGE FOR TRUCK 120	188.82	188.82
1499 - KEVIN E KENNEDY, ESQ	PO 4220 MEEETING FILE - JULY 2019	500.00	
	PO 4219 GENERALL SERVICES - JULY 2019	180.00	680.00
1182 - LAURA McCRAE	PO 4192 SEPT-DEC 2019 BULLETIN	425.00	425.00
1204 - MGL PRINTING SOLUTIONS	PO 4076 REMINDER NOTICES (TAX DEPT)	254.00	254.00
1538 - MONMOUTH COUNTY RECLAMATION CENTER	PO 4116 STREET SWEEPING DISPOSAL - 08/19/19	2,410.49	2,410.49
1480 - MONMOUTH TRUCK EQUIPMENT	PO 4093 HARNESS FOR HOT BOX TRAILER & TRUCK	94.30	94.30
1241 - NAPA AUTO PARTS (#15456)	PO 4130 CHAINSAW REPAIR	84.67	
	PO 4100 A/C FREON FOR TRUCK 120	44.99	129.66
1245 - NJ AMERICAN WATER CO	PO 4183 136 HYDTS - 07/24/19 -08/22/19	6,256.00	6,256.00
1264 - OCEANPORT SENIORS	PO 4175 ANNUAL EXPENSE REIMBURSEMENT	3,000.00	3,000.00
1520 - PASHMAN STEIN WALDER HAYDEN, PC	PO 4117 AFFORDABLE HOUSING COUNCIL- JULY 20	2,349.50	2,349.50
1282 - POSTMASTER	PO 4190 POSTAGE FOR NOV/DEC 2019 BULLETIN	500.00	500.00
1284 - POWERHOUSE SIGNWORKS	PO 4173 PATCHES FOR SUMMER'S END	37.50	37.50
1286 - PRO JANITORIAL SERVICES, LLC	PO 4197 JANITORIAL SERVICES - AUGUST 2019	1,735.00	1,735.00
1297 - RALPH CLAYTON & SONS	PO 4163 CEMENT FOR STORM DRAIN	41.07	41.07
1310 - RYSER'S LANDSCAPE SUPPLY INC	PO 4165 STORM DRAIN SUPPLIES	15.00	15.00
1490 - SELECT SECURITY	PO 4172 Fire Inspection - Old Wharf	959.40	959.40
1317 - SELECTIVE INSURANCE-FLOOD	PO 4214 FLOOD RENEWAL FOR 315 E MAIN - SEPT	5,602.00	5,602.00
1500 - SHUPPER-BRICKLE EQUIPMENT CO	PO 4044 ANNUAL OSHA INSPECTION - DPW - 2019	688.00	688.00
1433 - STATE OF NJ	PO 4218 BFCE REGISTRATION RENEWAL 08/21/19	191.00	
	PO 4217 BFCE REGISTRATION RENEWAL 08/21/19	191.00	382.00
1334 - STAVOLA ASPHALT COMPANY, INC	PO 4126 HOT PATCH TKT# 326114 & 326850	205.29	
	PO 4155 HOT PATCH TKT# 327066	158.47	363.76
1337 - SUBURBAN DISPOSAL	PO 4196 COLLECTION FEES CERTIFICATION - AUG	17,400.00	
	PO 4195 DISPOSAL FEE & RECYCLING & CONTAIN	23,536.88	40,936.88
1341 - TARGETED TECHNOLOGIES LLC	PO 4230 QUARTERLY DOMAIN HOSTING - PD OCT-	75.00	
	PO 4229 MAIL ARCHIVING - OCTOBER 2019	216.00	
	PO 4228 MSP AGREEMENT - OCTOBER 2019	2,600.00	2,891.00
1346 - THE ARNETTE LAW FIRM LLC	PO 4225 BOROUGH ATTORNEY FEES - AUGUST	5,760.23	5,760.23
1362 - TREASURER: STATE OF NJ	PO 4209 TIDELANDS LICENSE & LEASE FEE 10/10	201.00	201.00
1387 - VERIZON	PO 4203 OEM (732-389-9801) 08/23/19 - 09/22	234.63	234.63
1388 - VERIZON WIRELESS	PO 4210 POLICE AIR CARDS - 07/27/19 - 08/26	367.77	
	PO 4181 FIRST AID AIR CARDS - 07/24/19 - 08	140.04	507.81
1389 - VERIZON WIRELESS (OEM)	PO 4194 OEM AIR CARDS - 09/02/19 - 10/01/19	38.01	38.01
1392 - W.B. MASON CO, INC	PO 4077 SUPPLIES FOR VARIOUS DEPT.	249.21	249.21
1393 - W.H. POTTER & SON	PO 4129 CHAINSAWS	161.93	161.93
Capital Fund			
1617 - MR. JOHN	PO 4114 900 MURPHY DRIVE - 07/10-09/03/19	209.50	209.50
1347 - THE GOLDSTEIN PARTNERSHIP	PO 4178 ARCHITECT FEES - AUGUST 2019	2,055.20	2,055.20

List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
DOG TRUST FUND			
1445 - Monmouth County SPCA	PO 4128 ANIMAL CONTROL - JULY 2019	515.52	515.52
OPEN SPACE TRUST			
1636 - CASH	PO 4258 DEPOSIT BACK TO CHANGE FUND	10.00	10.00
1077 - DEW DROP LAWN SPRINKLERS	PO 4132 OLD WHARF PARK TURNED ON METER & WA	180.00	
	PO 4156 SERVICE CALL FOR VALVE BOX	245.74	425.74
1617 - MR. JOHN	PO 4115 MARIA GATTA PARK - 07/10-09/03/19	622.40	622.40
1592 - SHAUGHNESSY SPORTS CONSTRUCTION	PO 4089 INSTALL PICKLEBALL LINES AT BBB	500.00	500.00
UCC Trust			
1419 - SHI INTERNATIONAL CORP	PO 4033 SDL Enterprise Licensing, Software,	8,500.00	8,500.00
1559 - Verizon Wireless	PO 4247 UCC AIR CARD 08/02/19 - 09/01/19	230.06	230.06
1392 - W.B. MASON CO, INC	PO 4077 SUPPLIES FOR VARIOUS DEPT.	16.88	16.88
DEVELOPERS ESCROW TRUST			
1631 - CHRISTOPHER J WIDDIS	PO 4238 REFUND OF ESCROW	234.00	234.00
1579 - ENGenuity Infrastructure	PO 4237 PLANNING BD REVIEW - DENHOLTZ CATAL	243.75	243.75
1499 - KEVIN E KENNEDY, ESQ	PO 3342 NEW JERSEY CITY UNIVERSITY - FT MON	2,790.00	
	PO 3854 NJ CITY UNIV - FT MONMOUTH CAMPUS	30.00	2,820.00
1195 - MASER CONSULTING, P.A.	PO 3293 PLOT PLAN REVIEW - 93 MAIN	125.00	
	PO 3818 TETHERVIEW PROPERTY MGT	330.00	
	PO 3963 OPP 249 - NJCU FT MONMOUTH CAMPUS	990.00	
	PO 3962 OPP 222 TETHERVIEW PROPERTY	206.25	
	PO 4186 OPB 099 ROAD OPENING PERMIT INSPECT	41.25	
	PO 4255 OPB 099 ROAD OPENING PERMIT INSPECT	82.50	1,775.00
1622 - VISION LANDSCAPE & DESIGN, LLC	PO 4188 REFUND OF ESCROW & INSPECTION FEE F	1,150.00	1,150.00
TOTAL			133,266.50

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-101-01-000-011	CASH OPERATING			0.00	111,547.96
01-106-04-000-017	CURRENT YEAR TAXES			17,644.91	
01-201-20-100-200	ADMINISTRATIVE & EXECUTIVE OE	3,964.41			
01-201-20-130-200	FINANCIAL ADMINISTRATION OE	37.30			
01-201-20-145-200	COLLECTION OF TAXES OE	254.00			
01-201-20-155-200	LEGAL SERVICES OE	8,289.73			
01-201-21-180-200	PLANNING BOARD OE	500.00			
01-201-21-181-205	PLANNER SERVICES & FEES	240.81			
01-201-23-210-200	INSURANCE PREMIUMS OTHER	5,602.00			
01-201-25-240-200	POLICE OE	367.77			
01-201-25-252-200	EMERGENCY MANAGEMENT OE	129.00			
01-201-25-255-200	FIRE HYDRANT SERVICE OE	6,256.00			
01-201-25-260-200	FIRST AID ORGANIZATION OE	354.47			
01-201-25-265-200	FIRE DEPARTMENT OE	3,813.65			
01-201-26-300-200	STREETS & ROADS OTHER EXPENSES	1,368.00			
01-201-26-300-271	REPAIRS	876.82			
01-201-26-300-273	SUPPLIES	441.96			
01-201-26-300-277	BITUMINOUS CONCRETE	363.76			
01-201-26-300-281	UNIFORM RENTAL	215.60			
01-201-26-305-200	SANITATION-TRASH REMOVAL OE	14,566.67			
01-201-26-306-200	RECYCLING OE	2,833.33			
01-201-26-310-200	PUBLIC BUILDINGS & GROUNDS OE	1,735.00			
01-201-26-310-252	REPAIRS & EQUIPMENT	1,446.40			
01-201-27-335-200	WATERWAYS COMMITTEE OE	465.00			

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-28-371-200	PARKS AND PLAYGROUNDS OE	238.50			
01-201-28-372-200	SENIOR CITIZEN COMMITTEE OE	3,000.00			
01-201-31-430-201	ELECTRICITY	1,280.08			
01-201-31-430-203	TELEPHONE/INTERNET	364.19			
01-201-31-430-204	WATER/SEWER	287.93			
01-201-31-430-207	STREET LIGHTING	10,726.29			
01-201-31-465-200	SANITATION DUMPING FEES	23,536.88			
01-201-43-490-200	MUNICIPAL COURT OE	347.50			
TOTALS FOR	Current Fund	93,903.05	0.00	17,644.91	111,547.96
=====					
02-160-05-000-001	DUE TO/FROM CURRENT FUND			0.00	2,410.49
02-213-40-700-025	CLEAN COMMUNITIES			2,410.49	
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	2,410.49	2,410.49
=====					
04-101-01-100-011	CAPITAL CASH - TD			0.00	2,264.70
04-215-55-474-000	MUNICIPAL COMPLEX ORD #970			2,264.70	
TOTALS FOR	Capital Fund	0.00	0.00	2,264.70	2,264.70
=====					
05-101-00-100-011	CASH - TD			0.00	515.52
05-270-00-500-020	RESERVE FOR EXPENDITURES			515.52	
TOTALS FOR	DOG TRUST FUND	0.00	0.00	515.52	515.52
=====					
06-101-01-100-011	OPEN SPACE CASH - TD			0.00	1,558.14
06-270-00-500-020	RESERVE FOR OPEN SPACE			1,558.14	
TOTALS FOR	OPEN SPACE TRUST	0.00	0.00	1,558.14	1,558.14
=====					
18-101-01-100-101	CASH UCC TRUST			0.00	8,746.94
18-270-55-600	RESERVE FOR UCC TRUST			8,746.94	
TOTALS FOR	UCC Trust	0.00	0.00	8,746.94	8,746.94
=====					
61-101-01-100-101	CASH-DEV.ESCROW/TD			0.00	6,222.75
61-270-55-600-205	RES.FOR DEV.ESCROW			6,222.75	
TOTALS FOR	DEVELOPERS ESCROW TRUST	0.00	0.00	6,222.75	6,222.75
=====					
Total to be paid from Fund 01 Current Fund		111,547.96			
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS		2,410.49			
Total to be paid from Fund 04 Capital Fund		2,264.70			
Total to be paid from Fund 05 DOG TRUST FUND		515.52			
Total to be paid from Fund 06 OPEN SPACE TRUST		1,558.14			
Total to be paid from Fund 18 UCC Trust		8,746.94			
Total to be paid from Fund 61 DEVELOPERS ESCROW TRUST		6,222.75			
		=====			
		133,266.50			

Pending Payments (*Not Finalized*) - (..) ALL FUNDS

From 09/01/2019 to 09/30/2019 With a Line Amount > 10000

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
9/11/2019	3689			01-106-04-000-017	REFUND FOR OVER PAYMENT TO WRONG ACCT. INVESTORS BANK	17,644.91	17,644.91	01-101-01-000-011
9/11/2019	4196			01-201-26-305-201 01-201-26-306-201	SOLID WASTE COLLECTION RECYCLING COLLECTION SUBURBAN DISPOSAL	14,566.67 2,833.33	17,400.00	01-101-01-000-011
9/11/2019	4195			01-201-31-465-201 01-201-31-465-201	DISPOSAL, RECYCLING & ROLL-OFF CONTAINER NJ Recycling Enhancement Act Fee SUBURBAN DISPOSAL	22,820.60 716.28	23,536.88	01-101-01-000-011

SEPTEMBER SUMMARY BY ACCOUNT:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	PENDING CR
01-101-01-000-011	CASH OPERATING				58,581.79
01-106-04-000-017	CURRENT YEAR TAXES			17,644.91	
01-201-26-305-201	SANITATION-TRASH REMOVAL		14,566.67		
01-201-26-306-201	OTHER EXPENSES		2,833.33		
01-201-31-465-201	SANITATION DUMPING FEES		23,536.88		
SEPTEMBER TOTALS (FOR RANGE):			40,936.88	17,644.91	58,581.79
			=====	=====	=====

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
01-101-01-000-011	CASH OPERATING				58,581.79
01-106-04-000-017	CURRENT YEAR TAXES			17,644.91	
01-201-26-305-201	SANITATION-TRASH REMOVAL		14,566.67		
01-201-26-306-201	OTHER EXPENSES		2,833.33		
01-201-31-465-201	SANITATION DUMPING FEES		23,536.88		
TOTALS (FOR RANGE):			40,936.88	17,644.91	58,581.79
			=====	=====	=====

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A SPECIAL EVENTS PERMIT TO BE ISSUED TO BIKE NEW
YORK FOR THE 2019 TWIN LIGHTS RIDE TO BE HELD SEPTEMBER 22,
2019 WITHIN THE BOROUGH OF OCEANPORT**

**Resolution #2019-182
09/19/19**

WHEREAS, Bike New York has made application for a Special Events Permit to hold their 2019 Twin Lights Ride through town; and

WHEREAS, as required by ordinance the Police Department has reviewed the application and have recommended that the application be approved.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that a Special Events Permit be issued to Bike New York for the 2019 Twin Lights Ride to be held on September 22, 2019 in accordance with the application made and recommendation by the Traffic Safety Unit upon receipt of appropriate permit fee to be paid by Applicant.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-182 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
OPPOSING NEW JERSEY BECOMING A “SANCTUARY STATE” AND
RESOLVING THAT THE BOROUGH OF OCEANPORT SHALL NEVER
BECOME A “SANCTUARY CITY”**

Resolution #2019-183

09/19/19

WHEREAS, across the country, various states and municipalities have enacted policies to provide “sanctuary” to illegal aliens, even though such individuals are in violation of federal immigration laws; and

WHEREAS, the Governor of the State of New Jersey and members of the New Jersey Legislature have stated that New Jersey should become a “sanctuary state”; and

WHEREAS, Governor Murphy’s appointed Attorney General, Gurbir Grewal, issued a so-called “Immigrant Trust Directive” that severely limits state, county and local law enforcement from cooperating with federal ICE agents; and

WHEREAS, Governor Murphy and the New Jersey Legislature have enacted policies providing millions of dollars of taxpayer funded benefits such as free legal services and tuition assistance to illegal immigrants;

WHEREAS, municipalities across the country and this state have declared themselves to be “sanctuary cities”; and

WHEREAS, the Borough Council of the Borough of Oceanport believes such “sanctuary” policies are harmful to the health, safety and welfare of the residents of the Borough of Oceanport for numerous reasons, including but not limited to undermining law enforcement, encouraging violations of federal immigration law, and jeopardizing receipt of meaningful federal funding; and

WHEREAS, the Borough Council of the Borough of Oceanport opposes New Jersey becoming a “sanctuary state,” and believes that the Governor and Legislature should instead focus on reducing spending and providing property tax relief to the legal residents and taxpayers of this State who are burdened with the highest property taxes in the nation; and

WHEREAS, the Borough Council of the Borough of Oceanport resolves to continue placing the needs of its residents first by never having Oceanport become a “sanctuary city”;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport in the County of Monmouth, State of New Jersey that it hereby opposes New Jersey becoming a “sanctuary state,” and therefore urges Governor Phil Murphy and the New Jersey Legislature to re-evaluate their positions on this issue and instead focus on policies that promote the health, safety and general welfare of the residents and taxpayers of Oceanport.

BE IT FURTHER RESOLVED that the Borough of Oceanport shall never become a “sanctuary city” and that the Borough Council of the Borough of Oceanport supports strictly enforcing all local, state and federal laws to protect the health, safety and welfare of the residents and taxpayers of Oceanport.

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to Governor Phil Murphy, Lieutenant Governor Sheila Oliver, Senate President Steve Sweeney, Assembly Speaker Craig Coughlin, Senator Declan O’Scanlon, Assemblywoman Amy Handlin and Assemblywoman Serena DiMaso.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O’Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-183 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPROVING TAX EXEMPTION FOR JOSEPH W. VAN SANT**

**Resolution #2019-184
09/19/19**

WHEREAS, the owner for Block 142 Lot 6 has filed an application for partial exemption on taxes due to a total and permanent veteran disability, and

WHEREAS, the owner is entitled to the exemption as a result of the total and permanent veteran disability per NJSA 54:4-3.30, and

WHEREAS, the Tax Assessor has approved said application for 52% of the property where the applicant lives effective July 31, 2019 and every year the applicant is qualified,

NOW, THEREFORE, BE IT RESOLVED, the recommendation by the Tax Collector for the Borough of Oceanport that 52% of the taxes on Block 142 Lot 6, otherwise known as 135 S Pemberton Ave, effective July 31, 2019, currently owned by Joseph W & Patricia I Van Sant be canceled and therefore exempt for the duration of ownership and as long as the applicant meets all qualifications for said exemption is hereby approved.

Dated: September 2019

Interpretative Statement:

The above property owner has requested and received a partial exemption from taxes due to a total and permanent disability of a war veteran. Since the request was granted during the tax year 2019 and after taxes were levied on their property, I need to obtain an approved resolution dismissing a portion of the taxes for July 31, 2019 through to the end of 2019. Starting in 2020, 52% of the taxes will be exempt from the levy.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-184 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
RESCINDING RESOLUTION #2019-056 AS RECOMMENDED BY THE TAX
COLLECTOR**

**Resolution #2019-185
09/19/19**

WHEREAS, the Borough Council adopted Resolution #2019-056 on February 21, 2019; and

WHEREAS, the Tax Collector has advised that the block and lot error on the sale of Tax Lien Certificate #17-00012 was corrected without the need to cancel the lien and resell; and

WHEREAS, Tax Lien Certificate #17-00012 was redeemed as authorized by Resolution #2019-098 and the appropriate refund was issued to Trystone Capital Assets LLC and the Tax Assessor has recommended that Resolution #2019-056 be rescinded.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that Resolution #2019-056 is hereby rescinded.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-185 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING USE OF BOROUGH ATHLETIC FACILITIES**

**Resolution #2019-186
09/19/19**

WHEREAS, the Parks and Recreation Committee has recommended the following group(s) be approved for use of a Borough athletic facility as follows:

**LAX Kids, Fall 2019
Boy Scout Campout**

WHEREAS, as required by ordinance the Borough Council has considered the recommendations of said committee.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council that facility usage by the aforementioned group(s) is hereby approved on the dates, fields and times so indicated on the application(s) submitted.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Robert Proto, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-186 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AMENDING RESOLUTION #2019-176 FIXING THE COMPENSATION OF
CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF
OCEANPORT FOR 2019**

**Resolution #2019-187
09/19/19**

WHEREAS, pursuant to N.J.S.A. 40A:9-165, the Borough must set salaries for non-contractual officers and employees, statutory employees and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance; and

WHEREAS, the Mayor and Council of the Borough of Oceanport adopted an Ordinance entitled "An Ordinance to Fix and Determine the Salaries of Certain Borough Officials" passed and approved on March 16, 1939, and as subsequently amended; and

WHEREAS, said Ordinance provides certain salary ranges for the positions set forth; and

WHEREAS, the Governing Body fixed the rates of compensation for the calendar year 2019 pursuant with Resolution #2019-176 adopted August 15, 2019; and

WHEREAS, the Finance and Administration Committee has recommended that the salaries for certain administrative employees be adjusted for 2019; and

WHEREAS, John Johnson has successfully completed the courses required to obtain his Zoning Official Certificate; and

WHEREAS, John Johnson's responsibilities as Code Enforcement Officer and Zoning Officer have increased tremendously since his initial date of employment on November 27, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby authorizes the Chief Financial Officer to amend the compensation for the following titles and salaries effective September 19, 2019.

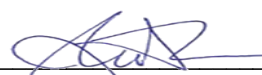
Section 6. Code Officials

Code Enforcement Officer	John Johnson \$10,100.00
Zoning Officer	John Johnson \$12,650.00

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that the Borough Clerk is hereby directed to forward a copy of this Resolution to the Chief Financial Officer, Borough Administrator and Payroll Clerk.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robert Proto, Councilman
SECONDER:	Stephen Solan, Council President
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-187 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE GOVERNING BODY TO ENTER EXECUTIVE SESSION**

**Resolution #2019-188
09/19/19**

WHEREAS, the Open Public Meetings Act provides that the Borough Council may go into executive session to discuss matters that may be confidential or listed pursuant to N.J.S.A. 10:4-12; and

WHEREAS, it is recommended by the Borough Attorney that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport that the Council shall go into executive session to discuss the following items:

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7) and

Borough of Oceanport vs. Salnick, Keith

Borough Planner Contract

BE IT FURTHER RESOLVED that formal action may be taken after the Executive Session.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph A. Irace, Councilman
SECONDER:	Richard Gallo, Councilman
AYES:	Gallo, Irace, O'Brien, Proto, Solan
ABSENT:	Deerin

I certify that the foregoing Resolution #2019-188 was adopted by the Oceanport Governing Body at the Regular Meeting held September 19, 2019



JEANNE SMITH, RMC
BOROUGH CLERK