

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
August 20, 2015**

Call to Order.

Statement of Compliance with Open Public Meetings Act: *This meeting complies with the Open Public Meeting Act by publication of this location, date and time in the Asbury Park Press and the LINK News on January 8, 2015 and by the posting of same on the municipal bulletin board and Borough Web Site.*

Flag Salute

Invocation

Roll Call

Administrator's Report:

Clerk's Report:

1. Consent Agenda:

- | | | |
|------------------|-----|---|
| #2015-143 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-144 | 1.2 | Resolution authorizing redemption of Tax Sale Certificate #14-00017 |
| #2015-145 | 1.3 | Resolution authorizing redemption of Tax Sale Certificate #13-00008 |
| #2015-146 | 1.4 | Resolution authorizing letter of representation and continuing disclosure agreement with the Monmouth County Improvement Authority for the capital equipment pooled lease program |
| #2015-147 | 1.5 | Resolution supporting the 2015 Drive Sober Get Pulled Over Crackdown |
| #2015-148 | 1.6 | Resolution approving use of Athletic Facilities |
| #2015-149 | 1.7 | Resolution extending contract for L+C Design Consultants |

- 2. Minutes** Approval of the Workshop Minutes of July 16, 2015
 Approval of the Regular Meeting Minutes of July 16, 2015
 Approval of the Executive Session Minutes of July 16, 2015

- 3. Police Report, July 2015**
 First Aid Report, July 2015

COMMITTEE REPORTS:

- Public Works & Engineering, Councilman Gallo, Chair
 - Public Safety, Councilman Irace, Chair
 - Finance & Administration, Councilman Briskey, Chair
 - Health & Human Services, Council President Kahle, Chair
 - Planning & Development, Councilman Paglia, Chair
- | | | |
|-------------|----|--|
| #954 | 1. | 2 nd Reading & Public Hearing on an Ordinance Authorizing a Lease with MCIA for capital equipment |
| #955 | 2. | 2 nd Reading & Public Hearing on an Amendment to the Property Maintenance Ordinance |
| #956 | 3. | 2 nd Reading & Public Hearing on 2015 Shore Regional Bond Guaranty Ordinance |
| #957 | 4. | 2 nd Reading & Public Hearing on Amendment to Vehicles & Traffic Code |
- Parks & Recreation, Councilman Patti, Chair

Petitions from the public.

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
August 20, 2015

The Regular Meeting of the Oceanport Mayor and Council was called to order on August 20, 2015 at 9:10 PM with the Statement of Compliance with the Open Public Meetings Act given by Council President Kahle.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 8, 2015, 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 Briskey, Kahle, Paglia and Patti

MEMBERS ABSENT: Councilman Gallo, Mayor Mahon

OFFICIALS PRESENT: Borough Administrator, John Bennett, Borough Clerk, Jeanne Smith, and Borough Attorney, Scott Arnette

ADMINISTRATOR'S REPORT: Borough Administrator Bennett indicated that his report had already been covered during workshop.

CLERK'S REPORT:

1. Consent Agenda:

- | | | |
|------------------|-----|---|
| #2015-143 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-144 | 1.2 | Resolution authorizing redemption of Tax Sale Certificate #14-00017 |
| #2015-145 | 1.3 | Resolution authorizing redemption of Tax Sale Certificate #13-00008 |
| #2015-146 | 1.4 | Resolution authorizing letter of representation and continuing disclosure agreement with the Monmouth County Improvement Authority for the capital equipment pooled lease program |
| #2015-147 | 1.5 | Resolution supporting the 2015 Drive Sober Get Pulled Over Crackdown |
| #2015-148 | 1.6 | Resolution approving use of Athletic Facilities |
| #2015-149 | 1.7 | Resolution extending contract for L+C Design Consultants |

The Clerk advised that there were 7 items on the consent agenda. The Clerk asked for a motion which was made by Councilman Patti and seconded by Councilman Irace.

The Clerk called roll:

AYES: Irace, Paglia, Patti, Kahle
NAYES: None
ABSTAIN: Briskey
ABSENT: Gallo

The Clerk stated that the motion carried

2. Minutes Approval of the Workshop Minutes of July 16, 2015
 Approval of the Regular Meeting Minutes of July 16, 2015
 Approval of the Executive Session Minutes of July 16, 2015

The Clerk asked for a motion approving the July 16, 2015 minutes for workshop, regular and executive session meetings which was moved by Councilman Paglia and seconded by Councilman Patti.

The Clerk called roll:

AYES: Paglia and Patti
NAYES: None
ABSTAIN: Briskey, Irace and Kahle

ABSENT: Gallo

The Clerk stated that the motion carried.

3. Police Report, July 2015; First Aid Report July 2015 - The Clerk stated that she was in receipt of the July 2015 Police and First Aid Reports which had been distributed and would be posted at Borough Hall.

COUNCILMAN IRACE: Councilman Irace advised he was not able to attend the Public Safety Meeting and asked Chief Barcus who was present to give a brief synopsis. Chief Barcus reported that the Committee discussed the new emergency alert system under OEM's authority; proposed changes to LOSAP, results of the Haskell event and traffic control. Councilman Irace publicly thanked the Police for the Haskell as he had not heard one negative comment and usually there's at least one, thanked all the volunteers who contributed as the whole weekend went smoothly.

Councilman Irace asked Chief Barcus to speak as to the officer that has completed probation. Chief Barcus advised that Gary Grimes had completed successfully his 12 month probation period and had moved to permanent status.

COUNCILMAN BRISKEY: Councilman Briskey remarked on his appointment to Council, thanked the Council for their support as well as those from the community, his background as a lifelong resident, his educational background including bachelor's degree in business administration professional experience with various companies, his advocacy for transparent government and welcomed the public's input. Councilman Briskey then reported on a Council Finance & Administration Committee meeting during which they reviewed the draft 2014 audit with the Borough's CFO and auditor, described and commented on the 3 findings made by the auditor and his recommendations; the employee manual amendments were discussed and being prepared for the Council; attendance with Council President Kahle on a tour of the AcuteCare facility which he was not aware at the time but there are 2 facilities – Beacon of Life (PACE program) and Unity Place of Monmouth (adult partial care day program).

Councilman Briskey mentioned Mike Minervini who put together a fund raiser for Enzo's and Just Hair and use of the Port Au Peck Firehouse to hold event, was very organized and very successful and raised about \$4500 with a person that matched for a total that came in over \$9,000.

Councilman Briskey added that he was a member of the Port Au Peck Chemical Hose Co. which is part of the Oceanport Fire Department for 34 years, twice Chief, twice Captain and apologized in advance if he comes out with a volunteer slant.

Councilman Briskey concluded with a statement concerning the emergency alert system which a grant was received for and was not used on Sandy and has yet to receive an answer why but at approximately 10:54 pm was dispatched to 281 E. Main Street, Enzo's, a working structure fire which ended up being a 4-alarm fire, please note that the emergency alert system was not activated.

COUNCILMAN PAGLIA: Councilman Paglia reported that he participated in the meeting for the personnel policy changes and the audit review and plan was to bring back to the Council at the Sept. 3rd meeting. Councilman Paglia also reported that a meeting for Site Selection was being scheduled to discuss the development of conceptual design plans for new building whether being located at Fort Monmouth or Maria Gatta Park remained to be seen.

Councilman Paglia then offered comments on the recent events surrounding Council meetings including the large number in attendance this night and the need for more public involvement; his pleasure in the professional conduct exhibited throughout the meeting, the idea to save taxpayer money by using the firehouse for court sessions was a great idea and we need more of these kinds of ideas and tonight was the start of something very good.

Councilman Paglia welcomed Councilman Briskey to the Council, looked forward to his input and passion for service.

Councilman Paglia also acknowledged the completed boat ramp improvements, the input of former Councilman Lynch and thanked him for his service to the Council and the town.

#954 1. 2nd Reading & Public Hearing for an Ordinance Authorizing a Lease with MCIA for capital equipment

Councilman Paglia called for the 2nd Reading and Public Hearing of an ordinance providing for a Special Appropriation for Reevaluation Program. He then asked the clerk to read affidavit of publication on the proposed ordinance by title only. **"ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF OCEANPORT, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO"** was published on July 23, 2015.

Council President Kahle opened the meeting for public comments on this ordinance only.

Roseann Letson, 37 Morris Place, asked what were we leasing. Mr. Bennett explained why the purchase went through the MCIA to take advantage of lower costs by purchasing as a group and described the capital items to be covered by the financing.

As no one else from the public appeared to be heard, Council President Kahle made a motion to close the public hearing which was seconded by Councilman Irace with no objections from Council. Councilman Paglia made a motion to adopt this ordinance and advertise in accordance with law which was seconded by Councilman Irace.

The Clerk called roll:

AYES: Irace, Paglia, Patti, Kahle
NAYES: None
ABSTAIN: Briskey
ABSENT: Gallo

The Clerk stated that the motion carried.

#955 2. 2nd Reading & Public Hearing of an Amendment to the Property Maintenance Ordinance

Councilman Paglia called for the 2nd Reading and Public Hearing of an Amendment to the Property Maintenance Ordinance. He then asked the clerk to read affidavit of publication on the proposed ordinance by title only. **"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 FEBRUARY 19, 2015"** was published on July 23, 2015. Council President Kahle opened the meeting for public comments on this ordinance only. There being none, Council President Kahle motioned to close the public hearing which was seconded by Councilman Irace with no objections from Council. Council President Kahle asked for a motion to adopt this ordinance and advertise in accordance with law. Motion by Councilman Paglia was seconded by Councilman Irace.

The Clerk called roll:

AYES: Irace, Paglia, Patti, Kahle
NAYES: None
ABSTAIN: Briskey
ABSENT: Gallo

The Clerk stated that the motion carried.

#956 3. 2nd Reading & Public Hearing on the 2015 Shore Regional Bond Guaranty Ordinance

Councilman Paglia called for the 2nd Reading and Public Hearing of the 2015 Shore Regional Bond Guaranty Ordinance. He then asked the clerk to read affidavit of publication on the proposed ordinance by title only. **"ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF OCEANPORT,**

NEW JERSEY OR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2015 (SHORE REGIONAL SCHOOL DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY” was published on July 23, 2015.

Council President Kahle opened the meeting for public comments on this ordinance only.

Roseann Letson, 37 Morris Place, asked about the \$1 million for bleachers and was it already approved in the budget for taxes. Councilman Irace commented she was at wrong meeting. Mr. Bennett explained that it was for Shore Regional's capital program and they made the decision and basically each of the municipalities part of the district had to adopt an ordinance to guarantee that the Borough would collect the money but was Shore Regional's meeting and approval. Ms. Letson asked how the process worked and what was being voted on. Mr. Bennett explained further that Shore Regional was borrowing money to pay for capital equipment and the Borough had to promise that they would collect the money. Ms. Letson asked so they want to lease for 5 years, bleachers, buses and fence. Mr. Bennett added that it was a lease purchase and they would own after the 5 years. Ms. Letson further commented on the cost for the bleachers and the craziness of holding all of these accountable.

Cullin Wible, 67 Wolf Hill Avenue, asked if the Council could say no or do they have to vote yes. Mr. Arnette responded that they could vote it down but doing so says the Borough is saying they won't collect and provide taxation for a school budget that the Borough is a member of and in essence saying that the Borough wouldn't fund it and likely result in a lawsuit against the town for reneging on a contractual obligation but would have to look more into it to see exactly what the damages and penalties that would be imposed on the Borough. Mr. Arnette continued that you elect the members to the school board who meets have put in place a spending plan and each municipality that sends students do fund that school system.

As no one else from the public appeared to be heard, Council President Kahle made a motion to close the public hearing which was seconded by Councilman Irace with no objections from Council. Councilman Paglia made a motion to adopt this ordinance and advertise in accordance with law which was seconded by Councilman Irace.

The Clerk called roll:

AYES:	Irace, Paglia, Patti, Kahle
NAYES:	None
ABSTAIN:	Briskey
ABSENT:	Gallo

The Clerk stated that the motion carried.

#957 4. 2nd Reading & Public Hearing on Amendment to Vehicles & Traffic Code

Councilman Paglia called for the 2nd Reading and Public Hearing of an ordinance amending Vehicles & Traffic. He then asked the clerk to read affidavit of publication on the proposed ordinance by title only. **“AN ORDINANCE AMENDING CHAPTER 64 (VEHICLES AND TRAFFIC) OF THE CODE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY”** was published on August 13, 2015. Council President Kahle opened the meeting for public comments on this ordinance only.

Frank Leslie, 148 S. Pemberton Ave, asked that the amendment to the Ordinance be tabled as he felt that it was way too broad, was discriminatory and if he parked his van in front of his home on Saturday because he stopped home for lunch and would be given a ticket and that there are many small businesses impacted by this but this was not the way to do it and the whole weekend thing was ludicrous. Mr. Leslie commented why he believed it was a zoning ordinance issue and that there are many towns that limit by the vehicle weight, why some homes that don't have large driveways or have overnight guests that need to part on the street and a waiver has to be approved by the Police and asked the Council to have it re-addressed as it was discriminatory.

Nicholas Bizzoco, 10 Hedge Drive, stated he was the person that brought this up to the Council and gave the history of what was occurring on his street which was a quiet residential neighborhood and until someone started using street as a commercial parking lot and taxi stand, all hours of the day and night creating safety issues at Main Street and Hedge Drive and the quality of life issue and that he wouldn't want anyone else to go through what they have and requested that Council approve the ordinance.

Glen Altomare, 43 Avon Avenue, and suggesting adding limitations by limiting vehicle weight and make it half a ton, make it one vehicle per residence and offered the example of the Stop sign I front of his property that prohibits vehicle parked within 50' and there's got to be a way around it to accommodate people that live here and he has a commercial vehicle but it is used as his personal vehicle. Councilman Paglia commented that he and Sal Massaro had addressed the one issue.

As no one else from the public wished to be heard, Council President Kahle closed the public hearing.

Council President Kahle asked for any discussion on the motion by the Council.

Councilman Patti asked about upping the limitation of vehicle weight and applying it to vehicles larger than ½ ton. There was discussion on what that looked like, how the ordinance could be amended to reflect the discussion, the Council's decision whether to amend that night and reintroduce, the extremity of the hours of restriction on weekends, the problem with some of the vehicles being taxis that would come in under a weight limit; the intent of the ordinance not being to hurt residents with commercial vehicles but the need to address the issue occurring on Hedge Drive, concern regarding no longer delaying the relief being sought for Hedge Drive residents, whether to limit the vehicle to one per person; whether to provide some type of resident parking tag similar to the parking tags provided to residents on the streets by the racetrack, the issue occurring on other streets, whether to tag onto business registration with town; whether traffic safety had reviewed with Chief Barcus advising they had but determined it was not a traffic issue but a quality of life issue. Afterwards it was decided to proceed for adoption and have the Borough Attorney research other towns and gather additional information and put on for the next workshop meeting.

Councilman Patti made a motion to adopt the resolution as written which was seconded by Councilman Irace.

The Clerk called roll:

AYES: Kahle, Irace, Paglia and Patti
NAYES: None
ABSTAIN: Briskey
ABSENT: Gallo

The Clerk stated that the motion carried.

Councilman Irace commented that the intent then is to modify at some point. Mr. Arnette stated he would look into it right a way and look at other towns. Councilman Patti added that when the issue was presented by the neighbors on that block the Council was sympathetic and that the Council was willing to amend in a way that would not hurt legitimate issue.

COUNCILMAN PATTI: Councilman Patti reported on Parks & Rec committee, gave details on the Summer's End Festival; that the Committee was looking for additional sponsors, discussion on the Open Space grant and the concern about the upcoming date which was addressed by Bill White. Additionally the Committee was able to raise \$3,200 for Summers End through the parking during Haskell and the Committee thanked Borough Administrator Bennett for putting that together. Councilman Patti reported on the Action Camp participants, successful year, young counselors in training as volunteer for 200 hours. Councilman Patti also commended the Committee for their hard work and volunteerism, the events put together for the community and all done on volunteer basis.

Councilman Paglia advised that Circle K had expressed interest in participating with the community which the Committee would reach out to.

Council President Kahle brought up that there are 2 vacancies on the Committee and looking for new members if anyone is interested. Mike MacStudy added that the vacancies were posted on facebook and there are a few people who are interested.

COUNCIL PRESIDENT KAHLE: Councilwoman Kahle reported that the Community Garden is holding its Annual Chili and Salsa contests at the Summers End festival. There is still time to enter.

She and Councilman Briskey went to visit Unity Place to get an idea what is going on. Unity Place is attached to the Pace Program. The goal is to have 150 patients who are bussed in (one bikes in.) The hours are 8:30am – 3:30pm. All patients are gone by 4PM. There is a 40 minute lunch period. No one leaves the premise unescorted. Police are called if need be. The patients are mentally incapacitated (may be affected by substance abuse.) The goal is to get these patients back into the community as contributing members of society. Unity Place came to be in Oceanport as there was a previous relationship with the Pace Program. Pace Program had "medical suites" available in Oceanport. At this point, Borough Attorney, Scott Arnette, interrupted as the may be pending litigation regarding this matter.

Councilman Patti commended Councilwoman Kahle and Councilman Briskey for seeing the operations first hand. However, he added that Unity Place entered this town deceitfully and lied to the Borough (Council and Planning Board.) The Borough is not against people who need these types of services, the Borough is against the way Unity Place arrived.

PUBLIC:

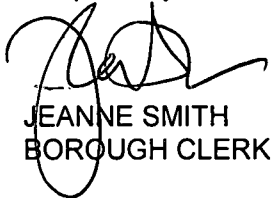
Council President Kahle then opened the meeting to anyone from the public who wished to be heard.

Martin W. Middough, 35 Burnt Mill Circle, said the reason the people were here 2 weeks ago and again tonight was because "there's something rotten in the state of Denmark." The Mayor sits on FMERA, Real Estate Committee and Planning Board, maybe everyone got along tonight because the Mayor wasn't here. We've got to get this right.

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

As there was no further business, the meeting was adjourned at 10:12 pm on a motion by Council President Kahle which was seconded by Councilman Itrace and approved by Council.

Respectfully submitted,



JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR AUGUST 20, 2015**

**RESOLUTION #2015-143
08-20-15**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated August 20, 2015; and

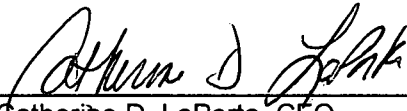
WHEREAS, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of August 20, 2015.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill lists dated August 20, 2015 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

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.

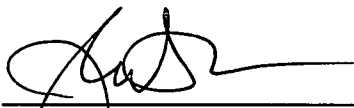

Catherine D. LaPorta, CFO

Motion: *Patti*

Second: *Irma*

I certify that the foregoing Resolution #2015-143 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	() ✓	()
Gallo	()	()	()	() ✓
Irace	() ✓	()	()	()
Kahle	() ✓	()	()	()
Paglia	() ✓	()	()	()
Patti	() ✓	()	()	()
Mahon	()	()	()	()

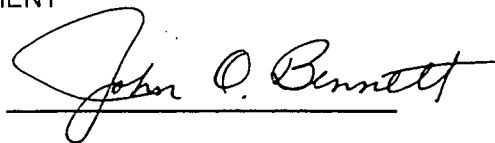

JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

AUGUST 20 2015

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 87,155.83 16th Pay
	\$ 115,746.95 17th Pay
Central Jersey Health	\$ 3,746.00
Comcast Business	\$ 19.83
Home Depot	\$ 63.59
JCPL	\$ 3,160.58
NJ American Water	\$ 769.98
NJ Natural Gas	\$ 689.35
Two River Water Reclamation Authority	\$ 450.00
Verizon	\$ 697.14
2014 EXPENDITURES	
CAPITAL TRUST TOTAL	\$ 8,240.00
DOG REGISTRY TOTAL	\$ 1,772.51
ESCROW TRUST TOTAL	\$ 2,156.25
OPEN SPACE TRUST TOTAL	\$ 52,090.80
TRUST OTHER TOTAL	\$ 13,173.91
UNEMPLOYMENT TRUST	\$ 124.52
2014 VOUCHERS PAID	\$ 228,774.41
2014 VOUCHERS PAID THIS MEETING	\$ -
TOTAL	\$ 228,774.41
2015 VOUCHERS PAID	\$ 13,759,685.34
2015 VOUCHERS PAID THIS MEETING	\$ 1,325,294.37
TOTAL	\$ 15,084,979.71

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



**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00017
FOR BLOCK 115, LOT 14 KNOWN AS 7 CENTER STREET**

**Resolution #2015-144
08-20-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 115 Lot 14, otherwise known as 7 Center St; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00017 was sold to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC at an interest rate of 0% and a premium of \$1,200; and

WHEREAS, the owner's mortgage company has redeemed certificate 14-00017 in the amount of \$ 510.54.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$510.54 payable to Tower Fund Serv as Cust for Ebury Fund 1 NJ LLC, PO Box 37695, Baltimore MD 21297-3695 for the redemption of Tax Sale Certificate 14-00017.

BE IN FURTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$1,200 (Premium) to the aforementioned lienholder.

Motion: *Irace* Second: *Irace*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	() ✓	()
Gallo	()	()	()	() ✓
Irace	() ✓	()	()	()
Kahle	() ✓	()	()	()
Paglia	() ✓	()	()	()
Patti	() ✓	()	()	()
Mahon	()	()	()	()

I certify that the foregoing Resolution #2015-144 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #13-00008
FOR BLOCK 61, LOT 13 KNOWN AS 38 MORRIS PLACE**

**Resolution #2015-145
08-20-15**

WHEREAS, at the Borough Tax Sale held on November 15, 2013, a lien was sold on Block 61 Lot 13, otherwise known as 38 Morris Pl; and

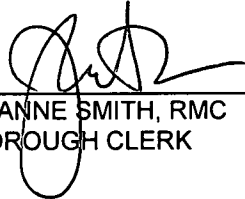
WHEREAS, this lien, known as Tax Sale Certificate 13-00008 was sold to US Bank Cust for Pro Cap III LLC at an interest rate of 18%; and

WHEREAS, the owner has redeemed certificate 13-00008 in the amount of \$ 2,581.96.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$2,581.96 payable to US Bank Cust for Pro Cap III LLC, US Bank TLSC, 50 S 16th St Suite 1950, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 13-00008.

Motion: <i>Patti</i>	Second: <i>Irace</i>			
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	()	()
Gallo	()	()	()	()
Irace	()	()	()	()
Kahle	()	()	()	()
Paglia	()	()	()	()
Patti	()	()	()	()
Mahon	()	()	()	()

I certify that the foregoing Resolution #2015-145 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT, NEW JERSEY
APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LETTER OF
REPRESENTATION AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH
THE ISSUANCE AND DELIVERY OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY'S
CAPITAL EQUIPMENT POOLED LEASE REVENUE BONDS, SERIES 2015 AND AUTHORIZING AN
AUTHORIZED MUNICIPAL REPRESENTATIVE TO DO ALL OTHER THINGS DEEMED
NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF
SUCH BONDS**

**Resolution #2015-146
08-20-15**

WHEREAS, the Borough of Oceanport, New Jersey (the "Municipality") desires to lease and permanently finance the cost of acquisition of certain capital equipment (the "Equipment") from The Monmouth County Improvement Authority (the "Authority"); and

WHEREAS, the Authority will provide for the financing of the cost of the acquisition of the Equipment by the issuance of its Capital Equipment Lease Revenue Bonds, Series 2015 (Oceanport Project) (the "Bonds") payable from rentals by the Municipality pursuant to a Lease and Agreement by and between the Municipality and the Authority (the "Lease"); and

WHEREAS, in order to induce the Authority to issue and deliver the Bonds and its Capital Equipment Pooled Lease Revenue Bonds, Series 2015, there has been prepared and submitted to the Municipality a Letter of Representative in the form attached hereto as Exhibit A; and

WHEREAS, there has been prepared and submitted to the Municipality a Continuing Disclosure Agreement in the form appended hereto as Exhibit B for execution by the Municipality if the Authority shall determine that the Municipality is or will be an "obligated person" with respect to the Authority's Capital Equipment Lease Revenue Bonds, Series 2015 within the meaning of Rule 15c2-12 of the United States Securities and Exchange Commission (an "Obligated Person");

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF OCEANPORT AS
FOLLOWS:**

Section 1. That the Letter of Representation, in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative (as that term is defined in the Lease) is hereby authorized to, and one of such officers shall execute the Letter of Representation, with such additions, deletions or modifications as such officer shall approve, and to deliver the same to the addressees designated on such Letter of Representation, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 2. That the Continuing Disclosure Agreement in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative is hereby authorized to, and one of such officers shall execute the Continuing Disclosure Agreement, with such additions, deletions or modifications as such officer shall approve, and to deliver the same upon the determination by the Authority that the Municipality is or will be an Obligated Person, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 3. That any Authorized Municipal Representative is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or property for carrying out the sale, issuance and delivery of the Bonds, the Authority's Capital Equipment Pooled Lease Revenue Bonds, Series 2015 and all related transactions contemplated by this resolution.

Section 4. All resolutions or proceedings or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective immediately.

Motion: *Patti*
Second: *Trace*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	() ✓	()
Gallo	()	()	()	() ✓
Irace	() ✓	()	()	()
Kahle	() ✓	()	()	()
Paglia	() ✓	()	()	()
Patti	() ✓	()	()	()
Mahon	()	()	()	()

I certify that the foregoing Resolution #2015-146 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
SUPPORTING THE DRIVE SOBER OR GET PULLED OVER
2015 STATEWIDE CRACKDOWN**

**Resolution #2015-147
08-20-15**

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

WHEREAS, impaired driving crashes cost the United States almost \$50 Billion a year; and

WHEREAS, 27% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown*; and

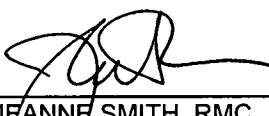
WHEREAS, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW THEREFORE, BE IT RESOLVED that the Borough of Oceanport declares it's support for the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown* from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

Motion: <i>Patti</i>	Second: <i>Trace</i>			
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	()	()
Gallo	()	()	()	()
Irace	()	()	()	()
Kahle	()	()	()	()
Paglia	()	()	()	()
Patti	()	()	()	()
Mahon	()	()	()	()

I certify that the foregoing Resolution #2015-147 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

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

**Resolution #2015-148
08-20-15**

WHEREAS, the Parks and Recreation Committee has recommended the following groups be approved for use of a Borough Field as follows:

**Spanish Soccer League – Maria Gatta Community Park, Fall 2015
Peninsula Soccer Club – Maria Gatta Community Park, Fall 2015**

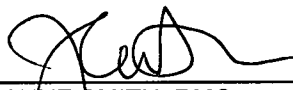
WHEREAS, as required by ordinance the Borough Council has considered the recommendations of said committee.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council that field usage by the aforementioned groups is hereby approved on the dates, fields and times so indicated on the applications submitted.

Motion: *Patti* Second: *Irace*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	() ✓	()
Gallo	()	()	()	() ✓
Irace	() ✓	()	()	()
Kahle	() ✓	()	()	()
Paglia	() ✓	()	()	()
Patti	() ✓	()	()	()
Mahon	()	()	()	()

I certify that the foregoing Resolution #2015-148 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A CONTRACT TO L+C DESIGN CONSULTANTS PA FOR
SPECIALIZED ARCHITECTURAL SERVICES**

**Resolution #2015-149
08-20-15**

WHEREAS, there was a need for the Borough of Oceanport to retain L+C Design Consultants for specialized architectural services in conjunction with FEMA Hazard Mitigation Grant Preparation in connection with recovery efforts from the damages caused by Super Storm Sandy; and

WHEREAS, Resolution #2013-137 authorized L+C Design Consultants to perform certain services which were supplemented by Resolution #2014-043 and Resolution #2014-082 and Resolution #2014-105; and

WHEREAS, the services to be provided are deemed to be "professional services" pursuant to the Local Public Contracts Law (N.J.S.A. 40:A 11-1, et seq.) and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a Contract for "professional services" without public advertising for bids, provided that the Resolution authorizing the Contract and the Contract itself, are available for public inspection in the Office of the Borough Clerk and that notice of the awarding of the Contract is published in a newspaper of general circulation in the Municipality; and

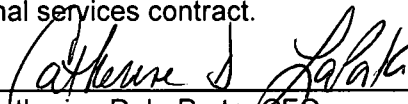
WHEREAS, the Borough having considered the matter, now wishes to authorize the L+C Design Consultants PA to perform final supplemental services related to the municipal building damage assessment.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport as follows:

1. That the Borough of Oceanport has awarded a Professional Service Contract to L+C Design Consultants PA for specifications outlined in the Request for Qualifications.
2. That the compensation associated with the supplemental contract shall not exceed \$1,500.00.
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in the 2015 Operating Budget not to exceed \$1,500.00 for the above referenced professional services contract.

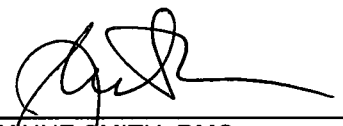

Catherine D. LaPorta, CFO

Motion: *Patti*

Second: *Irma*

I certify that the foregoing Resolution #2015-149 was adopted by the Borough Council of the Borough of Oceanport at their meeting held on August 20, 2015

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	()	()	()	()
Gallo	()	()	()	()
Irace	()	()	()	()
Kahle	()	()	()	()
Paglia	()	()	()	()
Patti	()	()	()	()
Mahon	()	()	()	()


JEANNE SMITH, RMC
BOROUGH CLERK