REGULAR MEETING MINUTES

Oceanport, New Jersey
September 6, 2012

The Regular Meeting of the Oceanport Mayor and Council was called to order on September 6, 2012 at 7:32 P.M. with Mayor Mahon announcing that the meeting had been properly advertised in accordance with the law.

MEMBERS PRESENT: Councilpersons Gallo, Ibex, Irace, Bertekap, Johnson, Kahle, Mayor Mahon

OFFICIALS PRESENT: Borough Clerk, Kimberly A. Jungfer and Christopher Ackerman, Esq. for Borough Attorney, John O. Bennett, III

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

Ms. Jungfer requested that the Public Hearing for the Monmouth County Grant Application for Trinity Park be placed later in the Agenda and hearing no objections proceeded.

CLERK/ADMINISTRATOR REPORT: Ms. Jungfer stated there were 11 items on the consent agenda and asked for a motion. Councilman Ibex made a motion to approve the Consent agenda which was seconded by Councilman Irace and approved by Council with the exception of Councilpersons Bertekap and Kahle who abstained from Items 9, 10 and 11.

CONSENT AGENDA

1. Resolution authorizing the payment of bills. **R-12-120**
2. Resolution authorizing tax refunds due to overpayment. **R-12-121**
3. Resolution authorizing a refund of tax lien redemption. **R-12-122**
4. Resolution authorizing a lien on a property for maintenance. **R-12-123**
5. Resolution awarding contract for new flooring for a portion of Old Wharf House. **R-12-124**
6. Resolution authorizing the transfer of a Borough vehicle to Middletown Fire Department. **R-12-125**
7. Resolution opposing a portion of the Preliminary Draft Monmouth County Road Plan. **R-12-126**
8. Resolution awarding mapping and consulting service for the Environmental Resource Inventory. **R-12-127**
9. Approval of the Regular Meeting minutes of August 14, 2012
10. Approval of the Workshop Meeting minutes of August 14, 2012
11. Approval of the Executive Session minutes of August 14, 2012

Ms. Jungfer also advised that she was in receipt of the Police Report for July 2012, which had been distributed and would be posted.

COMMITTEES:

COUNCILMAN GALLO: No report

COUNCILMAN IBEX: No report

COUNCILMAN IRACE: Councilman Irace discussed some of the misconceptions in the public concerning the new construction taking place on E. Main Street. Councilman Irace stated that the Borough never owned the property but was owned and sold by the New Jersey Sports and Exposition Authority and gave a timeline of the approvals from 2004, transfer in ownership in 2006 and amended in 2008 and was not a new matter and that it was not part of the Borough's open space inventory. Councilman Irace added that it was a positive ratable for Oceanport and would add to the Borough's tax base which presently did not have a lot of retail.

Mayor Mahon added that the economy contributed to the delay of the project's commencement and that Developer was taking advantage of the opportunity now. Mayor Mahon also added that the only times the land was used was by the Oceanport Sports Foundation held polo matches and was the reason that the hedges and walking trail stopped short of the corner.

COUNCILMAN BERTEKAP: Councilman Bertekap advised of the coming weekend's Summer's End Festival and encouraged everyone to come out. Councilman Bertekap thanked the crossing guards and Police Department for their efforts on the first day of school.

COUNCILMAN JOHNSON:

1. 2nd reading and public hearing regarding improvements from the Capital Improvement Fund **#903**

Councilman Johnson called for the 2nd reading and public hearing of **"AN ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE MONUMENT AREA OF BOROUGH HALL FOR THE PLACEMENT OF A PIECE OF STEEL FROM THE WORLD TRADE CENTER"** and then asked the Clerk to read the affidavit of publication by title only.

Mayor Mahon then opened the meeting to the public for anyone who wished to be heard. As no one from the public wished to be heard Mayor Mahon closed the public portion.

Councilman Johnson then made a motion to adopt the Ordinance on second and final reading and advertise same in accordance with the law, which was seconded by Councilwoman Kahle.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COUNCILWOMAN KAHLE: Councilwoman Kahle gave an update on the Environmental Commission's project for the Environmental Resource Inventory mapping all of the Borough's resources and encouraged anyone interested to attend the Kick-off meeting next week. Councilwoman Kahle added that the grant required in-kind volunteer hours and needed volunteers.

Councilwoman Kahle reported that the Borough's website was highlighted with a banner to the Food Bank for September's Hunger Action Month and that the Community Garden was doing well and had contributed to the Food Bank.

Councilwoman Kahle advised that FMERA's Environmental Committee would be meeting on September 12th and that she would provide a report at the next meeting on the Patterson Army Hospital matter.

Mayor Mahon stated if there were no objections they would return the Agenda back to the Public Hearing.

PUBLIC HEARING: APPLICATION TO THE MONMOUTH COUNTY MUNICIPAL GRANT PROGRAM FOR TRINITY PARK.

Joanne Hunt, Recreation Coordinator, along with members of the Parks and Recreation Committee presented the application. Ms. Hunt explained that the project was for the complete redevelopment of Trinity Park in accordance with the 2008 master plan approved by the Council for park improvements. She continued that the improvements would include resurfacing of the tennis court, basketball court, installation of new backboards and nets, resurfacing with safety surfacing in place of the woodchips presently there which were a costly maintenance item, the installation of new benches and picnic table,

removal of the water fountain and landscaping including evergreens and shade trees. She explained the terms of the grant and that if funding were not award the project could be accomplished in phases.

Councilwoman Kahle asked why would the water fountain be removed. Ms. Hunt answered that there were a lot of health risks associated with them and that the maintenance and upkeep were costly and that the trend was not to include them. Councilwoman Kahle asked if a water supply could be installed for the butterfly garden that was located there.

Councilman Irace clarified that the Borough's match would come out of the Open Space Fund and would not require any new taxes and commented that he was in support of the safety resurfacing.

Mayor Mahon asked if the application included the new signage model. There was some discussion and determined that the sign could be added on later.

Mayor Mahon made recommendations about including in the Committee's plan to safety resurface the remaining areas in Charles Park that were not accomplished when that park was renovated a couple years ago.

The Mayor opened the meeting up for public comment on this matter only.

Michael Minervini, 1281 Eatontown Boulevard and President of Parks and Rec Committee, and gave his support for the project, commented on the great job that Joanne Hunt was doing, and that the site really was a mess and that the move was a project and thanked the Council for their support.

As no one else from the audience wished to be heard Mayor Mahon closed the public hearing.

Ms. Jungfer presented a resolution authorizing the grant application which was moved by Councilman Bertekap and seconded by Councilwoman Kahle and approved unanimously by the Council. **R-12-128**

MAYOR MAHON: Mayor Mahon expressed condolences on behalf of the Borough of Oceanport for Councilman Bittman of the Borough of Little Silver who passed away earlier that week.

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

PUBLIC:

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

Bill List: Ad Hoc $913.20 Capital Trust $12,468.19 Dog Registry $9.60 Escrow Trust $5,297.68, Fireworks Trust $7,950.00 Off Duty Trust $941.34 Open Space Trust $11,509.17 Public Defender Trust $200.00 Recreation Trust $38.87 Recycling Trust $66.00 Unemployment Trust $162.00 Water Watch Trust $195.50 2011 Vouchers Paid $320,019.19 2011 Vouchers Paid this Meeting $2,300.00 Total 2011 Vouchers Paid $322,319.19 2012 Vouchers Paid $15,138,314.19 2012 Vouchers Paid this Meeting $1,277,968.16. Total 2012 Vouchers Paid $16,416,282.35

At 7:52 p.m. the Clerk read a Resolution authorizing the meeting to enter Executive Session for the purposes of personnel matters and litigation on a motion made by Councilwoman Kahle and seconded by Councilman Ibex and approved by Council.

At 9:21 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Ibex which was seconded by Councilman Gallo and approved by Council.

Mayor Mahon requested a motion appointing Gregory Mayers as the Borough's Qualified Purchasing Agent (QPA) which was moved by Councilman Ibex which was seconded by Councilman Irace and approved by Council. **R-12-129**

Mayor Mahon requested a motion appointing Michael Chenoweth to the position of Lieutenant of the Police Department. Councilman Ibex moved the motion with a second from Councilman Bertekap. The Clerk called the roll, which was unanimously approved by Council.

Councilman Ibex commented that it was a difficult decision between 2 fine candidates. Councilman Irace concurred.

Councilman Johnson noted that both candidates were qualified but they went with the recommendation of the Chief, Captain and the Public Safety Committee.

As there was no further business, the meeting was adjourned at 9:26 p.m. on a motion by Councilman Ibex, which was seconded by Councilwoman Kahle and approved by Council.

Respectfully submitted,

KIMBERLY A JUNGFER
BOROUGH CLERK