**-REGULAR MEETING MINUTES**

Oceanport, New Jersey
September 5, 2013

The Regular Meeting of the Oceanport Mayor and Council was called to order on September 5, 2013 at 7:33 P.M. with the Statement of Compliance with the Open Public Meetings Act given by Mayor Mahon.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 8, 2013, and by the posting of same on the municipal bulletin board and Borough Web Site."

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

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

**OFFICIALS PRESENT:** Administrator Philip D. Huhn, Borough Clerk, Jeanne Smith, Borough Engineer, William White and Borough Attorney, John O. Bennett, III

**PUBLIC HEARING:** Application for the 2013 MONMOUTH COUNTY MUNICIPAL OPEN SPACE GRANT PROGRAM for Blackberry Bay Park Bulkhead and Boat Ramp Improvements

**R-13-125** 1. Resolution authorizing application for the 2013 Monmouth County Municipal Open Space Grant program for Blackberry Bay Park improvements

Mr. White presented an application to be made to the Monmouth County Municipal Open Space Grant Program on the recommendation of the Parks and Recreation Committee. Mr. White explained that the project was a deviation from the Parks Master Plan as it was advised that Sandy-impacted municipal projects would be given for the next funding cycle would be for the complete redevelopment of Trinity Park in accordance with the 2008 master plan approved by the Council for park improvements.

Mr. White referred to the Concept Plan provided previously and described the proposed improvements would including replacement of the existing bulkhead with a vinyl bulkhead in the same location but also would add returns to remove the erosion issue,, the concrete ramp which was significantly deteriorated due to the salt water and would be replaced with a concrete material specifically meant to increase duration of use. Mr. White explained that future phases of the project could include floating docks and other uses but would require Tidelands as well. Mr. White advised the cost for the project was estimated at $420,000 and that the grant would provide a 50-50 match. Mr. Bennett asked why the grant only sought $168,000? Mr. White responded that the grant only matches the hard costs – so the total costs of $420,000 included soft costs.

Mayor Mahon asked if there were any plans to put in an access ladder on the waterside closest to the launch? Mr. White responded that it would be added. Mayor Mahon asked if the ramp would be extended further into the water? Mr. White answered it would be at least as long as the existing and would not be shortened.

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

**PUBLIC:**

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

Councilman Bertekap made a motion to authorize the submission of the application which was seconded by Councilwoman Kahle.

The Clerk called roll:

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

The Clerk stated that the motion carried.

**CONSENT AGENDA:** The Clerk stated there were 11 items on the consent agenda, that Item #11 was being removed, Item #2 was being pulled and taken separately and described 2 additional items added from Workshop and asked for a motion. Councilwoman Kahle made a motion to approve the consent agenda which was seconded by Councilman Bertekap and approved by Council with the exception of Councilman Ibex whom abstained from Items 6 and 7.

| | | |
|---|---|---|
| **R-13-126** | 1. | Resolution authorizing the payment of bills. |
| | 2. | Resolution authorizing purchase of a police vehicle through State contract |
| **R-13-127** | 3. | Resolution approving Special Event Permit for Twin Lights Ride |
| **R-13-128** | 4. | Resolution approving Change Order #1 for Elizabeth Drive Drainage Improvements contract |
| **R-13-129** | 5. | Resolution awarding contract to Maser Consulting to perform remedial investigation work for Port Au Peck Firehouse site |
| | 6. | Approval of Workshop Minutes of July 18, 2013 |
| | 7. | Approval of Regular Meeting Minutes of July 18, 2013 |
| | 8. | Approval of Executive Session Minutes of July 18, 2013 |
| | 9. | Approval of Workshop Minutes of August 15, 2013 |
| | 10. | Approval of Regular Meeting Minutes of August 15, 2013 |
| | 11. | ~~Approval of Executive Session Minutes of August 15, 2013~~ |
| **R-13-130** | 12. | Resolution authorizing redemption of 2011 Tax Sale Certificate, Block 137, Lot 10 |
| **R-13-131** | 13. | Resolution granting temporary permission for possession and consumption of alcoholic beverages at Summer's End Festival |

Ms. Smith noted to Council the interest of resident Stephanie D'Allessio to address the issue of the osprey nest in Blackberry Bay Park and would be presenting a plan for Council's consent at the Sept. 19 meeting.

Mayor Mahon then asked for a motion on the Resolution authorizing purchase of a police vehicle through State contract which was moved by Councilman Bertekap and seconded by Councilwoman Kahle. Mayor Mahon asked if there was a question on the motion. Councilman Johnson stated he had spoken with the Chief earlier and had intended to vote no on the item but had changed his mind based on their conversation on why the vehicle was needed – being the only 4-wheel drive for use during snowstorms but asked that the Department be more cognizant with their budget.

The Clerk called roll:

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

The Clerk stated that the motion carried. **R-13-132**

**COMMITTEES:**

**COUNCILMAN BERTEKAP:** Councilman Bertekap had no report but gave details on Summer's End and the final "movie in the park" events.

**COUNCILMAN GALLO:** Councilman Gallo had no report.

**COUNCILMAN IBEX**: Councilman Ibex had no report.

**COUNCILMAN IRACE**: Councilman Irace had no report

**COUNCILMAN JOHNSON:** Councilman Johnson had no report.

**COUNCILWOMAN KAHLE:** Councilwoman Kahle thanked Ms. Smith and the Department of Public Works for the orange ribbons put up for Hunger Action Month, advised that the Community Garden would have a table at Summer's End and to stop by for an update on their activities.

**MAYOR MAHON:**

| | | |
|---|---|---|
| **R-13-133** | 1. | Resolution appointing Peggy Warren as Tax Collector |
| **R-13-134** | 2. | Resolution appointing David Chenoweth Class II SLEO |

Mayor Mahon made the appointment to fill the position of Tax Collector and asked for a motion nominating Peggy Warren which was moved by Councilman Irace and seconded by Councilman Ibex.

The Clerk called roll:

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

The Clerk stated that the motion carried.

Mayor Mahon then discussed the matter concerning Class II SLEO and asked for a motion appointing David Chenoweth Class II SLEO which was moved by Councilman Ibex and seconded by Councilman Johnson.

The Clerk called roll:

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

The Clerk stated that the motion carried.

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 Summary:** Ad Hoc $928.80 Capital Trust $162,686.61 Dog Registry $554.60 Escrow Trust $3,160.60 Off Duty Trust $7,205.44 Open Space Trust $914.78 Other Trust $24.97 2012 Vouchers Paid $332,889.96 2012 Vouchers Paid this Meeting $615.33 Total 2012 Vouchers Paid $333,505.29 2013 Vouchers Paid $16,123,944.57 2013 Vouchers Paid this Meeting $1,865,856.13 Total 2013 Vouchers Paid $17,989,800.70

At 7:50 p.m. the Clerk read a Resolution authorizing the meeting to enter Executive Session for the purposes of land acquisition, litigation and employment relationship on a motion made by Councilman Ibex and seconded by Councilman Gallo and approved by Council.

At 8:54 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Ibex which was seconded by Councilman Irace and approved by Council.

As there was no further business, the meeting was adjourned at 8:55 p.m. on a motion by Councilman Irace, which was seconded by Councilman Gallo and approved by Council.

Respectfully submitted,

JEANNE SMITH
BOROUGH CLERK