



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • AUGUST 20, 2020

Workshop

REMOTE/VIRTUAL

7:00 PM

Clement V. Sommers Municipal Building, 910 Oceanport Way, Oceanport, NJ 07757

- I. **Meeting Called to Order:** Mayor Coffey called the meeting to order at 7:03 PM
- II. **Statement of Compliance with Open Public Meetings Act:** Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 6, 2020, and by the posting of same on the municipal bulletin board and Borough Web Site." This meeting complies with the Open Public Meetings Act by notification on June 1, 2020 of this virtual/remote meeting, its 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. Mayor Coffey then read the virtual/remote meeting advisory advising the public how to attend and participate during public portions of the meeting
- III. **Flag Salute:** Mayor Coffey led attendees and members of the Council in the flag salute
- IV. **Invocation:** Borough Chaplain Stacy Deerin was unable to attend. Mayor Coffey asked for a moment of silence in recognition of the passing of Nadine Jeffrey, long time resident and teacher.

V. **Roll Call:**

Attendee Name	Title	Status	Arrived
Jay Coffey	Mayor	Remote	
William Deerin	Councilman	Remote	7:24 PM
Richard Gallo	Councilman	Remote	
Bryan Keeshen	Councilman	Remote	
Michael O'Brien	Councilman	Remote	
Thomas Tvrdik	Councilman	Remote	
Meghan Walker	Councilwoman	Remote	
Donna M. Phelps	Borough Administrator/Deputy Clerk	Remote	
Scott Arnette	Board Attorney	Remote	
Catherine D. LaPorta	Chief Financial Officer	Remote	

- VI. **GUEST: FMERA Update:** Mayor Coffey advised that FMERA had provided an extensive update last meeting and there was no new information but they would be back for the September meeting as a recurring item moving forward.
- VII. **Administrator's Report:**
1. Resolution amending Sick Leave Policy language

Ms. Phelps reported that it was brought to her attention by the PBA of an inconsistency in the personnel manual related to sick leave policy. Best practice has been that upon start of 6th calendar year, an increase in sick leave took effect, however, the manual indicates upon completion of the 6th year. A resolution has been prepared for the regular meeting to clarify that once an employee starts their 6th calendar year the increase in sick leave takes effect.

Ms. Phelps next reported that due to unforeseen circumstances, there were several items needing action that were not included on the agendas and described additional resolutions for purchase of 2 police vehicles, purchase of fire department radios, purchase of fire department extrication equipment, acceptance of a 1995 rescue truck from Eatontown Borough, renewal of membership in the Monmouth JIF, compensation of the librarian, acceptance of the 2019 municipal audit and a shared service agreement for use of courtroom facilities with Little Silver and Rumson and requested that Council

consider acting on them at the Sept. 3, 2020 Workshop meeting.

Ms. Phelps addressed an email from the Borough's Affordable Housing Counsel, Andy Bayer, advising that the Borough needed to make payment of \$15,000 for legal fees in accordance with the settlement agreement with Fair Share Housing. Unfortunately it was realized after the bill list was posted and due to its time sensitivity she has instructed the CFO to prepare a manual check from the Affordable Housing Trust Fund and post for the September 3rd bill list.

Ms. Phelps advised that this year's NJLM Conference would be held virtually Nov. 16th to 20th and asked that those interested in attending let her now for pre-registration.

Lastly, she reported on a letter from a member of the public to Earle Construction regarding the improvements at Oceanport Ave and E. Main Street and read the letter for the record that included praise for hard workers and a clean site.

VIII. Clerk's Report:

August 20, 2020 Regular Meeting Items: Ms. Phelps asked for any questions or comments on the 19 items listed for the consent agenda. Councilman Gallo expressed concerns that the resolution concerning Sommers Park did not stipulate sufficient requirements. Mayor Coffey advised that he and Councilman Gallo had spoke about it and the resolution could be put off in order to formalize additional stipulations regarding staging areas and other items that they would revisit at the September 3 workshop. Councilman O'Brien asked a question about Item #6 - didn't that show already happen. Mayor Coffey advised yes, they got their list to us as quickly as they could. Mayor Coffey commented on how well the event(s) were handled and the police nor emergency services had had any issues.

1. Resolution authorizing payment of BILL LIST 08-20-2020
2. Resolution to amend 2020 budget for Alcohol Education Grant
3. Resolution to amend 2020 budget for Clean Communities Grant
4. Resolution authorizing 2019 Road Program Change Order #1
5. Resolution authorizing cancellation of grant balance
6. Resolution approving Special Event Permit for Drive In Concert - Bert Kreicher
7. Resolution approving Special Event Permit for Drive In Concert - Andrew McMahon
8. Resolution approving Special Event Permit for Drive In Concert - Yacht Rock Revue
9. Resolution approving Special Event Permit for Drive In Concert - Front Bottoms
10. Resolution granting permission to the TRWRA for use of Sommers Park
11. Resolution authorizing carry over of paid vacation for qualified personnel
12. Resolution authorizing Change Order #25 to Benjamin Harvey Co. Contract
13. Resolution authorizing Change Order #26 to Benjamin Harvey Co. Contract
14. Resolution authorizing Change Order #27 to Benjamin Harvey Co. Contract
15. Resolution authorizing Change Order #28 to Benjamin Harvey Co. Contract
16. Resolution fixing compensation for employees & officials for 2020
17. Resolution authorizing permits for Facility Use
18. Resolution awarding contract to Maser Consulting - MCOSG Application
19. Resolution accepting donation of office furnishings from Nicholas H. Teetelli

IX. Discussion Items:

1. Hold Harmless Agreement with Goldstein Partnership, Mayor Coffey

Mr. Arnette advised that additional work had been done over at the Fort complex site; the Goldstein firm had no involvement with the construction design or review which was handled by Earle Construction. The Goldstein Partnership was looking for a hold harmless agreement from that specific work which was on for the regular meeting.

2. Domestic Violence Policy for Public Employers

Ms. Phelps reported on the purpose of the policy, the notice by the JIF as to the requirement to adopt such a policy, use of the model policy used by the Civil Service Commission, she worked with Mr. Arnette and Chief Kelly to address minor modifications to localize the policy and was ready for action at the regular meeting.

- X. Mayor's Report:** Mayor Coffey reported on items including the last weather event, branch pickup by public works, due to volume not everything had been picked up; a second storm event required that residents get everything out to the curb by that Friday. Also requested that residents break down branches where possible to include with garbage pickup. He furthered that there remains additional debris out there from the first storm. Mayor Coffey also spoke highly of Frank Luna, representative from JCP&L, who continued to handle and address resident concerns for power outages and downed trees. He spoke to the fact that some of the poles down actually belonged to Verizon and there customer service was not on the same level as Mr. Luna's and he continues to deal with Verizon to continue to address outstanding issues. Mayor Coffey continued that the PTO had been able to hold their issue at Blackberry Bay Park which was a great success and thanked the Council on their behalf for the use of the park. Mayor Coffey also advised that Summer's End had been cancelled as well as the NJ Marathon races due to COVID.

Councilman Deerin entered the meeting at 7:24 PM.

- XI. Petitions from the Public:** Mayor Coffey opened the meeting to petitions from the public. Public was advised to click button on "raise hand" to want to speak, email to publiccomments@oceanportboro.com or call the meeting line at 732.272.8337. As no one from the public presented, Mayor Coffey closed that portion of the meeting.

XII. Executive Session:

#2020-174 Resolution authorizing an Executive Session

Personnel Matters - N.J.S.A. 10:4-12(b)(8)

Police Department Staffing

At 7:27 PM Council President Gallo made a motion to adopt the resolution to enter Executive Session which was seconded by Councilman O'Brien and received the following roll call.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Richard Gallo, Councilman
SECONDER:	Michael O'Brien, Councilman
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

Motion to Return to Regular Meeting

At 8:04 pm, the Mayor & Council returned from Executive Session and the regular meeting was reopened on a motion by Councilwoman Walker and seconded by Councilman Gallo and approved by Council.

- XIII. Adjournment:** As there was no further business, the meeting was adjourned at 8:05 PM on a motion by Councilman Deerin, seconded by Councilwoman Walker and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK