

REGULAR MEETING

Oceanport, New Jersey
September 19, 1991

REGULAR MEETING: The Regular Meeting of the Oceanport Mayor and Council was called to order on September 19, 1991 at 8:10 P.M.

MEMBERS PRESENT: Councilpersons McGee, Terra, Filippone, Miller, Wolfe and Mayor Cavanagh.

MEMBERS ABSENT: Councilman Rodman.

OFFICIALS PRESENT: Borough Clerk, Patricia L. Varca and Borough Attorney, Francis A. Margalotti.

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

As copies of the minutes of the regular meeting held on September 5, 1991 had been previously reviewed by the Governing Body, Councilman Wolfe moved to waive the reading of same and approve the minutes as presented by the Borough Clerk. It was seconded by Councilman Miller and approved by those Councilpersons in attendance, with the exception of Councilman Terra who abstained from voting on same because he was not present at that meeting.

CLERK'S REPORTS:

1. Raffle license application made by the Learning Disabilities Association, Monmouth/Ocean Chapter to be held 12/6/91, 50/50 cash prize.

The Clerk reported that all paperwork was found to be in order and the required fees had been paid, after which Councilwoman Filippone moved to approve this raffle application. It was seconded by Councilman Wolfe and unanimously approved by Council.

COMMITTEES:

COUNCILMAN MCGEE: Councilman McGee reported that several meetings back, Mr. Barnes had come and asked the Council about a child i.d. program that was being run in Atlantic Highlands and it was sponsored by JCP & L Company and he inquired at JCP & L and they supplied him with a packet which he has forwarded on to Mr. Barnes and he explained further that this program would require funding and what has happened in the past is that other communities that have undertaken this type of program have had them sponsored by a service type organization that provided the cost of the film and laminating procedure.

Councilman McGee advised under Street Lighting that the new light has been finally installed at Evergreen Park and he hoped that everyone would be satisfied with the illumination and the location.

COUNCILMAN TERRA: Councilman Terra expressed his appreciation to the Council and to the other Borough Employees who were kind enough to send him a fruit basket during his recent illness. He also thanked Councilmen Wolfe and Miller for substituting for him at several meetings he was unable to attend and he especially wanted to thank the Police Department and First Aid Squad for responding to his home to help him out.

Councilman Terra moved to table the ordinance mandating that all cats be vaccinated against rabies until the regular meeting scheduled to be held on October 17, 1991. It was seconded by Councilman McGee and unanimously approved by Council.

Mayor Cavanagh explained that the reason the second reading and public hearing on this ordinance is being tabled, is to give the Governing Body an opportunity to meet with Mr. Jargowsky of the Monmouth County Health Department who will be attending our next work shop meeting so that we can discuss with him the best way to implement this entire situation involving both vaccination and licensing and to get some pointers and suggestions on how the other towns are proceeding.

Councilman Terra called for the first reading of an ordinance amending the garage sale ordinance and asked the Clerk to read the proposed ordinance by title only as follows: **AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SALES AND AUCTIONS, PRIVATE" OF THE BOROUGH OF OCEANPORT PASSED AND APPROVED ON NOVEMBER 1, 1973.**

Councilman Terra then moved to approve this ordinance on first reading. It was seconded by Councilman Wolfe.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Filippone, Miller & Wolfe.
NAYS: NONE.
ABSENT: Councilman Rodman.
ABSTAIN: None.

Councilman Terra moved to hold the public hearing at the next regular meeting scheduled to be held on October 5, 1991 beginning at 8:00 P.M. and to advertise same in accordance with law. It was seconded by Councilwoman Filippone.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Filippone, Miller & Wolfe.
NAYS: NONE.
ABSENT: Councilman Rodman.
ABSTAIN: NONE.

Councilman Terra referred to the Police Report for August, 1991 and stated that our Police Department has once again done an excellent job in patrolling the Borough streets and have registered over 11,000 miles during last month and it is an outstanding contribution of our Department to improve our safety and control the community. He reported that the calls received by Dispatchers during August totalled 612 and 263 were answered by a Patrolman and he complimented both the Dispatchers and Officers on a job well done.

Councilman Terra acknowledged Frank Van Brunt who recently completed a course at the Institute of Police Technology and Management on Criminal Patrol and Drug Enforcement and Thomas Hendley completed the NJ State Police Course entitled Driving While Intoxicated Standardized Field Sobriety Testing.

Councilman Terra congratulated all members of the Oceanport Fire Department and commended them for their outstanding and timely response to a recent fire in the Borough and the call when it came in, was responded to within minutes, not only by the Police Department but by the Fire

Department as well and the coordination and cooperation between the two departments was outstanding and he commended both the Fire Department and the Police Department. He stated the fire was responded to at 1:20 A.M. and took approximately 4 hours before the men could return to the firehouse and he and Fire Chief Ottino discussed the matter and he is very proud of his men, as are the members of the Governing Body and the Chief wanted Councilman Terra to mention a special thank you to the Fort Monmouth Fire Department, the West Long Branch Fire Department and Eatontown Air Unit for responding with fresh air packs because our air packs were depleted.

Councilman Terra reported that the Oceanport Fire Department will be conducting an open house on October 12 at the Port-au-Peck Fire House from 11:00 A.M. to 4:00 P.M. and additional information will be in the next Bulletin which will be out the first week in October and the day is entitled "An Ounce of Prevention Can Save Your Life" and it is a valuable presentation and anyone interested should attend.

Councilman Terra advised that under the Environmental Commission he wanted to welcome Joseph Sverapa who will be appointed later on in the meeting, to fill a vacancy on the Commission and he is a resident of Oceanport with a background in biochemistry and he is sure will be a valuable asset to the Commission.

Councilman Terra wished to thank Ann Scott, Recycling Coordinator of Monmouth County for allocating to us one of the recycling clusters, which she offered to the Recycling Coordinators in Monmouth County and there were 15 triple clusters and we were granted one of them and he explained that they are basically a nice redwood framed cluster of three cans for use in high traffic areas and we plan to place it in the business area.

Councilman Terra commented that the Summer's End Festival was a terrific success and he wanted to extend his congratulations to the Recreation Committee and all the residents who supported the event not only by attending, but in their financial support for the fireworks fund.

Mayor Cavanagh stated that he will forward a letter to Fort Monmouth thanking them for the Army Band attending Summer's End.

COUNCILWOMAN FILIPPONE: Councilwoman Filippone stated she had a thank you to the Mayor and Council from Chick Walling for the Proclamation that was made for him on his 75th birthday and he was very surprised and the Mayor issued the proclamation prior to the party and could not read it into the public record because we did not want Chick to know about the surprise. She stated that he has been a very active and vital member of the Oceanport First Aid Squad and he was one of the charter members of the Squad and we all wished him well and she and Councilman Wolfe represented the Borough at the party and he was very pleased.

Councilwoman Filippone stated the First Aid Squad wished to thank those members of the community who have donated to their fund drive this year and they are hoping that they will continue to receive funds and they are up to almost 40% of the Borough who have donated. She urged any residents who have not contributed yet to please do so in the near future because the Squad needs our support.

Councilwoman Filippone also thanked the members of the First Aid Squad for being on duty during the Summer's End festivities and they are always there when we need them.

Councilwoman Filippone also brought back the thanks of the First Aid Squad for the loan of the old motor and they are very pleased to have the motor for the boat, in case there is an emergency on the water, they can now respond and they are very appreciative and they do realize it is on a loan basis.

Councilwoman Filippone advised that the First Aid Squad wanted to remind the Borough residents that December 7, 1991 is their bazaar and she stated that although it is the same day as the PTO bazaar, no one should be concerned because the PTO bazaar is only going to be held in the morning this year and the First Aid Bazaar begins in the afternoon, so there is no conflict. She also asked for volunteers to make wreaths and grave blankets for the Squad which will be sold at the bazaar and anyone interested should either call her directly or any member of the Squad for details.

Councilwoman Filippone informed everyone that the State now absorbs all of our welfare costs with the exception of Administrative costs, so any welfare clients and at the present time there are two active cases, are strictly paid for by the State.

Councilwoman Filippone also wanted to thank the Police on a personal note and stated that she had a tragedy over the weekend her dog got loose chasing a rabbit and did not come back and apparently had a heart attack and the Police were very caring about breaking the news to her and she was very appreciative to them especially to Capt. Budinski, Patrolman Tagerty and the Dispatcher and she commended Chief Joyce for the good work of his department.

COUNCILMAN MILLER: Councilman Miller reported under Waterways and Water Watch Committees, we have two representatives of our Water Watch Committee tonight attending a NJ Water Watch work shop, Richard Gruskos and Susan Joyce and they are bringing the results of almost 6 months of water sampling and they will be attending a work shop on non point source education programs which fits in as an end result of our testing which started in April and ends in October and also, an educational program entitled Beneath the Shell Activities for elementary schools and they will be bringing back information for the two schools.

Councilman Miller advised that they are also planning a clean up of the shoreline along Charles Park in the near future with the help of our Cub and Boy Scout Troops and in addition, there will be a meeting on October 3 run by DEPEE to give more information about the testing procedure that will accompany the infrastructure mapping process. He commented that they had a representative of the Monmouth County Board of Health at their last Water Watch meeting and he tried to explain it and except for the fact that we have to identify and prioritize one-third of our storm drains that empty into the Shrewsbury River and analyze them in the initial mapping process before the final map is sent in, the testing procedure after that is quite convoluted to say the least and Councilman Wolfe will be our representative at that meeting as well as a representative of our engineering firm well be present.

Councilman Miller reported under Recreation, he also complimented the job done at the Summer's End Festival by the Committee and also the citizens of Oceanport are to be commended for their contributions to the fireworks fund and relative to last year when we were struggling to break even, this year we are over the top and he thanked everyone who had donated.

Councilman Miller pointed out that the kinds of things that the Recreation Committee members do, not including the planning that goes into one of these events, but after the event is over, the members of the Committee were picking up the chairs and tables, picking up the garbage to make it easier for Public Works the next day, and he received a comment from a citizen as to the cleanliness of the park the next day because there were so many people at the park on Sunday and by Monday it was very clean.

COUNCILMAN WOLFE: Councilman Wolfe briefly stated when Councilman Terra was reporting earlier regarding the grant from the County for the recycling clusters and pointed out that they only gave out 15 clusters and it was not just the pick of the draw that got Oceanport one of these clusters, but the County required a letter explaining why your town deserves these clusters and Councilman Terra sent a very informative and descriptive narrative and due to his correspondence, the Borough received one of these cluster cans.

Councilman Wolfe reported that he and Councilman Miller attended the pre-construction conference held on Wednesday, September 18 for the reconstruction of Bridgewaters Drive and met with the Borough Engineer, representatives of the DOT and the various utility companies and the contractor and the construction work should be beginning the first week in October and will take approximately one month because of the scope of the project and the various segments of the job. He continued that officially the road will be open to traffic during construction, other than when paving is being done, but he still urged all residents that beginning October 1 to prepare to use an alternate route other than residents who live in that area.

Councilman Wolfe stated that in regard to this construction, the Mayor has brought up the matter of some beautification along this roadway with some fencing and shrubbery in certain areas and the DOT seems to feel that this will be allowed to be included in the contract.

Councilman Wolfe advised that the official fall leaf pick up season will be started on October 15, 1991 through December 30 and he asked all residents to rake their leaves to the curb and make sure they are loose and do not bag them because the leaves are picked up by a vacuum.

Councilman Wolfe asked the Clerk to read resolution R-91-57 regarding a tax refund for Block 72, Lot 8 as the result of a tax appeal, after which he moved to approve same. It was seconded by Councilman Terra and approved by those Councilpersons in attendance. R-91-57

Councilman Wolfe asked the Clerk to read resolution R-91-58 authorizing the insertion of an item of revenue into the 1991 budget as a result of the Sewage Infrastructure Improvement Act, after which he moved to approve same. It was seconded by Councilman Miller and unanimously approved by Council. R-91-58

Mayor Cavanagh asked Council President Terra to chair this portion of the meeting dealing with the motion regarding the Foggia Florist matter.

Councilman Wolfe moved to release a portion of a bond to Foggia Florist for Block 65, Lots 37, 38, 43 and 44 in the amount of \$31,078.89 to be allocated in accordance with the Borough Engineer's recommendation between cash and paper from the portion of the original performance bond. It was seconded by Councilman Terra and approved by those Councilpersons in attendance.

Mayor Cavanagh then resumed chairing the meeting.

MAYOR CAVANAGH: Mayor Cavanagh offered the name of Joseph Sverapa to fill a vacancy on the Environmental Commission, which term expires on December 31, 1992.

Councilman Terra moved to approve this appointment to the Environmental Commission. It was seconded by Councilwoman Filippone and unanimously approved by Council.

Mayor Cavanagh then appointed Suzanne McConaghy to fill a vacancy on the Planning Board as an Alternate #2, Class IV member, which term expires on December 31, 1991 and this is a Mayoral appointment and does not require Council approval.

Mayor Cavanagh joined with everyone else in expressing his appreciation to the Recreation Committee for putting together a very successful Summer's End and the weather was great, fireworks were good and the Army Band was terrific and everyone there seemed to enjoy the day.

Mayor Cavanagh then opened the meeting to the public for any comments anyone might care to make.

PETITIONS FROM THE PUBLIC:

Marilyn Nester, 2 Jogger Court, Tinton Falls commended the Oceanport Police Department because as she was coming to the meeting tonight she saw a woman in a car that had broken down near the racetrack and she advised that she would inform the Police as soon as she arrived at Borough Hall. She continued that when she arrived at the Police Department, she was advised by the Dispatcher that a Patrolman was already on the scene to help out the stranded driver and she felt that was splendid.

Charles Caparn, 34 Wardell Circle asked if the Borough is going to begin picking up leaves, what are they going to do with the branches that are out around the town and have been sitting around for several weeks, because if there is no pick up of this stuff between the time you pick up the leaves and next year when you pick up the leaves, the Borough is going to have awful piles of branches around and he wants to know because he is not going to take the time to tie and bundle his branches if no one has to do this.

Councilman Wolfe stated it is an on going problem and it is not just on Wardell Circle, but when it does happen, Public Works Department in every truck has a flyer that is made up in the Borough, notifying the residents that they are in violation of an ordinance because branches are not picked up by the Borough, but if they are tied and bundled correctly, the garbage contractor will take them. He also stated that when they are going around picking up leaves, if there are branches mixed in with the leaves, the pile will be left and if the branches are separated, but not tied, the Public Works Department usually pushes them back on to the resident's lawn. Councilman Wolfe pointed out that the majority of residents in the Borough do properly dispose of branches and limbs and we are speaking of a minority of residents and either they are lazy or just care to not follow the rules. Councilman Wolfe also pointed out that we have a Zoning Enforcement Officer and when the pile becomes larger than what can fit in a garbage container, one of the Councilpersons notifies Mr. Kirk and gives them a week or two to clean up the pile before issuing a summons, which he has done in the past.

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

Councilman Wolfe moved to approve the bills as listed on the Voucher Register dated September 19, 1991. It was seconded by Councilman Miller and approved by those Councilpersons in attendance, with the exception of Councilman Terra who abstained from voting on the voucher due himself, which was for reimbursement of funds and Councilman Wolfe who abstained from voting on the voucher due the Oceanport Soccer Association, as he is an officer. TOTAL 1991 VOUCHERS \$49,084.82. TOTAL 1991 VOUCHERS PAID THIS MEETING \$63,264.41. TOTAL 1991 OPERATING FUND \$112,349.23. TOTAL TRUST ACCOUNT \$1,016.00. TOTAL RECREATION TRUST ACCOUNT \$196.20. TOTAL CAPITAL ACCOUNT - BLACKBERRY BAY PARK \$1,377.00. TOTAL GENERAL LEDGER SHORE REGIONAL HIGH SCHOOL \$148,425.20. (SEE VOUCHER REGISTER)

At 8:45 P.M. Councilwoman Filippone moved to adjourn this meeting until the next regular meeting scheduled to be held on October 3, 1991 at 8:00 P.M. It was seconded by Councilman Miller and approved by those Councilpersons in attendance.

Respectfully submitted,

Patricia L. Varca

PATRICIA L. VARCA
BOROUGH CLERK