



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

AGENDA • AUGUST 19, 2021

Workshop

Clement V. Sommers Municipal Building

7:00 PM

910 Oceanport Way, Oceanport, NJ 07757

I. Meeting Called to Order

II. Statement of Compliance with Open Public Meetings Act:

This meeting complies with the Open Public Meetings Act by adequate and electronic notification on June 29, 2021 of this meeting and its location, date and time to the Asbury Park Press and Two River Times and by the posting of same on the municipal bulletin board and Borough's Web Site.

III. Flag Salute

IV. Invocation

V. Roll Call

VI. Administrator's Report

VII. Clerk's Report

Regular Meeting Items

1. Resolution authorizing payment of BILL LIST for August 19, 2021
2. Resolution authorizing a fireworks display at 2021 Summer's End
3. Resolution authorizing Tax Sale Redemption #17-00015
4. Resolution approving Tax Exemption for Leslie Tuthill
5. Resolution authorizing permits for Facility Use - Summer/Fall 2021
6. Resolution approving Special Event Permit for Bike New York
7. Resolution authorizing cancellation of Wedding Trust Fund
8. Resolution authorizing renewal of shared service agreement for MOD IV System
9. Resolution authorizing Main Street Phase III & Bridgewaters Drive Change Order #1 & Final Payment
10. Resolution authorizing contract for Intron Technology for IT Services
11. Resolution authorizing the purchase of a generator for the municipal building
12. Resolution appointing Carolyn Eckert as a Technical Assistant to the Construction Official
13. Resolution confirming shared services agreement with City of Long Branch for OEM Copier
14. Resolution accepting resignation of Max Lopez
15. Receipt & Acceptance of Minutes, Parks & Recreation Committee, May 12, 2021
16. Receipt & Acceptance of Minutes, Parks & Recreation, June 9, 2021
17. Workshop Minutes, July 15, 2021
18. Regular Meeting Minutes, July 15, 2021

VIII. Discussion Items

1. Temporary permission for alcoholic consumption at Summer's End
2. Request from 105 Horseneck Point regarding adjacent Borough Right of Access Easement
3. Portable Sound/Recording System Donation

4. Location of Electronic Sign Board
5. Establishing Claimant Certification Policy
6. Results of RFP for Engineering Design Services for Maria Gatta Park Improvements Phase II
7. Participation in the H-GAC National Cooperative Purchasing Program
8. An Ordinance Amending Parks & Recreation 279 - Permits for Facility Use
9. Ordinance Amending the Land Development Ordinance Concerning Nonconformities
10. Amendment to Property Maintenance Code for Housing & Commercial Certificates of Continued Occupancy
11. Award of Special Liquor Licenses for Allison Hall Parcel and Dance Hall Parcel
12. Proposal for Colliers Engineering to Prepare 2022 MCOSG Application - *To Be Provided*

IX. Mayor's Report

X. Petitions from the Public

XI. Executive Session

1. Resolution authorizing an Executive Session

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)

Fort Monmouth Redevelopment Housing Obligations
Developer's Agreement - Block 110.04, Lot 1 (Commissary)
Municipal Boundary with Eatontown
Police Chief's Contract

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

Department Staffing

XII. Adjournment

**RESOLUTION OF THE BOROUGH OF OCEANPORT AUTHORIZING PAYMENT OF BILL LIST
FOR AUGUST 19, 2021**

Resolution

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of August 19, 2021.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated August 19, 2021 totaling \$3,050,024.84.

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.



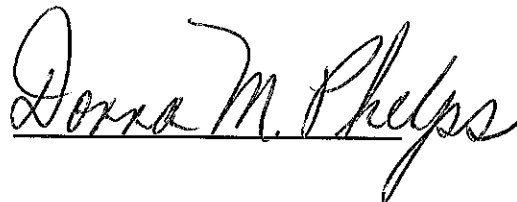
Catherine D. LaPorta, CFO

BOROUGH OF OCEANPORT BILL LIST

19-Aug-21

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$133,898.20 15TH
PAYROLL ACCOUNT	\$148,939.80 16TH
PAYROLL ACCOUNT	\$399.15 DCRP
MANUAL CHECK	
INTRON TECHNOLOGIES - ELECTION COSTS	\$4,085.00
 CAPITAL TRUST TOTAL	 \$80,251.94
GRANT FUND	\$0.00
DOG REGISTRY TOTAL	\$905.95
TRUST OTHER TOTAL	\$9,660.00
ESCROW TRUST TOTAL	\$27,696.45
OPEN SPACE TRUST TOTAL	\$32,751.95
SUI	\$0.00
UCC TRUST	\$888.67
OFF DUTY TRUST	\$8,909.52
2020 VOUCHERS PAID THIS MEETING	\$1,664.45
2021 VOUCHERS PAID THIS MEETING	\$2,599,973.76
TOTAL	\$3,050,024.84

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



List of Bills - (All Funds)

7.1.b

Vendor	Description	Payment	Check Total
Current Fund			
1001 - A.R. COMMUNICATIONS	PO 8961 PAGER BATTERIES	137.50	137.50
1009 - ADP, INC	PO 9049 PAYROLL SERVICES - PERIOD ENDING JULY 07	298.50	298.50
1767 - ADT COMMERCIAL LLC	PO 8851 FIRE MONITORING -07/30-08/29/21	62.50	62.50
1012 - ALL HANDS FIRE EQUIPMENT, LLC	PO 7061 BADGE/SHEILD	140.97	140.97
1016 - AMERICAN UNIFORM & SUPPLY	PO 8436 Uniform Purchase for new SLEO 2 Hires an	1,494.81	
	PO 8437 Uniform Purchase for officers	368.94	
	PO 8815 Uniform Purchase Lauretta	376.47	2,240.22
1017 - AMERICAN WEAR, INC	PO 8272 T-SHIRTS FOR DPW	713.90	
	PO 8911 UNIFORMS JUNE 2021	343.25	1,057.15
1740 - APPLIED CONCEPTS, INC	PO 8638 3 stalker Radar purchase-capitol	9,039.00	9,039.00
1116 - ASBURY PARK PRESS	PO 8923 Legal Notice - RFP	84.50	
	PO 9034 Legal Notice - RFP Addendum	66.50	151.00
1023 - ATLANTIC PRINTING&GRAPHICS LLC	PO 8517 INSERT RETURN ENVELOPES	1,400.00	1,400.00
1534 - AUTO TURF SPECIALIST	PO 8950 LAWN EQUIPMENT MAINTENANCE	725.90	725.90
1029 - BEATRIZ C CRANEY	PO 8862 INTERPRETING SERVICES 07/13/2021	100.00	
	PO 8867 INTERPRETING - 07/12/21	120.00	
	PO 8980 INTERPRETING - JULY 2021	120.00	340.00
1469 - BLAZE EMERGENCY, LLC	PO 8829 EMERGENCY REPAIR - PUMPER	1,751.80	1,751.80
1032 - BOB JENSEN PLUMBING, INC	PO 8946 PLLUMBING - PORT AU PECK FIRE	268.00	268.00
1042 - C&S ELECTRICAL CONTRACTOR, INC	PO 7909 BOROUGH HALL VESTIBULE	1,250.00	1,250.00
1516 - CANON FINANCIAL SERVICES, INC	PO 8731 COPIER SERVICE - JUNE 2021	57.00	57.00
1044 - CAROL SMITH	PO 8903 CELL PHONE REIMBURSEMENT	45.00	45.00
1047 - CENTRAL JERSEY HEALTH INSURANC	PO 8906 HEALTH/DENTAL INSURANCE AUG 2021	73,656.00	73,656.00
1851 - CHRIS HENRY, JR.	PO 8987 Reimbursement for Equipment Purchase Chr	210.05	210.05
1837 - COASTAL REFRIGERATION CORP	PO 8877 PAP FIREHOUSE AC PROBLEM	397.34	397.34
1807 - COLLIERS ENGINEERING & DESIGN	PO 8971 GENERAL ENGINEERING - JULY 2021	5,250.00	
	PO 8972 DPW DRAINAGE	86.90	
	PO 8978 2022 CDBG APPLICATION - JULY 2021	1,488.75	6,825.65
1628 - CUSTOM CARE SERVICES, INC	PO 8732 LAWN SERVICES -	7,968.75	7,968.75
1446 - DIRECT ENERGY BUSINES	PO 8989 900 MURPHY 05/18-06/15/21	0.49	
	PO 9053 FAS UTILITIES - 06/15-07/16/21	19.60	
	PO 9054 433 MYRTLE AVE - 06/15-07/15/21	3.91	
	PO 9055 21 MAIN STREET 06/15-07/16/21	2.43	26.43
1453 - DONNA PHELPS	PO 8904 MEETINGS DUE TO COVID - 07/20-08/19/21	89.24	89.24
1084 - DYNAMIC TESTING SERVICE LLC	PO 8907 TESTING - 07/07/21	160.00	160.00
1097 - ENTENMANN ROVIN CO, INC.	PO 8462 Police badges	414.50	414.50
1099 - EUROFINS QC INC	PO 8762 WATER TESTING - JUNE 2021	422.00	422.00
1109 - FMERA	PO 9044 RT 537 - JULY 2021	273.26	
	PO 9045 BUILDING 977 - JULY JCP&L	2,942.33	
	PO 9046 BLDG 900 UTILITIES - JULY 2021	458.06	
	PO 9047 BLDG 901 - JULY JCP&L	1,671.17	5,344.82
1114 - G&M TROPHY COMPANY	PO 8805 Nameplates	13.00	13.00
1122 - GENERAL CODE PUBLISHERS, INC	PO 8988 Annual Maintenance upgrade	250.00	250.00
1124 - GEORGE WALL	PO 8789 CHIEF TRUCK MAINTENANCE	736.24	736.24
1136 - GROFF TRACTOT MID ATLANTIC	PO 8834 PARTS - LOADER	261.57	261.57
1143 - I.D.M. MEDICAL SUPPLY INC	PO 8848 FAS OXYGEN - JUNE 2021	136.20	
	PO 8908 FAS OXYGEN - JULY 2021	320.33	456.53
1103 - IAA FIRE DEPARTMENT TESTING SERVICES	PO 8788 HOSE/LADDER TESTING	3,097.00	3,097.00
1649 - INTRON TECHNOLOGY, LLC	PO 8856 computer storage upgrade	130.00	
	PO 9001 MANAGED PHONE SERVICE - JULY	1,126.24	
	PO 9005 IT MANAGED SERVICES	3,023.23	4,279.47
1843 - JAMAR Technologies, Inc.	PO 8819 Radar speed tracker and lap[top	4,735.00	4,735.00
1153 - JERSEY CENTRAL POWER & LIGHT	PO 8930 200 000 956 009 06/03-07/01/21	1,117.05	
	PO 8932 200-000-957-015 06/02-30/21	846.17	
	PO 9030 MAIN ST INTERSECTION 7/2021	61.87	
	PO 9039 200-000-857-007 06/18-07/19/21	4,670.62	6,695.71
1434 - Jersey Printing Associates, Inc.	PO 8716 MAILING ENVELOPES	234.00	
	PO 8800 Election Signage	177.00	411.00
1154 - JOANNE HUNT	PO 8900 CELL PHONE REIMBURSEMENT	45.00	45.00
1158 - JOHN'S AUTO & TRUCK REPAIR LLC	PO 8734 FAS - CAPTAIN'S CAR	56.44	56.44

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List of Bills - (All Funds)

7.1.b

Vendor	Description	Payment	Check Total
1164 - KEMPTON FLAGS LLC	PO 8863 FLAGS	449.50	449.50
1499 - KEVIN E KENNEDY, ESQ	PO 8895 PB - 2021 MEETINGS	500.00	
	PO 8896 PB Legal - General Services	450.00	950.00
1166 - KIMBERLY WOODS HOMEOWNERS	PO 8849 STREET LIGHTING	2,666.08	2,666.08
1476 - KING SECURITY	PO 8781 ALARM MONITORING FOR PAP	348.00	348.00
1181 - LANIGAN ASSOCIATES, INC	PO 8866 Uniform Purchase Mannino	53.00	53.00
1185 - LAWES COAL CO INC	PO 8737 SCAGG MOWER PARTS	278.62	
	PO 8824 EDGER REPAIR	55.04	
	PO 8928 EDGER, HEDGE TRIMMER, LINE TRIMMER,BACKP	1,415.84	1,749.50
1814 - LEAF	PO 8979 COPIERS - JULY 2021	223.01	223.01
1188 - LEE'S GARAGE, INC.	PO 8778 Painting of new patrol vehicles	1,497.10	1,497.10
1189 - LIFESAVERS, INC	PO 8639 purchase of 7 AED's through Capitol	5,593.00	5,593.00
1724 - LogMEIN USA, inc.	PO 8963 Go-To-Webinar Services 7/21-08/20/21	199.00	199.00
1197 - MAX LOPEZ	PO 8902 CELL PHONE REIMBURSEMENT	45.00	45.00
1567 - MAZZA RECYCLING SERVICES, LTD.	PO 8207 CONTAINER - BULK DISPOSAL	3,953.70	3,953.70
1200 - McMANIMON*SCOTLAND*BAUMANN LLC	PO 8793 FT MONMOUTH REDEVELOPMENT	688.00	688.00
1212 - MILLER'S RENTALS, INC	PO 9062 TENT	775.00	775.00
1220 - MONMOUTH COUNTY PUBLIC WORKS	PO 8705 GASOLINE - MAY FD	455.12	
	PO 8707 GASOLINE - MAY FA	151.89	
	PO 8709 GASOLINE - MAY PD	1,767.11	
	PO 8713 GASOLINE - MAY PW	1,339.63	
	PO 8960 MAINENANCE - FIRE POLICE VEHICLE	302.99	
	PO 8962 FIRE VEHICLE MAINTENANCE	3,205.96	
	PO 8981 GASOLINE - JUNE FD	204.25	7,426.95
1220 - MONMOUTH COUNTY PUBLIC WORKS	PO 8982 GASOLINE - JUNE PW	1,145.71	
	PO 8983 GASOLINE - JUNE PD	1,901.54	
	PO 8984 GASOLINE - JUNE FA	230.33	3,277.58
1222 - MONMOUTH COUNTY TREASURER	PO 8769 2021 3RD QUARTER COUNTY OPEN SPACE TAXES	100,501.52	
	PO 8770 2021 3RD QUARTER COUNTY HEALTH TAXES DUE	16,526.70	
	PO 8771 2021 3RD QUARTER COUNTY LIBRARY TAXES DU	62,761.50	
	PO 8772 2021 3RD QUARTER COUNTY TAXES DUE	811,649.95	
	PO 9073 2020 & 2021 PILOT PAYMENT	14,379.29	1,005,818.96
1238 - MUNICIPAL CLERKS ASSOCIATION OF NEW JERS	PO 8897 2021-2022 Membership - Katie LaPorta	75.00	
	PO 8899 2021-2022 Membership - Jeanne Smith	100.00	175.00
1791 - NESTLE WATERS NORTH AMERICA	PO 9088 WATER DELIVERY 07/20/2021	99.86	99.86
1847 - NJ NATURAL GAS CO	PO 8910 3RD PARTY DAMAGE SETTLEMENT	2,974.00	2,974.00
1251 - NJ NATURAL GAS CO	PO 8964 TOHICON PL 06/11-07/14/21	34.85	
	PO 8965 FAS UTILITIES - 06/14-07/16/21	63.50	
	PO 8966 433 PORT AU PECK 06/14-07/15/21	40.58	
	PO 8967 21 MAIN STREET 06/14-07/16/21	38.43	
	PO 8968 315 E. MAIN 06/14-07/16/21	39.14	
	PO 9050 910 OCEANPORT WAY 06/15-07/16/21	46.63	
	PO 9051 920 OCEANPORT WAY 06/15-07/16/21	34.85	
	PO 9052 930 OCEANPORT WAY - 06/15-07/16/21	115.12	413.10
1818 - NORCIA CORPORATION	PO 8319 REPAIR GARBAGE TRUCK	3,041.94	
	PO 8352 GARBAGE TRUCK - LEAF CHUTE	1,712.40	4,754.34
1261 - OCEANPORT BOARD OF EDUCATION	PO 9089 AUGUST 2021 TAX REMITTANCE	859,084.00	859,084.00
1262 - OCEANPORT FIRST AID SQUAD	PO 9058 EQUIPMENT PURCHASE - REIMBURSEMENT	10,056.66	10,056.66
1279 - PL CUSTOM BODY & EQUIPMENT INC	PO 8997 38-57 REPAIR	346.00	346.00
1283 - POWER DMS INC	PO 8417 Annual renewal fee-power DMS Records Man	3,694.58	3,694.58
1284 - POWERHOUSE SIGNWORKS	PO 8816 Letter New Patrol Vehicles	600.00	600.00
1848 - PREFERRED BEHAVIORAL HEALTH GROUP	PO 8948 EMPLOYEE ASSISTANCE PROGRAM	3,780.00	3,780.00
1286 - PRO JANITORIAL SERVICES, LLC	PO 9081 CLEANING SERVICES - JULY 2021	2,450.00	2,450.00
1301 - RELIANCE GRAPHICS INC	PO 8799 PRINTING - PRIMARY ELECTION BALLOTS	1,985.00	1,985.00
1554 - RICHARD ARLT	PO 8901 CELL PHONE REIMBURSEMENT	45.00	45.00
1310 - RYSER'S LANDSCAPE SUPPLY INC	PO 8919 MULCH - MUNICIPAL COMPLEX	348.00	
	PO 8949 MULCH- MUNICIPAL COMPLEX	290.00	
	PO 8954 SUPPLIES	226.25	864.25
1314 - SEABOARD FIRE & SAFETY	PO 8798 FIRE INSPECTIONS	464.00	464.00
1315 - SEABOARD WELDING SUPPLY, INC.	PO 8872 DWP OXYGEN - JUNE 2021	20.75	20.75
1317 - SELECTIVE INSURANCE-FLOOD	PO 8882 433 MYRTLE - PORT AU PECK FIRE STATION	2,555.00	2,555.00
1320 - SHORE BUSINESS SOLUTIONS,INC	PO 8797 TONER FOR ADMINISTRATIVE OFFICE	267.55	267.55
1323 - SHORE REGIONAL HIGH SCHOOL	PO 9090 AUGUST 2021 TAX REMITTANCE	444,165.00	444,165.00

List of Bills - (All Funds)

7.1.b

Vendor	Description	Payment	Check Total
1325 - SHREWSBURY AUTO PARTS	PO 8700 BLANKET - TRUCK PARTS	895.46	
	PO 8766 BATTERIES & PARTS	867.42	
	PO 8927 SUPPLIES	340.04	
	PO 8929 SUPPLIES	39.51	
	PO 8945 GARAGE/FLEET SUPPLIES	1,765.17	3,907.60
1326 - SIPS PAINT & HARDWARE	PO 8838 SUPPLIES	65.98	
	PO 9004 SUPPLIES	46.93	112.91
1643 - STATE TOXICOLOGY LAB	PO 8924 Drug Testing	90.00	90.00
1335 - STORR TRACTOR COMPANY, INC	PO 8736 LAWN MOWER PARTS	647.59	647.59
1337 - SUBURBAN DISPOSAL	PO 9076 COLLECTION - AUGUST 2021	31,750.00	
	PO 9077 DISPOSAL FEE - JULY 2021	25,965.11	57,715.11
1346 - THE ARNETTE LAW FIRM LLC	PO 8846 BOROUGH ATTORNEY - JUNE 2021	2,557.50	2,557.50
1348 - THE HOME DEPOT	PO 8858 HUMIDITY MONITORS	11.74	
	PO 8953 SUPPLIES	940.30	
	PO 8959 BUILDING SUPPLIES	66.70	1,018.74
1580 - THE TWO RIVER TIMES	PO 8733 Display Ad - CDBG Hearing Notice	200.00	
	PO 8765 Legal Notice - Ordinance	10.23	
	PO 8854 Legal Notice - Meetings	15.19	
	PO 8869 Legal Notice - Contract Award	7.75	233.17
1634 - TRAFFIC PLAN	PO 8383 TRAFFIC CONTROL TRAILER	13,658.00	13,658.00
1373 - TWO RIVER WATER RECLAMATION	PO 8842 OLD WHARF HOUSE	90.00	
	PO 8843 PORT AU PECK FIRE HOUSE	90.00	
	PO 8844 LIBRARY	90.00	
	PO 8845 BLACKBERRY BAY	90.00	360.00
1380 - US BANK OPERATIONS CENTER	PO 9082 MCIA CAPITAL LEASE PAYMENT	8,045.00	8,045.00
1383 - V&B AUTO REPAIR LLC	PO 8554 Repairs to Unit 12	1,132.31	
	PO 8761 Recharge AC Unit in Unit # 6	141.00	
	PO 8782 OEM VEHICLE SERVICE	90.43	1,363.74
1387 - VERIZON	PO 8847 910 OCEANPORT WAY 06/12-07/11/21	110.89	
	PO 8990 910 OCEANPORT WAY INTERNET - 07/13-08/12	144.00	
	PO 9056 POLICE JULY 2021	305.01	559.90
1388 - VERIZON WIRELESS	PO 9038 POLICE WIRELESS - 07/27-08/26/21	651.89	
	PO 9043 FAS WIRELESS - 07/24-08/23/21	70.02	
	PO 9066 FIRE BUREAU - 08/02-09/01/21	27.80	749.71
1558 - Verizon Wireless	PO 9067 FIRE 08/02-09/01/21	114.03	114.03
1559 - Verizon Wireless	PO 9080 UCC/CLER WIRELESS 08/02-09/01/21	24.27	24.27
1389 - VERIZON WIRELESS (OEM)	PO 9069 OEM WIRELESS -08/02-09/01/21	38.01	38.01
1392 - W.B. MASON CO, INC	PO 8561 SUPPLIES - FIRE BUREAU	67.99	
	PO 8864 PAPER & SUPPLIES	50.61	118.60
1398 - WORLD JEEP CHRYSLER	PO 8865 Repairs to Chiefs vehicle (Unit 1)	300.58	300.58
Capital Fund			
1807 - COLLIERS ENGINEERING & DESIGN	PO 8970 2020 ROAD PROGRAM	24,158.75	
	PO 9003 ENGINEERING 2021 ROAD PROGRAM - JULY	39,800.00	63,958.75
1106 - FIORE PAVING COMPANY, INC	PO 9083 PORT-AU-PECK AVE REPAIRS	12,000.00	12,000.00
1708 - IAMELLO ARCHITECHTURAL STUDIO LLC	PO 9084 OWNER'S REP SERVICES 03/04-08/03/21	1,155.00	1,155.00
1649 - INTRON TECHNOLOGY, LLC	PO 8802 Equipment & Install - Meeting Room	785.66	785.66
1824 - ZORO	PO 8537 CHAIRS FOR MEETING ROOM	2,352.53	2,352.53
DOG TRUST FUND			
1445 - Monmouth County SPCA	PO 8840 ANIMAL CONTROL SERVICE - MAY 2021	425.00	
	PO 8868 ANIMAL CONTROL SERVICE - JUNE 2021	458.15	883.15
1367 - TREASURER:STATE OF NJ HEALTH	PO 9078 JULY DOG REPORT	11.40	
	PO 9079 JUNE DOG REPORT	11.40	22.80
OPEN SPACE TRUST			
1807 - COLLIERS ENGINEERING & DESIGN	PO 8969 COMMUNITY CENTER IMPROVEMENTS	2,456.73	2,456.73
1628 - CUSTOM CARE SERVICES, INC	PO 8732 LAWN SERVICES -	7,968.75	7,968.75
1078 - DOWNES FOREST PRODUCTS LLC	PO 8271 PLAYGROUND MULCH	15,375.00	15,375.00
1456 - JCW, Inc d/b/a Natural Green Lawn C	PO 8850 2021 FERTILIZATION OF BORO PARKS- APPLIC	2,797.46	2,797.46
1529 - JOHN GUIRE SUPPLY LLC	PO 8273 TOP SOIL	216.00	216.00
1805 - MR GUTTER LLC	PO 8032 GUTTER INSTALL	2,300.00	2,300.00
1857 - SCOTTI'S ULTRA GREEN	PO 8992 PRACTICE FIELD - MUNICIPAL COMPLEX	1,600.00	1,600.00

List of Bills - (All Funds)

7.1.b

Vendor	Description	Payment	Check Total
1388 - VERIZON WIRELESS	PO 9068 BBB SECURITY MONITORING - 08/02-09/01/21	38.01	38.01
OFF DUTY POLICE TRUST			
1859 - GRAY SUPPLY CORPORATION	PO 9075 RETURN OFF DUTY ESCROW	8,909.52	8,909.52
UCC Trust			
1861 - BUILDING SAFETY CONFERENCE	PO 9071 CONFERENCE REGISTRATION - JOHNSON	249.00	249.00
1814 - LEAF	PO 8979 COPIERS - JULY 2021	223.00	223.00
1320 - SHORE BUSINESS SOLUTIONS,INC	PO 9065 TONER FOR CONSTRUCTION	268.55	268.55
1559 - Verizon Wireless	PO 9080 UCC/CLER WIRELESS 08/02-09/01/21	148.12	148.12
OTHER TRUST			
1627 - 107 PRODUCTIONS	PO 9074 SUMMERS END - BAND	1,700.00	1,700.00
1119 - GARDEN STATE FIREWORKS INC	PO 9063 SUMMERS END DEPOSIT	6,000.00	6,000.00
1269 - PARTY PERFECT RENTALS	PO 9064 SUMMERS END	1,960.00	1,960.00
DEVELOPERS ESCROW TRUST			
1858 - ANN DIDOMENICO	PO 9041 ESCROW REFUND	1,000.00	1,000.00
1854 - BRIANNA MEYER	PO 8998 ESCROW REFUND	148.51	148.51
1807 - COLLIERS ENGINEERING & DESIGN	PO 8238 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 8444 PB Engineering - FM Partners Group	1,870.00	
	PO 8912 PB Engineering - 114 Salzmann Ave,	4,917.50	
	PO 8913 PB Engineering - MARTELLI	127.50	
	PO 8914 PB Engineering - MARTELLI	765.00	
	PO 8915 PB Engineering - FMBC	382.50	
	PO 8916 PB Engineering - T KELLY	170.00	
1807 - COLLIERS ENGINEERING & DESIGN	PO 8917 PB Engineering - Somerset Developers	977.50	9,335.00
	PO 8918 PB Engineering - Meyer	255.00	
	PO 8920 PB Engineering - Marttine	297.50	552.50
	PO 8921 PB Engineering - Cameron	212.50	
1807 - COLLIERS ENGINEERING & DESIGN	PO 8922 PB Engineering - Terry	467.50	
	PO 8942 PB Engineering - NJCU	5,168.75	
	PO 8975 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 8976 PLOT PLAN REVIEW - CATALOG #7764520001	125.00	
	PO 9008 PB Engineering - ROVINSKY	85.00	
	PO 9009 PB Engineering - Zanghi	212.50	6,396.25
	PO 8943 ESCROW REFUND	305.99	305.99
1850 - DAWN SOMMERS	PO 8884 PB Engineering - Oport Partners LLC - PH	87.50	
1579 - ENGenuity Infrastructure, LLC	PO 8885 PB Engineering - Oport Partners LLC	3,450.35	
	PO 8898 PB Engineering - Oport Partners LLC - PH	1,152.50	4,690.35
	PO 8999 ESCROW REFUND	288.75	288.75
1853 - JAKE BEIM	PO 8857 PB Legal - Zanghi	90.00	
1499 - KEVIN E KENNEDY, ESQ	PO 8886 PB Legal - FMBC	450.00	
	PO 8887 PB Legal - Oport Partners LLC	300.00	
	PO 8888 PB Legal - Rovinsky	330.00	
	PO 8889 PB Legal - Terry	375.00	
	PO 8890 PB Legal - Collard	450.00	
	PO 8891 PB Legal - Motzenbecker	285.00	
	PO 8893 PB Legal - Marttine	90.00	2,370.00
	PO 8894 PB Legal - Sommers	330.00	330.00
	PO 8995 ESCROW REFUND	834.80	834.80
	PO 7522 PLOT PLAN REVIEW - CATALOG 7764520001	125.00	125.00
1340 - T&M ASSOCIATES	PO 8883 RPM NORTH POST B110.02 L1 CATALOG #77645	136.50	136.50
1580 - THE TWO RIVER TIMES	PO 8839 Legal Notice - Notice of Decision - PB	7.13	
	PO 8855 Legal Notice - PB Notice of Decision	6.82	
	PO 8859 Legal Notice - PB	6.51	
	PO 8874 Legal Notice - PB	6.51	
	PO 8875 Legal Notice - PB	6.51	
	PO 8876 Legal Notice - PB	6.51	
	PO 8892 Legal Notice - PB	6.82	46.81
1855 - TODD ROVINSKY	PO 8996 ESCROW REFUND	135.99	135.99
1821 - TRICIA VOHDEN	PO 9072 RETURN ESCROW	1,000.00	1,000.00

List of Bills - (All Funds)

7.1.b

Vendor

Description

Payment

Check Total

TOTAL

2,762,702.69

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-101-01-000-011	CASH OPERATING			0.00	2,601,638.21
01-192-09-000-008	SEN CIT HOUSING IN LIEU OF TAX			14,379.29	
01-201-20-100-200	ADMINISTRATIVE & EXECUTIVE OE	4,619.66			
01-201-20-120-200	MUNICIPAL CLERK OE	7,266.40			
01-201-20-130-200	FINANCIAL ADMINISTRATION OE	624.22			
01-201-20-145-200	COLLECTION OF TAXES OE	12.77			
01-201-20-155-200	LEGAL SERVICES OE	3,245.50			
01-201-20-165-200	BOROUGH ENGINEER OE	6,825.65			
01-201-21-180-200	PLANNING BOARD OE	950.00			
01-201-23-210-200-1	GENERAL LIABILITY	2,555.00			
01-201-23-210-202	HEALTH	69,332.00			
01-201-23-210-203	DENTAL	4,324.00			
01-201-25-240-200	POLICE OE	15,947.23			
01-201-25-240-300	POLICE EQUIPMENT	24,688.66			
01-201-25-252-200	EMERGENCY MANAGEMENT OE	128.44			
01-201-25-260-200	FIRST AID ORGANIZATION OE	1,012.09			
01-201-25-265-200	FIRE DEPARTMENT OE	3,348.53			
01-201-25-265-209	REPAIRS & MAINTENANCE	5,996.99			
01-201-25-265-400	FIRE BUREAU OE	95.79			
01-201-26-300-200	STREETS & ROADS OTHER EXPENSES	20.75			
01-201-26-300-271	REPAIRS	10,034.08			
01-201-26-300-273	SUPPLIES	6,289.74			
01-201-26-300-281	UNIFORM RENTAL	1,057.15			
01-201-26-305-200	SANITATION-TRASH REMOVAL OE	25,500.00			
01-201-26-306-200	RECYCLING OE	6,250.00			
01-201-26-310-200	PUBLIC BUILDINGS & GROUNDS OE	12,822.95			
01-201-26-310-252	REPAIRS & EQUIPMENT	1,539.84			
01-201-27-335-300	WATER WATCH COMMITTEE-OTHER	422.00			
01-201-28-371-200	PARKS AND PLAYGROUNDS OE	1,075.00			
01-201-31-430-201	ELECTRICITY	6,591.39			
01-201-31-430-203	TELEPHONE/INTERNET	1,890.41			
01-201-31-430-204	WATER/SEWER	360.00			
01-201-31-430-205	NATURAL GAS	356.43			
01-201-31-430-207	STREET LIGHTING	6,591.74			
01-201-31-430-208	GASOLINE & OIL	7,195.58			
01-201-31-465-200	SANITATION DUMPING FEES	29,918.81			
01-201-43-490-200	MUNICIPAL COURT OE	340.00			
01-201-45-920-200	DEBT SERVICE OE	7,820.00			
01-201-46-870-200	COVID 19	13,857.00			
01-203-25-265-200	(2020) FIRE DEPARTMENT OE		140.97		
01-203-31-430-207	(2020) STREET LIGHTING		1,523.48		
01-206-55-000-046	REGIONAL SCHOOL TAX			444,165.00	
01-207-55-000-045	LOCAL SCHOOL TAX			859,084.00	
01-208-55-000-039	COUNTY TAX PAYABLE			811,649.95	
01-208-55-000-041	COUNTY OPEN SPACE TAX			100,501.52	
01-208-55-000-042	COUNTY HEALTH TAX			16,526.70	
01-208-55-000-043	COUNTY LIBRARY TAX			62,761.50	
TOTALS FOR	Current Fund	290,905.80	1,664.45	2,309,067.96	2,601,638.21

04-101-01-100-011	CAPITAL CASH - TD			0.00	80,251.94
04-215-55-474-000	MUNICIPAL COMPLEX ORD #970			4,293.19	
04-215-55-989-A00	2019 #1001 VARIOUS ROAD/DRAINAGE			12,000.00	
04-215-55-990-A00	2020 ROAD PROGRAM - ORD #1026			24,158.75	
04-215-55-992-A00	2021 ROAD PROGRAM - ORD #1038			39,800.00	

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
TOTALS FOR	Capital Fund	0.00	0.00	80,251.94	80,251.94
05-101-00-100-011	CASH - TD			0.00	905.95
05-161-00-500-040	DUE TO STATE OF NJ			22.80	
05-270-00-500-020	RESERVE FOR EXPENDITURES			883.15	
TOTALS FOR	DOG TRUST FUND	0.00	0.00	905.95	905.95
06-101-01-100-011	OPEN SPACE CASH - TD			0.00	32,751.95
06-270-00-500-020	RESERVE FOR OPEN SPACE			32,751.95	
TOTALS FOR	OPEN SPACE TRUST	0.00	0.00	32,751.95	32,751.95
17-101-01-100-101	CASH-OFF DUTY POLICE TRUST			0.00	8,909.52
17-270-55-600-165	RESERVE FOR OFF DUTY POLICE TR			8,909.52	
TOTALS FOR	OFF DUTY POLICE TRUST	0.00	0.00	8,909.52	8,909.52
18-101-01-100-101	CASH UCC TRUST			0.00	888.67
18-270-55-600	RESERVE FOR UCC TRUST			888.67	
TOTALS FOR	UCC Trust	0.00	0.00	888.67	888.67
60-101-01-100-101	CASH-OTHER TRUST - TD			0.00	9,660.00
60-270-55-600-115	RES.FOR SUMMERS END			9,660.00	
TOTALS FOR	OTHER TRUST	0.00	0.00	9,660.00	9,660.00
61-101-01-100-101	CASH-DEV.ESCROW/TD			0.00	27,696.45
61-270-55-600-205	RES.FOR DEV.ESCROW			27,696.45	
TOTALS FOR	DEVELOPERS ESCROW TRUST	0.00	0.00	27,696.45	27,696.45

Total to be paid from Fund 01 Current Fund	2,601,638.21
Total to be paid from Fund 04 Capital Fund	80,251.94
Total to be paid from Fund 05 DOG TRUST FUND	905.95
Total to be paid from Fund 06 OPEN SPACE TRUST	32,751.95
Total to be paid from Fund 17 OFF DUTY POLICE TRUST	8,909.52
Total to be paid from Fund 18 UCC Trust	888.67
Total to be paid from Fund 60 OTHER TRUST	9,660.00
Total to be paid from Fund 61 DEVELOPERS ESCROW TRUST	27,696.45

	2,762,702.69

7.1.b

7.1.c

Pending Payments (*Not Finalized*) - (..) ALL FUNDS

From 08/01/2021 to 08/31/2021 With a Line Amount > 10000.00

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
8/02/2021		8970		04-215-55-990-A01	CONSTRUCTION OBSERVATION & ADM COLLIERS ENGINEERING & DESIGN	24,158.75	24,158.75	04-101-01-100-011
8/03/2021		9003		04-215-55-992-A01	2021 ROAD PROGRAM COLLIERS ENGINEERING & DESIGN	39,800.00	39,800.00	04-101-01-100-011
8/04/2021		8771		01-208-55-000-043	2021 3RD QUARTER LIBRARY TAXES MONMOUTH COUNTY TREASURER	62,761.50	62,761.50	01-101-01-000-011
8/10/2021		8271		06-270-00-500-020	WOOD CHIPS FOR BLACKBERRY, COMMUNITY, TRINI DOWNES FOREST PRODUCTS LLC	15,375.00	15,375.00	06-101-01-100-011
8/10/2021		9058		01-201-25-240-300	2019 STRYKER POWER LIFT (3/3) OCEANPORT FIRST AID SQUAD	10,056.66	10,056.66	01-101-01-000-011
8/12/2021		9083		04-215-55-989-A06 04-215-55-989-A06	257 PORT-AU-PECK - SINKHOLE PORT-AU-PECK - SINKHOLE AT BY RACETRACK FIORE PAVING COMPANY, INC	5,000.00 7,000.00	12,000.00	04-101-01-100-011
8/12/2021		9073		01-192-09-000-008	COUNTY TAXES - PILOT PAYMENT MONMOUTH COUNTY TREASURER	14,379.29	14,379.29	01-101-01-000-011
8/12/2021		9076		01-201-26-305-201 01-201-26-306-201	SOLID WASTE 08/21 RECYCLING 08/21 SUBURBAN DISPOSAL	25,500.00 6,250.00	31,750.00	01-101-01-000-011
8/12/2021		9077		01-201-31-465-201 01-201-31-465-201 01-201-31-465-201	DISPOSAL RECYCLING ENHANCEMENT ACT RECYCING FEE SUBURBAN DISPOSAL	21,628.81 785.55 3,550.75	25,965.11	01-101-01-000-011
8/12/2021		9090		01-206-55-000-046 01-206-55-000-046	AUGUST 2021 TAX REMITTANCE AUGUST 2021 DEBT SERVICE SHORE REGIONAL HIGH SCHOOL	310,727.00 133,438.00	444,165.00	01-101-01-000-011
8/12/2021		9089		01-207-55-000-045	AUGUST 2021 TAX REMITTANCE OCEANPORT BOARD OF EDUCATION	859,084.00	859,084.00	01-101-01-000-011

AUGUST SUMMARY BY ACCOUNT:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	PENDING CR
01-101-01-000-011	CASH OPERATING				1,448,161.56
04-101-01-100-011	CAPITAL CASH - TD				75,958.75
06-101-01-100-011	OPEN SPACE CASH - TD				15,375.00
01-192-09-000-008	SEN CIT HOUSING IN LIEU OF TAX			14,379.29	
01-201-25-240-300	POLICE EQUIPMENT		10,056.66		
01-201-26-305-201	SANITATION-TRASH REMOVAL		25,500.00		
01-201-26-306-201	OTHER EXPENSES		6,250.00		
01-201-31-465-201	SANITATION DUMPING FEES		25,965.11		
01-206-55-000-046	REGIONAL SCHOOL TAX			444,165.00	
01-207-55-000-045	LOCAL SCHOOL TAX			859,084.00	
01-208-55-000-043	COUNTY LIBRARY TAX			62,761.50	
04-215-55-989-A06	HEDGE DRIVE			12,000.00	
04-215-55-990-A01	2020 ROAD PROGRAM			24,158.75	
04-215-55-992-A01	2021 ROAD PROGRAM - ORD #1038			39,800.00	
06-270-00-500-020	RESERVE FOR OPEN SPACE			15,375.00	
AUGUST TOTALS (FOR RANGE):			67,771.77	1,471,723.54	1,539,495.31

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
01-101-01-000-011	CASH OPERATING				1,448,161.56

1,448,161.56

Packet Pg. 11

Pending Payments (*Not Finalized*) - (..) ALL FUNDS

7.1.c

From 08/01/2021 to 08/31/2021 With a Line Amount > 10000.00

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
04-101-01-100-011	CAPITAL CASH - TD				75,958.75
06-101-01-100-011	OPEN SPACE CASH - TD				15,375.00
01-192-09-000-008	SEN CIT HOUSING IN LIEU OF TAX			14,379.29	
01-201-25-240-300	POLICE EQUIPMENT		10,056.66		
01-201-26-305-201	SANITATION-TRASH REMOVAL		25,500.00		
01-201-26-306-201	OTHER EXPENSES		6,250.00		
01-201-31-465-201	SANITATION DUMPING FEES		25,965.11		
01-206-55-000-046	REGIONAL SCHOOL TAX			444,165.00	
01-207-55-000-045	LOCAL SCHOOL TAX			859,084.00	
01-208-55-000-043	COUNTY LIBRARY TAX			62,761.50	
04-215-55-989-A06	HEDGE DRIVE			12,000.00	
04-215-55-990-A01	2020 ROAD PROGRAM			24,158.75	
04-215-55-992-A01	2021 ROAD PROGRAM - ORD #1038			39,800.00	
06-270-00-500-020	RESERVE FOR OPEN SPACE			15,375.00	
TOTALS (FOR RANGE):			67,771.77	1,471,723.54	1,539,495.31

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A FIREWORKS DISPLAY TO BE HELD AT THE 2021 SUMMER'S END
FESTIVAL**

Resolution

WHEREAS, the Mayor and Council of the Borough of Oceanport hereby authorize a fireworks display to be held at the Summer's End Festival sponsored by the Oceanport Parks and Recreation Committee scheduled to be held on September 11, 2021 or on September 12, 2021, if a rain date is needed; and

WHEREAS, Garden State Fireworks, Inc. is the company responsible for the fireworks and in accordance with Borough regulations, must secure a Fire Permit from the Oceanport Fire Marshal prior to said event.

NOW, THEREFORE, BE IT RESOLVED that the Oceanport Governing Body hereby authorizes the fireworks to be held on the above mentioned date subject to the following:

1. Garden State Fireworks, Inc. securing the necessary permits
2. Garden State Fireworks, Inc. complying with the MEL JIF requirements for insurance coverage and completion of hold harmless agreement.
3. A copy of this resolution be forwarded to the Fire Marshal and the Parks and Recreation Committee.

**RESOLUTION OF THE BOROUGH OF OCEANPORT AUTHORIZING REDEMPTION OF TAX
SALE CERTIFICATE #17-00015 FOR BLOCK 92, LOT 11 KNOWN AS 51 BRADLEY AVE**

Resolution

WHEREAS, at the Borough Tax Sale held on September 14, 2017, a lien was sold on Block 92 Lot 11 otherwise known as 51 Bradley Avenue; and

WHEREAS, this lien, known as Tax Sale Certificate 17-00015 was sold to Culmac Capital I LLC at and interest rate of 0%; and

WHEREAS, the owner has redeemed certificate 17-00015 in the amount of \$40,179.66.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$40,179.66 payable to Culmac Capital I LLC, Box 251, Monmouth Beach, NJ 07750 for the redemption of Tax Sale Certificate 17-00015.

BE IT FURTHER, RESOLVED, that the CFO be authorized to issue a check in the amount of \$22,000.00 (Premium) to the aforementioned lienholder.

**RESOLUTION OF THE BOROUGH OF OCEANPORT APPROVING TAX EXEMPTION FOR
LESLIE TUTHILL**

Resolution

WHEREAS, the owner for Block 110.02 Lot 31 has filed an application for exemption on taxes due to a total and permanent veteran disability, and

WHEREAS, the owner is entitled to the exemption as a result of the total and permanent veteran disability per NJSA 54:4-3.30, and

WHEREAS, the Tax Assessor has approved said application for the property where the applicant lives effective April 13, 2021 and every year the applicant is qualified,

NOW, THEREFORE, BE IT RESOLVED, the Tax Collector for the Borough of Oceanport recommends that the taxes on Block 110.02 Lot 31, otherwise known as 5 Allen Avenue, effective April 13, 2021, currently owned by Leslie Tuthill be canceled and therefore exempt for the duration of ownership and as long as the applicant meets all qualifications for said exemption.

Dated: August 2021

Interpretative Statement:

The above property owner has requested and received an exemption from taxes due to a total and permanent disability of a war veteran. Since the request was granted during the tax year and after taxes were levied on their property, I need to obtain an approved resolution dismissing a portion of the taxes for April 13, 2021 through to the end of 2021. Starting in 2022, the taxes will be exempt from the levy.

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

Resolution

WHEREAS, the Parks and Recreation Committee has recommended the following group(s) be approved for use of a Borough athletic facility for the purposes as indicated on application(s) as follows:

Blackberry Bay Park

LAX Kids (back field)
Dutchmen FC/Soccer
USA Sports (softball, baseball, back field)
Shore Ray B.A.T.S (baseball, softball)
Trinity Hall High School Tennis Team (courts 3&4)
Oceanport Fire Department

MARIA GATTA

Spanish Soccer
Peninsula Soccer
NJ Blaze Soccer Academy
Dutchmen FC/Soccer

Community Center

Tribe Baseball 50/70 (baseball)
USA Sports Tennis Court 1

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 facility usage by the above referenced organizations is hereby granted for the dates, fields and times as reviewed and approved by the Recreation Committee.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A SPECIAL EVENTS PERMIT TO BE ISSUED TO BIKE NEW YORK FOR THE
2021 TWIN LIGHTS RIDE TO BE HELD SEPTEMBER 26, 2021 WITHIN THE BOROUGH OF
OCEANPORT**

Resolution

WHEREAS, Bike New York has made application for a Special Events Permit to hold their 2021 Twin Lights Ride through town; and

WHEREAS, as required by ordinance the Police Department has reviewed the application and have recommended that the application be approved.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that a Special Events Permit be issued to Bike New York for the 2021 Twin Lights Ride to be held on September 26, 2021 in accordance with the application made and recommendation by the Traffic Safety Unit upon receipt of appropriate permit fee to be paid by Applicant.

Michael P. Kelly
Chief of Police
Michael S. Chenoweth
Captain
Michael Fagliarone
Lieutenant

BOROUGH OF OCEANPORT



POLICE DEPARTMENT

P.O. BOX 370, OCEANPORT, NEW JERSEY 07757

732.222.6300
Main
732.222.6301 ext 1015
Records
732.222.0945
Fax

August 25, 2021

Mayor Jay Coffey

Oceanport Borough Council Members
Borough of Oceanport
910 Oceanport Way
Oceanport, N.J. 07757

Re: Special Permit Application-Twin Lights Bike Tour-September 26, 2021

Dear Mayor Coffey,

As per Borough Code 326-3, I have reviewed the Special Event Permit Application for the Twin Lights Bike Tour sponsored by Bike New York scheduled on Sunday September 26, 2021. The tour will ride through the Borough of Oceanport, which includes a rest area located in the parking area of the Old Warf Parking Area off of East Main Street.

The first riders will enter Oceanport approximately 7:45am and last rider will leave Oceanport at approximately 12:30pm.

Bike New York has not requested the presence of an officer this year and the route remains the same as in prior tours.

I have reviewed the logistics of the event, as well as the planned route, the number of perspective participants. I also reviewed the course map. (attached)

Based on the number of participants, the roadways utilized for the event, the day of the week, as well as the time of the event, I am recommending that the mayor and council approve the application.

The event, which has incorporated Oceanport over the last 8 years, is well organized and monitors the safety of the riders with course Marshalls. The riders follow specified rules of the road and additional rules from Bike New York.

There will be no scheduled roadway closures or detours during the event and the tour does not affect the routine flow of traffic.

Sincerely,

Michael P. Kelly
Chief of Police

BOROUGH OF OCEANPORT

Monmouth County, New Jersey

SPECIAL EVENT PERMIT APPLICATION

Event Name:	Twin Lights Ride	Event Date(s):	Sept. 26, 2021
Event Type:	Rest area for bicycle ride		
Event Location:	Parking lot adjacent to Old Wharf Park and old borough hall		
Event Start Time:	6:30am	Event End Time:	1:30pm

Organization Name:	Bike New York		
Contact Name:	Jena McLaughlin	Contact Phone #:	253-740-4126
Billing Contact:	same as above	Billing Phone #:	
Billing Address:	140 E 45th St, Suite 2002, NY, NY 10017		Billing Fax #: NA

Number of Roads to be utilized:	no road closures requested	Number of officers requested:	0
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Applicants must return this application to the Borough Clerk's Office, after which it will be forwarded to the Oceanport Police Department Traffic Safety Bureau for review. Once received, the event contact person will be contacted to meet or speak with the Traffic Safety Officer to discuss what will be required, prior to approval of the event.

NOTE: A map of the area, course or event may be required by Oceanport Police Department Traffic Safety Officer.

The number of officers required will be determined by the Oceanport Police Department based upon the type of event and the roadways affected.

Application fees listed at the end of this form do not include the fees required for traffic/security control officers as required by the Oceanport Police Department. Any traffic/security control fees required shall be submitted into escrow prior to the event date. An escrow sheet will be provided with the estimated cost for traffic/security control. If, during the course of the event, additional traffic control and or security is required, the event billing contact shall be required to submit the additional fees without delay. Any unused fees will be returned to the event billing contact.

APPLICABLE BOROUGH CODES:

§ 326-1: Road closure or traffic control; permit required.

Any event requesting or requiring the closure of any road or requiring traffic control within the Borough for any amount of time shall be required to apply for a permit.

- Events shall include, but not be limited to: sporting events, concerts, sales, and/or any other type that would cause traffic to be increased or altered.
- It shall be the determination of the Oceanport Police Department Traffic Safety Bureau, hereafter referred to as Traffic Safety, whether the closure of a road, traffic controls or traffic officers are required.
- The number of roads closed or requiring traffic control shall be determined by Traffic Safety.
- The method and number of traffic control devices and/or officers shall be determined by Traffic Safety.

BOROUGH OF OCEANPORT

Monmouth County, New Jersey

SPECIAL EVENT PERMIT APPLICATION

§ 326-2: Request for permit.

The permit shall be requested through the Clerk's office a minimum of 30 days prior to the event.

§ 326-3: Review of permit; traffic control recommendation.

- A. Permits will be reviewed by Traffic Safety.
- B. Once reviewed by Traffic Safety, a recommendation will be made for approval or rejection.
 - (1) If approved, the permit will be forwarded to the Oceanport Mayor and Council for approval with recommendations for needed traffic control.
 - (2) If rejected by Traffic Safety, it shall be returned to the Clerk's Office with the reason for rejection and any recommendations of changes for approval.
 - (3) Traffic Safety shall also determine if traffic control will be required and to what extent.
- C. Traffic control recommendations shall include, but not be limited to:
 - (1) Cones, barricades, etc.
 - (2) Detour, road closed, traffic signs.
 - (3) Traffic control officers.
- D. All traffic control requirements are to be supplied by or paid for by the applicant.

§ 326-4: Approval or rejection; required changes; fees.

- A. The Mayor and Council will review the permit request and shall either approve, reject or require changes.
 - (1) If approved, the Clerk's Office shall issue the permit, subject to the fee schedule below.[1]
 - [1]: See Ch. 204, Fees, § 204-11, Events requiring road closure or traffic control.
 - (2) A copy of the permit will be provided to the Police Department.
 - (3) If rejected, the Clerk's Office shall notify the applicant as to the reason.
 - (4) If changes are required, the Clerk's Office shall notify the applicant of the changes required for approval. If the changes are met by the applicant, the Clerk shall have the authority to approve and issue the permit.
- B. At any time should any Borough official become aware that changes are made to the event plan without approval, the permit may be withdrawn.

§ 326-5: Violations and penalties.

Any person or organization that shall violate any provision of this chapter by not applying for and receiving a special event permit if so required shall be subject to a penalty as set forth in Chapter 1, § 1-15, General penalty.

§ 204-11: Events requiring road closure or traffic control.

The following is established as the fee to be paid for an event requiring road closure or traffic control on any roadways within the Borough of Oceanport:

- A. Event involving one to two roads: \$100 per day.
- B. Event involving two to five roads: \$200 per day.
- C. Event involving five to 10 roads: \$300 per day.
- D. Event involving 10 or more roads: \$500 per day.

1



TWIN LIGHTS RIDE

Sunday, September 22nd, 2019

Old Wharf

15 E Main st, Oceanport, NJ

Key

- Toilets (7)
- 10X10 Tent
- Water Source
- Supply Truck
- Cyclist Flow
- Cones

Signage Plan

- 1- "Rest Area Ahead"
- 2- "Rest Area" (arrow)
- 3- "Bike Repair"
- 4- "Old Wharf"
- 5- Map



BIKE NEW YORK

Kim Parent

From: Jena McLaughlin <jmclaughlin@bike.nyc>
Sent: Thursday, July 1, 2021 2:41 PM
To: Kim Parent; Jeanne Smith
Subject: 2021 Twin Lights Ride - Sunday, Sept. 26 - Old Wharf

Good morning Kim and Jeanne,

I hope this finds you both well. I am reaching out in regard to the 2021 Twin Lights Ride hosted by Bike New York. We are very excited to be bringing the ride back after taking 2020 off. We hope to work with you again secure the parking lot at the borough offices again to use as one of our rest areas.

As of now, our general plans are remaining largely the same as they have in the past. We will be following any CDC guidelines as they change up until the event. If there is anything you would require us to follow we can certainly have a conversation about that. I can share a draft site plan and overview as we get closer as well.

Please let me know if we can apply for a permit to use the parking again for this year's ride. Feel free to give me a call if you have any questions.

Best,
Jena

Jena McLaughlin
Events Consultant



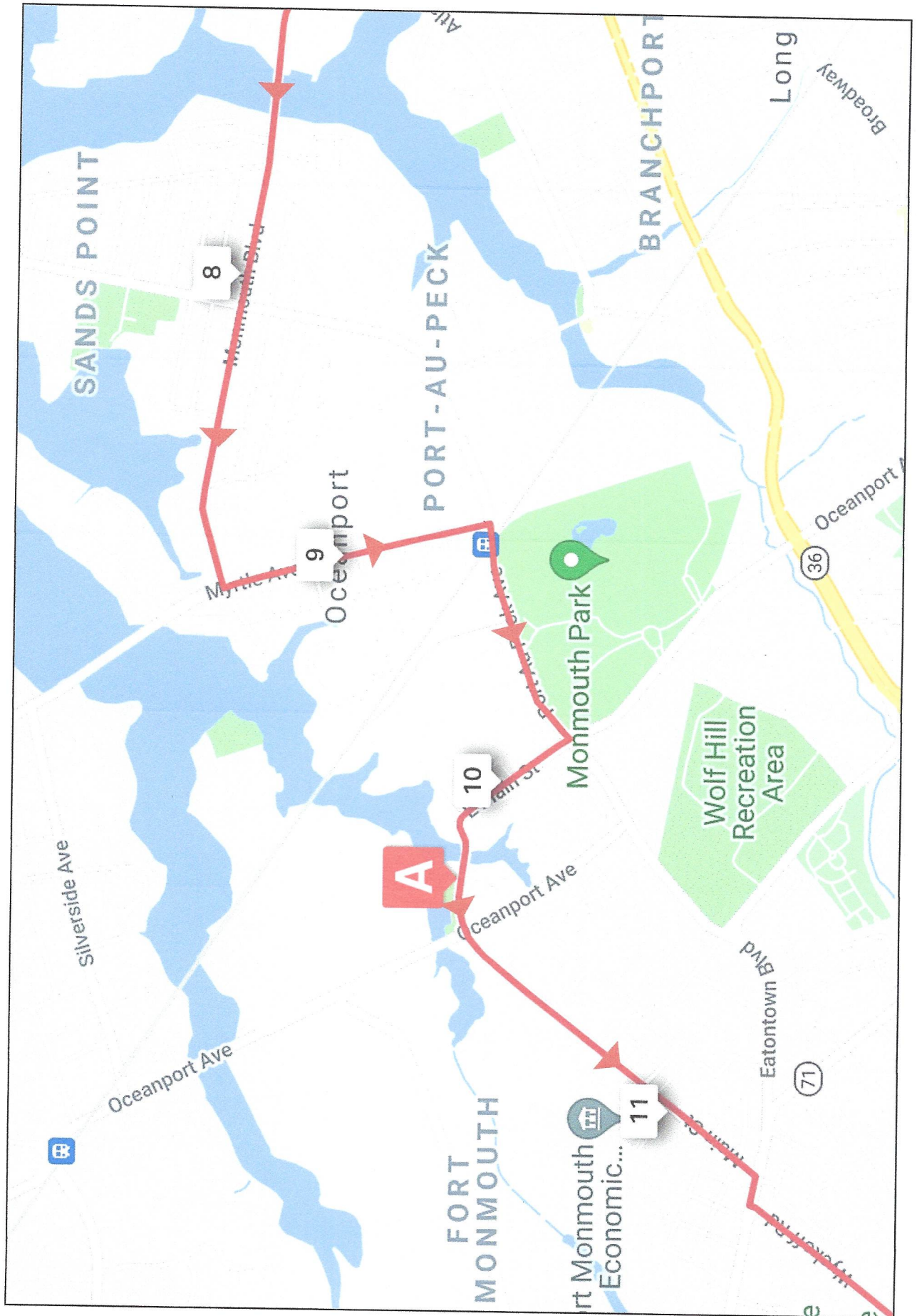
BIKE NEW YORK

****Note New Address****

140 E. 45th Street
Suite 2002
New York, NY 10017
C: 253 740 4126
www.bike.nyc

Twin Lights Ride
Sunday, September 26, 2021

Route through Borough of Oceanport
Timeline: 7:51am - 12:18pm



**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE CANCELLATION OF PREVIOUSLY ALLOCATED TRUST FUND
BALANCE FOR COMPLIANCE WITH N.J.S.A.40A:4-39 DEDICATION BY RIDER**

Resolution

WHEREAS, certain trust fund account(s) and balance(s) remain on the Borough's books; and

WHEREAS, these account(s) are in violation of N.J.S.A. 40A:4-39 Dedication by Rider; and

WHEREAS, the funds creating the reserve have been investigated and it has been determined that the reserve should be cancelled.

WHEREAS, it is necessary to formally cancel said accounts and allocate the funds into the Current Fund for compliance with N.J.S.A. 40A:4-39,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that the following fund(s) be cancelled and allocated to the Current Fund;

<u>Trust Account</u>	<u>Amount</u>
Reserve for Wedding	\$ 1,010.00
Total Cancellation	\$ 1,010.00

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be provided by the Borough Clerk to the Chief Financial Officer and the Borough Auditor.

**RESOLUTION OF THE BOROUGH OF OCEANPORT AUTHORIZING RENEWAL OF A
SHARED SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH FOR USE OF THE
MODIV PROPERTY ASSESSMENT COMPUTER SERVICES**

Resolution

WHEREAS, the State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and

WHEREAS, the Borough of Oceanport has an existing shared services agreement with the Board of County Commissioners of the County of Monmouth, in conjunction with the County Board of Taxation for the use of the County's MODIV Property Assessment Computer System services which will expire December 31, 2021; and

WHEREAS, a the Borough of Oceanport desires to renew said Shared Services Agreement for the period January 1, 2022 to December 31, 2031; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport hereby approves of the renewal of the agreement entitled "Agreement Between the County of Monmouth and the Borough of Oceanport for MODIV Property Assessment Computer Services" be approved for the First of January, 2022 through December 31, 2031; and

BE IT FURTHER RESOLVED that the Mayor and Clerk be and are hereby authorized and directed to execute the agreement.

7.8.a

Monmouth County Board of County Commissioners

THOMAS A. ARNONE
DIRECTOR

SUSAN M. KILEY
DEPUTY DIRECTOR

LILLIAN G. BERRY
NICK DIROCCO
ROSS F. LICITRA



HALL OF RECORDS
ONE EAST MAIN STREET
FREEHOLD, NJ 07728
TELEPHONE: 732-431-7000

April 13, 2021

Donna Phelps, Borough Administrator
Borough of Oceanport
315 E. Main Street
Oceanport, NJ 07757

Dear Ms. Phelps:

I would like to thank you for your participation in the Monmouth County Shared Services Program. As liaison to this division, I am proud to say that Monmouth County has developed one of the most successful shared services programs in New Jersey.

Through this advantageous program, municipalities, school districts, emergency services departments and institutions of higher education have reduced costs and increased efficiencies while continuing to deliver a high quality of services to their residents.

We are constantly working with our shared services partners to find new ways to improve and expand our shared services program. Together, we can help reduce the heavy tax burden on New Jersey residents and preserve the high quality of life our Monmouth County residents deserve.

Attached, please find your existing MOD IV Property Assessment Computer System agreement as well as a new agreement. Please execute a fully authorized resolution with your council, complete the new agreement, and mail two original copies directly to Elizabeth Perez, Shared Services Coordinator.

Thank you again for participating in the Monmouth County Shared Services Program. Please feel free to contact my office should you have any questions by emailing me at Thomas.Arnone@co.monmouth.nj.us or by calling me at 732-431-7396.

Sincerely,

A handwritten signature in black ink that reads "Thomas A. Arnone".

Thomas A. Arnone
Commissioner Director, Monmouth County

SHARED SERVICES AGREEMENT

Agreement Between the County of Monmouth and the _____ of _____ for MODIV Property Assessment Computer Services

WHEREAS, rules and regulations of the State of New Jersey, Department of Treasury, Division of Taxation, provide for a uniform system of maintaining and reporting tax information as to real estate throughout the State of New Jersey by municipalities and counties, which is commonly known as MODIV Property Assessment Computer System; and

WHEREAS, the County of Monmouth has the facilities to provide the computer services necessary in order to comply with the aforesaid rules and regulations; and

WHEREAS, pursuant to P.L.2013, c.15 (C.54:1-104) each municipal assessor in a demonstration county shall utilize the same property assessment software as is used by the county tax board and all real property assessment functions required pursuant to State law, including the revaluation or reassessment of real property, as well as other assessment-based functions such as the development of a compliance plan, maintenance of assessments and the calculation of added assessments shall be performed using the property assessment software.

WHEREAS, pursuant to P.L.2013, c.15 (C.54:1-104) the county tax board participating in the demonstration program shall provide MOD-IV and CAMA software to each municipality that does not use the software, at no cost to those municipalities, and shall provide, at no cost to those municipalities, training in the use of the software to the assessors of those municipalities, and to their respective staff members. Thereafter, each municipality shall pay an annual fee per each taxable line item in the municipality to the county tax board for the MOD-IV and CAMA service.

WHEREAS, the Shared Services Act and Consolidation Act, namely C. 40A:65-1, provides a mechanism through which counties and municipalities may enter into agreements for the provision of services for each other.

NOW, THEREFORE, IN CONSIDERATION of the mutual promises and other conditions, covenants, and obligations made and agreed to by and between the County of Monmouth (hereinafter referred to as "County"), and the _____ of _____ (hereinafter referred to as "Municipality"), it is hereby agreed as follows:

MODIV PROPERTY ASSESSMENT COMPUTER SERVICES

1. The County will provide MODIV Property Assessment Computer Services to the Municipal Assessor. Services shall include Master File Maintenance, Preliminary Tax List Proof Book PDF, Preliminary Tax List PDF, Preliminary Tax Duplicate PDF, Preliminary Field Book PDF, Final Tax List Printed and PDF, and Printed Extended Tax Duplicate. Printing of Notification of Assessment Cards, Post Tax Year Statements, and Farmland Assessment Applications. Printing of Income and Expense requests for regular mail and Income and Expense requests for Certified Mailing. Printing of Initial and Further Statements and Tenant Rebate Forms. Production of Added/Omitted Assessment Proof Books as PDF and printing of three copies of the Added/Omitted Assessment Tax List. Provide Tax Year Consolidation, and a copy of the Master Computer File for the Municipality, upon request, for submission to the State of New Jersey, Division of Taxation.
2. The Municipality will adhere to the schedule of submission of data as prescribed by the Director of the New Jersey State Division of Taxation and or the Monmouth County Board of Taxation, which schedule is sent to the Municipality by the Monmouth County Tax Administrator annually.
3. The County will provide to the Municipality a report as to all transactions submitted by the Municipality to the County, indicating which data was accepted or rejected. It will be the responsibility of the Municipality to check the Transaction List and make corrections as necessary, so that the County may update the Municipality's Master File accordingly.

GENERAL CONDITIONS

4. The within agreement shall be effective January 1, 2022 or as soon thereafter as the Municipality commences use of the County's services.
5. This Agreement shall end, if not sooner terminated or extended, on December 31, 2031.
6. The Municipality agrees that any liability for damages which it has or may have against the County for non-performance or negligent performance of the Property Assessment Computer Services described herein shall be limited to the amount paid by the Municipality to the County for the year in which the error(s) occur(s). The County shall not otherwise be liable to the Municipality for damages of any kind, including special, consequential, or punitive damages.
7. In the event that performance by the County of Monmouth under this agreement is delayed or prevented due to weather conditions, labor disputes affecting the County or any of the County's suppliers of materials or labor, natural acts, acts of war, emergency proclamations, governmental regulations or for any reason whatsoever beyond the County's control, any performance dates by the County will be extended for the period of time equal to the time lost by reason of any of these causes. If any of the foregoing causes make the performance of this agreement by the County impossible in the County's sole judgment, then this agreement may be immediately terminated by

the County, whereupon the Municipality and the County will be released from all obligations under this agreement, subject to an equitable adjustment of costs and fees earned or paid prior to termination.

8. The municipality is responsible for the accuracy and completeness of the information provided. The County will rely on the submission and representation of the municipality.
9. The within agreement is a New Jersey contract and shall be governed by the laws of the State of New Jersey.
10. The County makes no warranties, either express or implied. No representation or statement not expressly contained in the within agreement or incorporated herein by reference shall be binding on the County as a warranty.

COSTS AND FEES

11. The County shall supply the basic Property Assessment Computer Services as set forth hereinbefore at a cost to the Municipality of FORTY CENTS (\$0.40) per line item per year. Further, there will be a minimum Annual District Processing Charge of SIX HUNDRED DOLLARS (\$600.00). Notification of Assessment Cards will be mailed at a cost of \$0.40 per card; annual mailing fees will be in accordance with current USPS bulk mailing fees.
12. The County shall supply to the Municipality, at the request of the Municipality, the following additional services at the following additional costs:

Added/Omitted Tax Bills - Printed \$0.25 per bill

Additional report requests:

Tax List (Preliminary, Final or Extended) with Street and Owners Index (8.5x11) - \$ 75.00 per district
Personalized Reports – Cost subject to mutual agreement
13. The County will bill the Municipality for the basic Property Assessment Computer Services and minimum Annual District Processing Charge after the delivery of the Added/Omitted Assessment List to the Municipality.
14. The County will bill the Municipality for “additional services” and for “additional report requests” upon completion of that work.
15. The County reserves the right to modify the costs and fees for service from time to time, upon reasonable advance notice to the Municipality.

IN WITNESS WHEREOF, the parties have hereunto placed their hands and seals.

ATTEST:

COUNTY OF MONMOUTH

MARION MASNICK
Clerk of the Board

By: _____
Thomas A. Arnone
Commissioner Director

ATTEST:

_____ OF _____

Clerk

By: _____

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPROVING A SHARED SERVICES AGREEMENT WITH MONMOUTH COUNTY**

**Resolution #2014-118
06-05-14**

WHEREAS, the State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and

WHEREAS, the Board of Chosen Freeholders of the County of Monmouth, in conjunction with the County Board of Taxation, is offering the County's MOD IV Property Assessment Computer System services to the municipalities; and

WHEREAS, a Shared Services Agreement has been proposed for this purpose, pursuant to N.J.S.A. 40A:65-1 et seq.; and

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Mayor and Council of the Borough of Oceanport that the agreement entitled "Agreement Between the County of Monmouth and the Borough of Oceanport for MODIV Property Assessment Computer Services", a copy of which is attached hereto, be approved for the First of January, 2012 through December 31, 2021; and

BE IT FURTHER RESOLVED that the Mayor and Clerk be and are hereby authorized and directed to execute the contract agreement.

Motion: *Trace* Second: *Kahle*

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Bertekap	()	()	()	()
Gallo	()	()	()	()
Trace	()	()	()	()
Kahle	()	()	()	()
Lynch	()	()	()	()
Paglia	()	()	()	()
Mahon	()	()	()	()

I certify this to be a true copy of Resolution #2014-118 approved by the Oceanport Borough Council at the Regular Meeting held June 5, 2014


JEANNE SMITH, RMC
BOROUGH CLERK

SHARED SERVICES AGREEMENT

Agreement Between the County of Monmouth and the Borough of Oceanport for MODIV Property Assessment Computer Services

WHEREAS, rules and regulations of the State of New Jersey, Department of Treasury, Division of Taxation, provide for a uniform system of maintaining and reporting tax information as to real estate throughout the State of New Jersey by municipalities and counties, which is commonly known as MODIV Property Assessment Computer System; and

WHEREAS, the County of Monmouth has the facilities to provide the computer services necessary in order to comply with the aforesaid rules and regulations; and

WHEREAS, the Shared Services Act and Consolidation Act, namely C. 40A:65-1, provides a mechanism through which counties and municipalities may enter into agreements for the provision of services for each other.

NOW, THEREFORE, IN CONSIDERATION of the mutual promises and other conditions, covenants, and obligations made and agreed to by and between the County of Monmouth (hereinafter referred to as "County"), and the Borough of Oceanport (hereinafter referred to as "Municipality"), it is hereby agreed as follows:

MODIV PROPERTY ASSESSMENT COMPUTER SERVICES

1. The County will provide MODIV Property Assessment Computer Services to the Municipal Assessor and/or Municipal Tax Collector, including Master File Maintenance, Printing of the Proof Book, Tax Duplicate, Field Book, Tax List and Extended Tax Duplicate, Printing of Notification of Assessment Cards, Post Tax Year Statements, Farmland Assessment Applications, Income and Expense Statements, Initial and Further Statements and Tenant Rebate Forms, Printing of Added/Omitted Assessment Proof Books and three copies of the Added/Omitted Assessment Tax List, Tax Year Consolidation, and a copy of the Master Computer File for the Municipality, upon request, for submission to the State of New Jersey, Division of Taxation.
2. In the case of new MODIV Agreements, the Municipality will make available to the County a copy of the Municipality's current computer data file up to the effective date of the within agreement. Thereafter, the Municipality will provide to the County, via Internet connection, computerized transaction files reflecting changes in property data, which will be processed by the County. The County will process the data and cause the tax record changes to be incorporated in the Municipality's Master File. This will be an ongoing service throughout the tax year. The Municipality

will pick up the hard copies of all reports and other documents being supplied to the Municipality by the County.

3. In the case of existing MODIV Agreements, the Municipality will provide to the County, via Internet connection, computerized transaction files reflecting changes in property data, which will be processed by the County. The County will process the data and cause the tax record changes to be incorporated in the Municipality's Master File. This will be an ongoing service throughout the tax year. The Municipality will pick up the hard copies of all reports and other documents being supplied to the Municipality by the County.
4. The Municipality will adhere to the schedule of submission of data as prescribed by the Director of the New Jersey State Division of Taxation and or the Monmouth County Board of Taxation, which schedule is sent to the Municipality by the Monmouth County Tax Administrator annually.
5. The County will provide to the Municipality a report as to all transactions submitted by the Municipality to the County, indicating which data was accepted or rejected. It will be the responsibility of the Municipality to check the Transaction List and make corrections as necessary, so that the County may update the Municipality's Master File accordingly.
6. The County will supply the Municipality with all materials and supplies necessary in order to carry out the intent of this agreement at no additional cost, except as set forth below.

GENERAL CONDITIONS

7. The within agreement shall be effective January 1, 2012 or as soon thereafter as the Municipality commences use of the County's services.
8. This Agreement shall end, if not sooner terminated or extended, on December 31, 2021.
9. Either party to this agreement has the right to terminate this agreement upon ninety (90) days' written notice to the other.
10. The Municipality agrees that any liability for damages which it has or may have against the County for non-performance or negligent performance of the Property Assessment Computer Services described herein shall be limited to the amount paid by the Municipality to the County for the year in which the error(s) occur(s). The County shall not otherwise be liable to the Municipality for damages of any kind, including special, consequential, or punitive damages.
11. In the event that performance by the County of Monmouth under this agreement is delayed or prevented due to weather conditions, labor disputes affecting the County or any of the County's suppliers of materials or labor, natural acts, acts of war, emergency proclamations, governmental regulations or for any reason whatsoever beyond the County's control, any performance dates by the County will be extended for the period of time equal to the time lost by reason of any of these

causes. If any of the foregoing causes make the performance of this agreement by the County impossible in the County's sole judgment, then this agreement may be immediately terminated by the County, whereupon the Municipality and the County will be released from all obligations under this agreement, subject to an equitable adjustment of costs and fees earned or paid prior to termination.

12. The within agreement is a New Jersey contract and shall be governed by the laws of the State of New Jersey.
13. The County makes no warranties, either express or implied. No representation or statement not expressly contained in the within agreement or incorporated herein by reference shall be binding on the County as a warranty.

COSTS AND FEES

14. The County shall supply the basic Property Assessment Computer Services as set forth hereinbefore at a cost to the Municipality of THIRTY-SEVEN CENTS (\$0.37) per line item per year. Further, there will be a minimum Annual District Processing Charge of FIVE HUNDRED DOLLARS (\$500.00).
15. The County shall supply to the Municipality, at the request of the Municipality, the following additional services at the following additional costs:

Notification of Assessment Cards - Mailed \$0.22 per card
 Post Tax Year Statements - Mailed \$0.22 per statement
 Farmland Applications - Mailed \$0.22 per statement
 Initial & Further Statements - Mailed \$0.22 per statement
 Regular Tax Bills - Printed \$0.13 per line item
 Regular Tax Bills - Mailed \$0.22 per bill
 Added/Omitted Tax Bills - Printed \$0.13 per bill
 Added/Omitted Tax Bills - Mailed \$0.22 per bill
 Mailing Labels - \$0.03 per label

Additional report requests:

Tax List with Street and Owners Index (11x15) - \$ 125.00 per district
 Street Index only (11x15) - \$50.00 per district
 Owners Index only (11x15) - \$50.00 per district
 Tax List with Street and Owners Index (8.5x11) - \$ 75.00 per district
 Street Index only (8.5x11) - \$30.00 per district
 Owners Index only (8.5x11) - \$30.00 per district
 Personalized Reports - Cost subject to mutual agreement

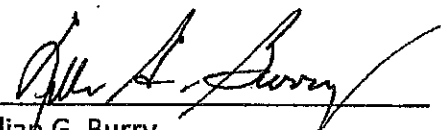
16. The parties further agree that the Municipality will be required to independently purchase all required report binders. The tax billing and label services are at the discretion of the County.
17. The County will bill the Municipality for the basic Property Assessment Computer Services and minimum Annual District Processing Charge after the submission of the Added/Omitted Assessment List to the Municipality.
18. The County will bill the Municipality for "additional services" and for "additional report requests" upon completion of that work.
19. The County reserves the right to modify the costs and fees for service from time to time, upon reasonable advance notice to the Municipality.
20. If this agreement is in effect for less than a full calendar year during the year of its inception or termination, the costs to the Municipality for the services provided during that year will be adjusted on an equitable basis.

IN WITNESS WHEREOF, the parties have hereunto placed their hands and seals.

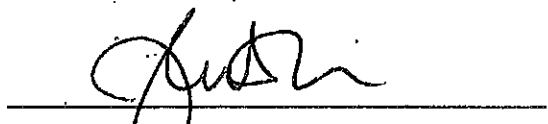
ATTEST:

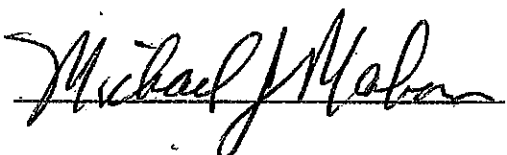

 MARION MASNICK
 Clerk of the Board

COUNTY OF MONMOUTH

By: 
 Lillian G. Burry
 Freeholder Director

ATTEST:


Borough Clerk

Borough OF Oceanport
 By: 

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING CHANGE ORDER #1 - CONTRACT FOR MAIN STREET PHASE III AND
BRIDGEWATERS DRIVE OF THE 2019 ROAD PROGRAM CONTRACT WITH BLACK ROCK
ENTERPRISES**

Resolution

WHEREAS, change orders are regulated by Local Finance Board Regulations (N.J.A.C. 5:30-14.4); and

WHEREAS, there is a need to amend the contract with Black Rock Enterprises for the 2019 Road Program Project Main Street Phase III and Bridgewaters Drive as stated in a letter from the Engineer dated July 28, 2021 to adjust for as-built quantities; and

WHEREAS, the original contract of \$366,000.00 will be increased by \$18,116.05 to adjust for decrease and increase of project quantities including fuel and asphalt and an unforeseen drainage repair on Bridgewaters Drive for an adjusted contract amount of \$384,116.05; and

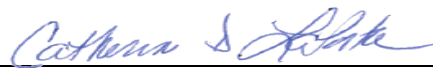
WHEREAS, the Borough Council is satisfied that the requested change is necessary and that it will actually be carried out.

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

1. Change Order #1 to the contract between the Borough of Oceanport and Black Rock Enterprises for the Main Street Phase III and Bridgewaters Drive part of the 2019 Road Program is hereby approved.
2. The Mayor or Borough Clerk are hereby authorized to sign the change order on behalf of the Borough.

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, certify that there are sufficient uncommitted funds available in Account #04-215-55-989-A01 in the amount of \$18,116.05 for the stated purpose.



Catherine D. LaPorta, CFO

331 Newman Springs Road
Suite 203
Red Bank New Jersey 07701
Main: 877 627 3772



July 28, 2021

VIA UPS GROUND

Mayor and Council Members
Borough of Oceanport
910 Oceanport Way
P. O. Box 370
Oceanport, NJ 07757

Main Street Phase III and Bridgewaters Drive Roadway Improvements
Borough of Oceanport, Monmouth County, New Jersey
Colliers Engineering & Design Project No. OPB-166

Dear Mayor and Council,

We are writing this letter to certify that Black Rock Enterprises, 1316 Englishtown Road, Old Bridge, NJ 08857, contractor for the above-referenced project, has completed the work as listed on the enclosed Partial Payment Certificate No. 2 - FINAL, and is entitled to payment in the amount of \$301,986.10. Attached please find the following in support of their request:

1. Partial Payment Request Certificate No. 2 - FINAL
2. Maintenance Bond
3. Consent of Surety
4. Certified Monthly and Weekly Payroll

Also attached is Change Order No. 1 - FINAL for this project. The Change Order includes decrease and increase of project quantities for a total increase of \$18,116.05. Approximately \$8,000.00 is from fuel and asphalt price escalations and the remainder is the unforeseen drainage system repair on Bridgewaters Drive. The issue was discovered when DPW cleaned out an inlet that had no discharge pipe, which was removed, and the gutter profile adjusted. It is recommended that this change order be approved. Please have the Mayor execute all three (3) copies of the invoice and return all three (3) copies to my office for approval by NJDOT.

Payment should be contingent upon the Borough Attorney approval of the two-year Maintenance Bond.

Sincerely,

Colliers Engineering & Design, Inc

A handwritten signature in blue ink, appearing to read "W. White", written over a blue circular stamp.

William H.R. White, III, P.E., P.P., C.M.E.
Oceanport Borough Engineer

WHW/dmm
Enclosures

cc: Jeanne Smith, RMC, Borough Clerk (via e-mail)

r:\projects\m-p\opb\opb166\correspondence\out\210728_whw_mayor_pp2_final.docx

Maser Consulting is now Colliers Engineering & Design

PARTIAL PAYMENT CERTIFICATE NO. 2 - FINAL
MAIN STREET PHASE III & BRIDGEWATERS DRIVE
FOR WORK COMPLETED THROUGH JUNE 1, 2021
PROJECT NO. OPB-166

ITEM NO.	DESCRIPTION (BASE BID)	QUANTITY		UNIT PRICE	CONTRACT TOTALS	AMENDED QUANTITIES	AMENDED TOTALS	QUANTITY THIS EST.	AMOUNT THIS EST.	AMOUNT PREV. EST.	QUANTITY TO DATE	AMOUNT TO DATE
1	CLEARING SITE	1	LS	\$19,534.09	\$ 19,534.09	1.00	\$ 19,534.09	65%	\$ 12,697.16	\$ 6,836.93	100.00%	\$ 19,534.09
2	EXCAVATION, UNCLASSIFIED	277	CY	\$ 0.01	\$ 2.77	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
3	HMA MILLING, 3" OR LESS	11930	SY	\$ 2.75	\$ 32,807.50	10751.39	\$ 29,566.32	10,751.39	\$ 29,566.32	\$ -	10751.39	\$ 29,566.32
4	DENSE-GRADED AGGREGATE, BASE COURSE, 6" THICK	1105	SY	\$ 0.01	\$ 11.05	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
5	HOT MIX ASPHALT 19M64 BASE COURSE, 5" THICK	331	TON	\$ 0.01	\$ 3.31	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
6	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THICK	1459	TON	\$ 83.00	\$ 121,097.00	1293.73	\$ 107,379.59	1,293.73	\$ 107,379.59	\$ -	1293.73	\$ 107,379.59
7	TACK COAT	1144	GAL	\$ 2.50	\$ 2,860.00	635.00	\$ 1,587.50	635.00	\$ 1,587.50	\$ -	635.00	\$ 1,587.50
8	RESET EXISTING CASTING	3	UNIT	\$ 350.00	\$ 1,050.00	3.00	\$ 1,050.00	2.00	\$ 700.00	\$ 350.00	3.00	\$ 1,050.00
9	INLET, TYPE "B"	1	UNIT	\$ 4,000.00	\$ 4,000.00	1.00	\$ 4,000.00	1.00	\$ 4,000.00	\$ -	1.00	\$ 4,000.00
10	RECONSTRUCTED INLET, TYPE "B", USING EXISTING CASTING	9	UNIT	\$ 1,800.00	\$ 16,200.00	10.00	\$ 18,000.00	8.00	\$ 14,400.00	\$ 3,600.00	10.00	\$ 18,000.00
11	CURB PIECE, TYPE "N" ECO	13	UNIT	\$ 350.00	\$ 4,550.00	13.00	\$ 4,550.00	9.00	\$ 3,150.00	\$ 1,400.00	13.00	\$ 4,550.00
12	BICYCLE SAFE GRATE	9	UNIT	\$ 325.00	\$ 2,925.00	12.00	\$ 3,900.00	8.00	\$ 2,600.00	\$ 1,300.00	12.00	\$ 3,900.00
13	8" X 18" CONCRETE VERTICAL CURB	1340	LF	\$ 28.00	\$ 37,520.00	1524.40	\$ 42,683.20	571.00	\$ 15,988.00	\$ 26,695.20	1524.40	\$ 42,683.20
14	CONCRETE CURB AND GUTTER	350	LF	\$ 35.00	\$ 12,250.00	333.00	\$ 11,655.00	333.00	\$ 11,655.00	\$ -	333.00	\$ 11,655.00
15	CONCRETE SIDEWALK, 4" THICK	440	SY	\$ 75.00	\$ 33,000.00	554.70	\$ 41,602.50	238.10	\$ 17,857.50	\$ 23,745.00	554.70	\$ 41,602.50
16	CONCRETE DRIVEWAY, REINFORCED, 6" THICK	286	SY	\$ 82.00	\$ 23,452.00	271.22	\$ 22,240.04	146.72	\$ 12,031.04	\$ 10,209.00	271.22	\$ 22,240.04
17	DETECTABLE WARNING SURFACE	5	SY	\$ 450.00	\$ 2,250.00	7.00	\$ 3,150.00	2.00	\$ 900.00	\$ 2,250.00	7.00	\$ 3,150.00
18	HOT MIX ASPHALT DRIVEWAY, 5" THICK	140	SY	\$ 55.00	\$ 7,700.00	148.60	\$ 8,173.00	71.60	\$ 3,938.00	\$ 4,235.00	148.60	\$ 8,173.00
19	DECORATIVE STONE DRIVEWAY	35	SY	\$ 50.00	\$ 1,750.00	28.33	\$ 1,416.44	11.44	\$ 572.00	\$ 844.44	28.33	\$ 1,416.44
20	RESET MANHOLE, SANITARY SEWER, USING EXISTING CASTING	8	UNIT	\$ 350.00	\$ 2,800.00	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
21	TRAFFIC STRIPES, 4"	6579	LF	\$ 0.72	\$ 4,736.88	7054.00	\$ 5,078.88	7,054.00	\$ 5,078.88	\$ -	7054.00	\$ 5,078.88
22	TRAFFIC MARKINGS LINES, 16"	90	LF	\$ 2.90	\$ 261.00	90.00	\$ 261.00	90.00	\$ 261.00	\$ -	90.00	\$ 261.00
23	TRAFFIC MARKINGS LINES, 24"	332	LF	\$ 4.30	\$ 1,427.60	332.00	\$ 1,427.60	332.00	\$ 1,427.60	\$ -	332.00	\$ 1,427.60
24	TRAFFIC MARKINGS SYMBOLS	63	SF	\$ 6.60	\$ 415.80	63.00	\$ 415.80	63.00	\$ 415.80	\$ -	63.00	\$ 415.80
25	REGULATORY AND WARNING SIGN	10	SF	\$ 44.00	\$ 440.00	14.00	\$ 616.00	14.00	\$ 616.00	\$ -	14.00	\$ 616.00
26	BREAKAWAY BARRICADES	10	UNIT	\$ 1.00	\$ 10.00	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
27	DRUM	20	UNIT	\$ 1.00	\$ 20.00	0.00	\$ -	0.00	\$ -	\$ -	0.00	\$ -
28	TRAFFIC CONE	40	UNIT	\$ 1.00	\$ 40.00	30.00	\$ 30.00	0.00	\$ -	\$ 30.00	30.00	\$ 30.00
29	CONSTRUCTION SIGNS	230	SF	\$ 1.00	\$ 230.00	144.00	\$ 144.00	112.00	\$ 112.00	\$ 32.00	144.00	\$ 144.00

30	UNIFORMED TRAFFIC DIRECTOR	300	HRS	\$	86.16	\$	25,848.00	465.70	\$	40,124.44	465.70	\$	40,124.44
31	TOPSOILING, 4" THICK	544	SY	\$	5.00	\$	2,720.00	574.58	\$	2,872.90	574.58	\$	2,872.90
32	FERTILIZING AND SEEDING, TYPE F	544	SY	\$	1.00	\$	544.00	574.58	\$	574.58	574.58	\$	574.58
33	STRAW MULCHING	544	SY	\$	1.00	\$	544.00	574.58	\$	574.58	574.58	\$	574.58
34	FUEL PRICE ADJUSTMENT	1500	DOLLARS	\$	1.00	\$	1,500.00	4263.96	\$	4,263.96	4263.96	\$	4,263.96
35	ASPHALT PRICE ADJUSTMENT	1500	DOLLARS	\$	1.00	\$	1,500.00	7244.63	\$	7,244.63	7244.63	\$	7,244.63

CONTRACT TOTAL: \$ 366,000.00
 AMENDED CONTRACT TOTAL: \$ 384,116.05

TOTAL TO DATE: \$ 384,116.05
 LESS 2% RETAINAGE:
 SUBTOTAL AMOUNT DUE: \$ 384,116.05
 LESS PREVIOUS PAYMENTS:
 TOTAL AMOUNT DUE: \$ 82,129.95
 PERCENTAGE COMPLETE: 301,986.10
 100%

I hereby certify that all items, units, quantities and prices of work and material shown in this progress estimate are correct; that the work has been performed and materials supplied and completely paid for in full in accordance with the terms of the contract documents involved; that the foregoing is a true and correct statement of the contract amount up to and including the last day of the period covered by this estimate; and that no part of the "Total Amount Due" has been received:

Jacqueline Val
 BLACK ROCK ENTERPRISES

7/8/2021
 DATE:

WILLIAM H.R. WHITE, III, PE, PP, CME

DATE:

CONTRACT CHANGE ORDER NO. 1 - FINAL

To: <u>Black Rock Enterprises, LLC</u> <u>1316 Englishtown Road</u> <u>Old Bridge, NJ 08857</u>	Main Street Phase III & Bridgewaters Drive OPB-166 PROJECT CONTRACT NO. Borough of Oceanport MUNICIPALITY Monmouth NJ COUNTY STATE DATE June 1, 2021
--	--

You are hereby requested to comply with the following change from the contract plans and specifications.

Item Number (1)	Description of charges (Quantities, units, unit prices, Change in completion schedule, etc.) (2)	Decrease in contract price (3)	Increase in contract price (4)
2	EXCAVATION, UNCLASSIFIED	\$ 2.77	
3	HMA MILLING, 3" OR LESS	\$ 3,241.18	
4	DENSE-GRADED AGGREGATE, BASE COURSE, 6" THICK	\$ 11.05	
5	HOT MIX ASPHALT 19M64 BASE COURSE, 5" THICK	\$ 3.31	
6	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THICK	\$ 13,717.41	
7	TACK COAT	\$ 1,272.50	
10	RECONSTRUCTED INLET, TYPE "B", USING EXISTING CASTING		\$ 1,800.00
12	BICYCLE SAFE GRATE		\$ 975.00
13	8" X 18" CONCRETE VERTICAL CURB		\$ 5,163.20
14	CONCRETE CURB AND GUTTER	\$ 595.00	
15	CONCRETE SIDEWALK, 4" THICK		\$ 8,602.50
16	CONCRETE DRIVEWAY, REINFORCED, 6" THICK	\$ 1,211.96	
17	DETECTABLE WARNING SURFACE		\$ 900.00
18	HOT MIX ASPHALT DRIVEWAY, 5" THICK		\$ 473.00
19	DECORATIVE STONE DRIVEWAY	\$ 333.56	
20	RESET MANHOLE, SANITARY SEWER, USING EXISTING CASTING	\$ 2,800.00	
21	TRAFFIC STRIPES, 4"		\$ 342.00
25	REGULATORY AND WARNING SIGN		\$ 176.00
26	BREAKAWAY BARRICADES	\$ 10.00	
27	DRUM	\$ 20.00	
28	TRAFFIC CONE	\$ 10.00	
29	CONSTRUCTION SIGNS	\$ 86.00	
30	UNIFORMED TRAFFIC DIRECTOR		\$ 14,276.44
31	TOPSOILING, 4" THICK		\$ 152.90
32	FERTILIZING AND SEEDING, TYPE F		\$ 30.58
33	STRAW MULCHING		\$ 30.58
34	FUEL PRICE ADJUSTMENT		\$ 2,763.96
35	ASPHALT PRICE ADJUSTMENT		\$ 5,744.63
	Change in contract price due to this Change Order:		
	Total:	\$ 23,314.74	\$ 41,430.79
	Difference between col. (3) & (4)	\$ 18,116.05	
	Net difference	\$ 18,116.05	

There is a \$ 18,116.05 difference in contract totals, which brings the amended contract total to:

\$ 384,116.05

The time period for completion in the contract is the same.

THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT AND ALL PROVISIONS OF THE CONTRACT WILL APPLY HERETO

Owner
Jacqueline Hale
Contractor

District Manager, Bureau of Local Aid
[Signature]
Project Engineer

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A
NON-FAIR AND OPEN CONTRACT FOR IT MANAGEMENT SERVICES AND PHONE & DATA
TECHNOLOGY SERVICES BETWEEN INTRON TECHNOLOGY AND THE BOROUGH OF
OCEANPORT**

Resolution

WHEREAS, the Borough of Oceanport desires to retain information technology services by means of a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.B; and,

WHEREAS, Intron Technology presently provides the Borough's monthly managed IT services, VoIP Phone Services and network and computer licensing has submitted proposals to provide monthly managed services that includes the provision of phone and data services, system/data backup and recovery services; and

WHEREAS, the Borough has determined that the value of the services will exceed \$17,500.00.

WHEREAS, the anticipated term of this contract is a two (2) year period January 1, 2021 through December 31, 2022; and

WHEREAS, Intron Technology has completed and submitted a Business Entity Disclosure Certification and Political Contribution Disclosure Form which certifies that Intron Technology has not made any reportable contributions to a political or candidate committee in the Borough of Oceanport in the previous one year, and the contract will prohibit Intron Technology from making any reportable contributions through the term of the contract, and;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that:

1. Intron Technology is hereby appointed to provide information technology managed services and VoIP phone services for the period January 1, 2021 through December 31, 2022.
2. The contract amount for IT Managed Services, network and computer licensing, system/data backup and recovery services for all departments and other associated services shall not exceed \$39,000 for CY2021 and \$41,000 for CY2022.
3. The contract amount for VoIP Phone Services shall not exceed \$14,000 for CY2021 and \$14,000 for CY2022.
4. Intron Technology is prohibited from making any contribution to a political or candidate committee during the term of this appointment.
5. The Mayor and Borough Clerk are hereby authorized to enter into a contract on behalf of the Borough of Oceanport.
6. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

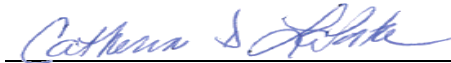
BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Political Contribution Disclosure Form be placed on file with said contract.

BE IT FURTHER RESOLVED that a summary of the above shall be published in the Two River Times as required by law.

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:30-14.5(c)4., Multi-year contracts shall be certified and charged to the respective budgets in accordance with the time(s) at which the respective work or services are performed or liability of payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial 12 months are contingent upon necessary funds being appropriated in future budgets by a subsequent governing body.

I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, hereby certify that funds are available in the 2021 budget in Account # 01-201-20-120-227 for the amount of \$39,000.00 and Account #01-201-31-430-203 for the amount of \$14,000
Remaining balance to be Certified for CY2022 is \$55,000.00.



Catherine D. LaPorta, CFO



Intron Technology
PO Box 8714
Red Bank, NJ 07701
(732) 936-8700

7.10.a

QUOTATION

Date 06/17/2021	Customer No.
Purchase Order No.	
Sales Order No.	
Terms Net 30	Expiration Date 12/31/2019

Ship To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Bill To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Salesperson	Client / Job	Location	Required Date
Greg Prestininzi	TotalCARE Managed Services	Police Department	11/15/2019

Qty	Model	Description - Monthly Recuring Charges	Unit Price	Expd Price
		<u>POLICE DEPARTMENT</u>		
		<u>MANAGED NETWORK INFRASTRUCTURE</u>		
1	NAS-4TB	NetGuard FileVault Managed Data Protection (4TB), 256Bit Encryption Point-in-time Recovery Snapshots (15 Minute Increments) Offsite - NetGuard FileVault Managed Data Protection (8TB) Offsite Encrypted Backup w/ 12 Month Data Archive	\$ 125.00	\$ 125.00
		<u>CYBER SECURITY, ENDPOINT SECURITY AND COMPLIANCE</u>		
2	TotalCARE-SRV	TotalCARE Managed Windows Server Windows Security & Automated Patch Management Managed Anti-Virus & Malware Updates and Real Time reporting	\$ 14.95	\$ 29.90
25	TotalCARE-L2	TotalCARE L2 Desktop / Workstation Security Bundle Windows Security & Automated Patch Management Managed Anti-Virus & Malware Updates and Real Time reporting	\$ 9.95	\$ 248.75
		<u>EMAIL AND MICROSOFT O365 LICENSING</u>		
36	TotalCARE-SPAM	ProofPoint Advanced SPAM Filtering w/ Link Verification and Attachment Sandbox Scanning EMAIL Encryption Service for Compliance Emergency Email Inbox Access 10 Year Data Archive w/ Search & Legal Hold	\$ 5.25	\$ 189.00
35	O365-E1	Microsoft Office 365 Exchange Plan 1 Monthly Subscription Service	\$ 4.50	\$ 157.50
2	O365-E-Apps	Microsoft Office 365 Enterprise Apps (Office and Cloud Suite) Monthly Subscription Service	\$ 15.00	\$ 30.00
		<u>SYSTEM/DATA BACKUP AND RECOVERY SERVICE</u>		
2	TotalCARE-MAX2+	TotalCARE Managed Backup Services - Server 2012/2016/2019 Local Speed Vault w/ Cloud Enabled Encrypted Offsite Storage Offsite Virtual Recovery Server for Disaster w/ 6 Month Data Archive Includes 1TB Cloud Backup Vault per License	\$ 100.00	\$ 200.00
25	O365-BU	Microsoft Office 365 Exchange and OneDrive Backup	\$ 2.50	\$ 62.50

Monthly Subtotal:	\$ 1,042.65
Sales Tax:	TBD
Shipping	
Total	\$ 1,042.65



Intron Technology
PO Box 8714
Red Bank, NJ 07701
(732) 936-8700

7.10.a

QUOTATION

Date 06/17/2021	Customer No.
Purchase Order No.	
Sales Order No.	
Terms Net 30	Expiration Date 12/31/2019

Ship To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Bill To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Salesperson	Client / Job	Location	Required Date
Greg Prestininzi	TotalCARE Managed Services	Borough Hall	

Qty	Model	Description - Monthly Recuring Charges	Unit Price	Expd Price
		BOROUGH HALL		
		CYBER SECURITY, ENDPOINT SECURITY AND COMPLIANCE		
1	NETGuard-ADV	NETGuard Advanced Cyber Security Suite	\$ 85.00	\$ 85.00
		NETGuard-HP Advanced Persistent Threat Monitoring & Alerting		
		NETGuard-DCM Domain and Network Activity Monitoring		
		NETGuard-ATS Application and Infrastructure Vulnerability Scanning		
2	TotalCARE-SRV	TotalCARE Managed Windows Server	\$ 14.95	\$ 29.90
		Windows Security & Automated Patch Management		
		Managed Anti-Virus & Malware Updates and Real Time reporting		
31	TotalCARE-L2	TotalCARE L2 Desktop / Workstation Security Bundle	\$ 9.95	\$ 308.45
		Windows Security & Automated Patch Management		
		Managed Anti-Virus & Malware Updates and Real Time reporting		
		EMAIL AND MICROSOFT O365 LICENSING		
36	TotalCARE-SPAM	ProofPoint Advanced SPAM Filtering w/	\$ 5.25	\$ 189.00
		Link Verification and Attachment Sandbox Scanning		
		EMAIL Encryption Service for Compliance		
		Emergency Email Inbox Access		
		10 Year Data Archive w/ Search & Legal Hold		
36	O365-E1	Microsoft Office 365 Exchange Plan 1 Monthly Subscription Service	\$ 4.50	\$ 162.00
2	O365-E-Apps	Microsoft Office 365 Enterprise Apps (Office and Cloud Suite)	\$ 15.00	\$ 30.00
		Monthly Subscription Service		
		SYSTEM/DATA BACKUP AND RECOVERY SERVICE		
2	TotalCARE-MAX2	TotalCARE Managed Backup Services - Server 2012/2016/2019	\$ 65.00	\$ 130.00
		Local Speed Vault w/ Cloud Enabled Encrypted Offsite Storage		
		Offsite Virtual Recovery Server for Disaster w/ 6 Month Data Archive		
		Includes 500GB Cloud Backup Vault per License		

Monthly Subtotal:	\$ 934.35
Sales Tax:	TBD
Shipping	
Total	\$ 934.35



Intron Technology
PO Box 8714
Red Bank, NJ 07701
(732) 936-8700

7.10.a

QUOTATION

Date 06/17/2021	Customer No.
Purchase Order No.	
Sales Order No.	
Terms Net 30	Expiration Date 12/31/2019

Ship To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Bill To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Salesperson	Client / Job	Location	Required Date
Greg Prestininzi	TotalCARE Managed Services	Boro Hall & Police Department	11/15/2019

Qty	Model	Description - Monthly Recurring Charges	Unit Price	Expd Price
		PROFESSIONAL SERVICES AND HELPDESK	(Calendar Year 2021)	
1	TotalCARE-TAC	Intron Technology TotalCARE Help Desk - Platinum Coverage	\$ 950.00	\$ 950.00
		24x7 Realtime Network Monitoring & Alerting		
		Network Operations / Help Desk (M-F 8:30AM-6:00PM)		
		After Hours and Weekend Emergency Coverage		
		Includes:		
		Unlimited Remote Technical Support per Month		
		Up to 2 Hours of Onsite Technical Support per Month		
		Service Level - 24 x 7 Support Coverage		
		Remote Support: M-F Business Hours - 2:00 SLA		
		Remote Support: After Hours - 8:00 SLA		
		Onsite Support: M-F Business Hours - 4:00 SLA		
		Onsite Support: After Hours - 24:00 SLA		
1	TotalCARE-TAC	Additional Onsite Support / Per Hour	\$ 125.00	\$ 125.00
		PROFESSIONAL SERVICES AND HELPDESK	(Calendar Year 2022)	
1	TotalCARE-TAC	Intron Technology TotalCARE Help Desk - Platinum Coverage	\$ 1,050.00	\$ 1,050.00
		24x7 Realtime Network Monitoring & Alerting		
		Network Operations / Help Desk (M-F 8:30AM-6:00PM)		
		After Hours and Weekend Emergency Coverage		
		Includes:		
		Unlimited Remote Technical Support per Month		
		Up to 2 Hours of Onsite Technical Support per Month		
		Service Level - 24 x 7 Support Coverage		
		Remote Support: M-F Business Hours - 2:00 SLA		
		Remote Support: After Hours - 8:00 SLA		
		Onsite Support: M-F Business Hours - 4:00 SLA		
		Onsite Support: After Hours - 24:00 SLA		
1	TotalCARE-TAC	Additional Onsite Support / Per Hour	\$ 125.00	\$ 125.00



Intron Technology
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7.10.a

QUOTATION

Date 06/17/2021	Customer No.
Purchase Order No.	
Sales Order No.	
Terms Net 30	Expiration Date 12/31/2019

Ship To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Bill To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Salesperson	Client / Job	Location	Required Date
Greg Prestininzi	TotalCARE Managed Services	Blackberry Park	

Qty	Model	Description - Monthly Recuring Charges	Unit Price	Expd Price
		BLACKBERRY PARK		
		MANAGED NETWORK INFRASTRUCTURE		
1	MERAKI MX67	Cisco / Meraki MX67 Firewall with Advanced Security License Enterprise Firewall w/ Intrusion Detection Services AMP - Advanced Antivirus and Malware Protection	\$ 40.00	\$ 40.00
1	CP-IBR200	CradlePoint IBR200 / Verizon 4G LTE Modem	\$ 15.00	\$ 15.00
1	MERAKI MS120-24P	Cisco Meraki Gigabit 24-Port POE Switch / Managed	\$ 70.00	\$ 70.00
1	MERAKI MR33	Cisco / Meraki Wireless Access Point	\$ 15.00	\$ 15.00
Monthly Subtotal:			\$	140.00
Sales Tax:				
Shipping				
Total				



Intron Technology
PO Box 8714
Red Bank, NJ 07701
(732) 936-8700

7.10.a

QUOTATION

Date 06/17/2021	Customer No.
Purchase Order No.	
Sales Order No.	
Terms Net 30	Expiration Date 12/31/2019

Ship To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Bill To: Borough of Oceanport
315 E Main Street
Oceanport, NJ 07757

Salesperson	Client / Job	Location	Required Date
Greg Prestininzi	TotalCARE Managed Services	Borough Hall	

Qty	Model	Description - Monthly Recurring Charges	Unit Price	Expd Price
		<u>MANAGED VoIP Phone Service</u>		
		<u>Police Department</u>		
12	DID LINES	Jive VoIP Service, DID Line Charge	\$ 2.00	\$ 24.00
18	VOIP-AVDUSER	Jive VoIP Service, User Extension w/ unlimited calling in US. Includes GotoMeeting user license and Mobile App	\$ 19.95	\$ 359.10
1	VOIP-RECORD	Jive VoIP Service, Call Recording Archive Storage	\$ 12.50	\$ 12.50
		<u>OEM</u>		
6	DID LINES	Jive VoIP Service, DID Line Charge	\$ 2.00	\$ 12.00
2	VOIP-AVDUSER	Jive VoIP Service, User Extension w/ unlimited calling in US. Includes GotoMeeting user license and Mobile App	\$ 19.95	\$ 39.90
		<u>Municipal Bldg</u>		
17	DID LINES	Jive VoIP Service, DID Line Charge	\$ 2.00	\$ 34.00
26	VOIP-AVDUSER	Jive VoIP Service, User Extension w/ unlimited calling in US.	\$ 19.95	\$ 518.70
		Jive VoIP Service, Universal Service Fee		\$ 128.03

Monthly Subtotal:	\$ 1,128.23
Sales Tax:	TBD
Shipping	
Total	\$ 1,128.23

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE PURCHASE OF A 100KW CATERPILLAR EMERGENCY GENERATOR
SYSTEM THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY
COOPERATIVE PRICING SYSTEM**

Resolution

WHEREAS, the Borough of Oceanport is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey, a cooperative purchasing program organized pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-10, and

WHEREAS, the Local Public Contracts Law authorizes a municipality to acquire goods and services through a duly formed cooperative purchasing system without advertising for bids, and

WHEREAS, the Borough has need of acquiring a 100 KW emergency generator system for Borough Hall, and

WHEREAS, the Educational Services Commission of NJ has awarded a contract to Foley, Inc., 855 Centennial Ave, Piscataway, N.J. 08854 (Contract #65MCESCCPS, MRESC 18/19-09, extended through 6/29/22) for Caterpillar Emergency Generators and the Borough desires to purchase a **UL2200 Listed, EPA Tier 3 Certified, Caterpillar Emergency Generator Model C4.4**, Diesel fueled, rated **100 kW** Standby Power, **120/208 Volts**, 3 Phase, 60 Hertz and associated equipment in the amount of \$121,612.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the purchase of a **UL2200 Listed, EPA Tier 3 Certified, Caterpillar Emergency Generator Model C4.4**, Diesel fueled, rated **100 kW** Standby Power, **120/208 Volts**, 3 Phase, 60 Hertz and associated equipment through the Educational Services Commission of NJ (Contract #65MCESCCPS, MRESC 18/19-09, extended through 6/29/22 to Foley, Inc.) for a total amount not to exceed \$121,612.00 is hereby authorized.

BE IT FURTHER RESOLVED, that the within Resolution shall be subject to the Borough Chief Financial Officer 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, certify that there are sufficient funds available in Accounts #04-215-55-992-C01, not to exceed \$121,612.00 for the stated purpose.



Catherine D. LaPorta, CFO

Division of Foley, Incorporated

Project Proposal

From: John Waverka
JWaverka@FoleyInc.com

DATE: July 30, 2021

PHONE: 732-718-9933

RE: Oceanport Borough Hall generator
ESCNJ Cooperative

QUOTE # JPW210702-2R2

In response to your request, we are pleased to offer the following quotation on a **Caterpillar Emergency Generator System** for your consideration:

One (1) New **UL2200 Listed, EPA Tier 3 Certified**, Caterpillar Emergency Generator **Model C4.4**, Diesel fueled, rated **100 kW** Standby Power, **120/208 Volts**, 3 Phase, 60 Hertz. Package to include manufacturer's standard model features and additional equipment as listed below.

Total net package price...\$121,612.00 (Tax not included)

FOB – freight allowed to first destination.

ESCNJ Co-op Number: ESCNJ 18.19-09

Genset Installation:

Engineering:

- Installation design by Professional Engineer: Provide signed and sealed engineered drawings for permit filing and construction.

Site Civil:

- Rig, crane in, set and install generator on a **NEW** concrete pad along Eastern wall of utility courtyard.

Site Electrical

- Install a new emergency feeder in conduit from the Generator to the existing ATS utilizing OCal corrosion proof rigid PVC coated conduit as requested by customer. Generator will be housed in corrosion proof aluminum enclosure.
- Utilize existing feed from the load side of the main switch in the existing switchboard to the normal power input on the new ATS.
- Install Generator start and battery charger circuits as required between panels in main electric room and the generator.
- Install remote generator alarm annunciator panel just inside of electrical room door.
- Install cellular and email alarm unit and assign parties to notify.
- Commission unit for startup and load testing.

Engine

- Caterpillar C4.4, ATAAC, L-4, 4-Stroke Water Cooled Diesel
- 100 ekW W/Fan
- ADEM A4 Engine Controller, Standard Air Cleaner

Division of Foley, Incorporated

Cooling

- Package Mounted Radiator, Caterpillar Extended Life Coolant
- Jacket Water Heater, 120 VAC

Enclosure

- Caterpillar-White, Weatherproof, Sound Attenuated, **Aluminum** Enclosure
- Enclosed Critical Grade Silencer

Fuel Tank

- Sub-Base Fuel Tank, UL142, Sized for 24 Hours of Operation at Full Load

Control Panels

- EMCP 4.2B Generator Set Controller
- Qty. (1) NFPA 99/110 Remote Annunciator
- Cellular alarm communications device (email and Text message if fault alarms)
Subscription fee by customer.

Generator

- Caterpillar SE Generator Excitation System

Power Termination

- Qty. (1) 400A, 100% Rated, Circuit Breaker w/ Shunt Trip

Starting/Charging

- 12 Volt Starting Motor
- Lead Acid Battery with Battery Rack and Cables.
- Battery Charger, 10A, NFPA 110

Mounting

- Elastomeric Vibration Isolators

Lubrication

- Lubricating Oil, Filter, Filler and Dipstick

Tests

- Standard Caterpillar Factory Test

Service: Provided by FPS during normal time, Monday – Friday, 7:30 am – 3:30 pm

- Labor to perform Startup Service
- Labor for Genset Site Testing; Two Hour NFPA (Resistive Load Bank Test)

NOTE: A Resistive Load Bank and 50 Feet of Cables will be supplied for testing purposes.

Customer Service Agreement

- 5 Year Caterpillar generator service agreement with four preventative maintenance visits per year. Annual replacement of fuel filters and oil filters will be performed each year of the agreement.

Warranty

- Caterpillar **5 Year Platinum** Manufacturers Product Warranty as Per Warranty Documents.

Note: Applicable to Caterpillar Consist Parts Only.

Division of Foley, Incorporated

Notes/Exceptions/Deviations

1. This final ESCNJ pricing is based upon a site walkthrough with council members and facility employees. Sizing of the genset has taken into account equipment on site and the loads observed. We have sized the equipment to easily handle the witnessed randomly sampled 100A load while maintaining capacity for AC system startup and closely matching the service sizing. No peak utility loads were available to review.
2. NOTE: FPS = Foley Power Systems.
3. Permitting and inspections will be arranged and supervised by FPS, but price excludes all utility and permit fees. These will be added to final cost of project.
4. Fuel for generator will be supplied by our installer before testing and will require re-filling once testing is completed.
5. Price assumes project to be tax exempt on labor and material.
6. Price assumes that only disturbed areas will be patched
7. Job will be performed prevailing wage
8. No megger testing is included.
9. CAD drawings are included.
10. Sealed electrical engineering drawings, only are included.
11. Bond costs are not included.
12. Certified site plans are not included.
13. Certified flood plain drawings are not included
14. Price excludes providing of a supplemental generator during shutdowns.
15. Price excludes a sound study to identify any increase in ambient sound level. This installation is assumed to be far enough from the property line that noise during testing will not be an issue.
16. Price excludes the correction of any existing code violations.
17. NOTE: Any third party testing (I/R scanning or sound testing) or certified reports of onsite testing is by others.



Division of Foley, Incorporated

Terms and Conditions of Sale: JPW210702-2R2

- a) All quotations are valid for 90 days from date of quotation unless otherwise noted.
- b) All quotations are FOB first destination and delivery will be made using a Flatbed or Step Deck Trailer with offloading by others.
- c) All EF&I projects will be subject to progress billing. The progress billing structure is listed below:
Approved Shop Drawings: 10%
Delivery of Generator: 50%
Install of Equipment: 30%
Successful testing of equipment, Final Inspection, Owner Training, Closeout Documents: 10%
- d) Our payment terms will include interest on the 31st day on all outstanding invoices; the interest will be based on the current market value.
- e) All quotations are subject to owners or specifying engineer's approval of our project submittals.
- f) Federal, State and local sales tax is not included in our price quotation.
- g) Standard factory lead times will apply after receipt of approved submittal and notification to proceed with equipment fabrication.
- h) Federal, State and local code compliance is strictly the responsibility of the owner and his engineers and/or representatives.
- i) All materials listed in this quotation are covered by the manufacturer warranty only unless specifically stated otherwise.
- j) Foley Power Systems requests (14) fourteen-day notification to schedule unit start up services.
- k) Fuel oil and or other consumables required for unit start up and site testing is not included in this quotation and shall be provided "By Others".
- l) Title and risk of loss will pass to Buyer upon delivery of the equipment to project job site.
- m) If the Buyer cannot accept delivery of the equipment or requests that the delivery be delayed, Foley Power Systems will invoice Buyer for the purchase price of the equipment and make arrangements for equipment storage. Storage charges will accrue at a monthly rate of (2) two percent of the invoiced purchase price for every month or portion thereof, during which the equipment is being stored by Foley Power Systems. Buyer is responsible for any additional freight, off-loading, rigging, or special equipment charges as a result of the delay in taking delivery.
- n) Buyer may not cancel a purchase order, return equipment, or change the delivery date without Foley Power Systems written consent. Any cancellation, return, or change of delivery dates is subject to additional charges based on Foley Power Systems actual costs.
- o) Foley Power Systems is not responsible for serving and paying fees for permits, licenses, or registrations required by any agency that may be required for the installation and operation of the above quoted equipment.
- p) Any and all installation on this equipment shall be by "Foley Power Systems and/or its agents".
- q) This proposal is confined to the Bill of Materials as listed above.
- r) Any claim of any kind whatsoever asserted by buyer or Foley Power Systems against the other, arising out of or in any way relating to this agreement shall be resolved exclusively by submitting such claim to arbitration in accordance with the rules of the American Arbitration Association. The place of arbitration shall be in New Jersey. Judgment upon any such arbitration award may be entered in (1) the appropriate State or Federal court with Jurisdiction over Monmouth County, New Jersey.
- s) The power connection to the Generator is sized for copper wire only. If an alternate material is used for the power connection; the proposal price is subject to change.

Accepted by: _____ (Print)

Signature: _____ Date: _____

STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE		DEPARTMENT OF TREASURY/ DIVISION OF REVENUE PO BOX 262 TRENTON, N.J. 08646-0252
TAXPAYER NAME: FOLEY, INCORPORATED	TRADE NAME:	
ADDRESS: 855 CENTENNIAL AVE PISCATAWAY NJ 08855	SEQUENCE NUMBER: 0062140	
EFFECTIVE DATE: 01/01/57	ISSUANCE DATE: 04/03/14	
FORM-BRC (04-08), D205848V		Director New Jersey Division of Revenue
This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.		

CERTIFICATE OF EMPLOYEE INFORMATION REPORT**RENEWAL**

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of **15-MAY-2020** to **15-MAY-2023**

FOLEY, INCORPORATED
855 CENTENNIAL AVE.
PISCATAWAY

NJ 08854



A handwritten signature in cursive script, reading "Elizabeth Maher Muoio".

ELIZABETH MAHER MUOIO
State Treasurer

Foley, Incorporated
855 Centennial Avenue
Piscataway, NJ 08854

NJ State Approved Cooperative Pricing System #65MCESCCPS
EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L.1975, c.127) and N.J.A.C. 17:27 et seq.

GOODS, GENERAL SERVICES, AND PROFESSIONAL SERVICES CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A.10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval; Certificate of Employee

Information Report; or

Employee Information Report Form AA-302 (electronically provided by the Division and distributed to the public agency through the Division's website at: http://www.state.nj.us/treasury/contract_compliance.

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Purchase & Property, CCAU, EEO Monitoring Program as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Purchase & Property, CCAU, EEO Monitoring Program for conducting a compliance investigation pursuant to N.J.A.C. 17:27-1.1 et seq.

Title of Company: Foley Incorporated Name: Joe Amabile

Signature: [Signature] Date: 5-22-18

RETURN WITH BID

AMERICANS WITH DISABILITIES ACT OF 1990

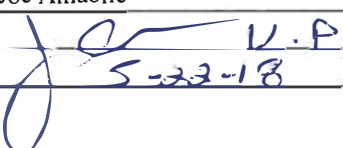
**Equal Opportunity for Individuals
with Disability**

The contractor and the owner do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 U.S.C. §12101 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, if any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

Title of Company: Foley, Incorporated
Name: Joe Amabile
Signature: 
Date: 5-22-18

**Educational Services Commission of New Jersey
Business Office**

1660 Stelton Road – Second Floor
Piscataway, New Jersey 08854

Foley, Incorporated
855 Centennial Avenue
Piscataway, NJ 08854

**Chapter 271
Political Contribution Disclosure Form
(Contracts that Exceed \$17,500.00)
Ref. N.J.S.A. 52:34-25**

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Foley, Incorporated (Business Entity) has made the following **reportable** political contributions to any elected official, political candidate or any political committee as defined in N.J.S.A. 19:44-20.26 during the twelve (12) months preceding this award of contract:

Reportable Contributions			
<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Name of Recipient Elected Official/ Committee/Candidate</u>	<u>Name of Contributor</u>

The Business Entity may attach additional pages if needed.

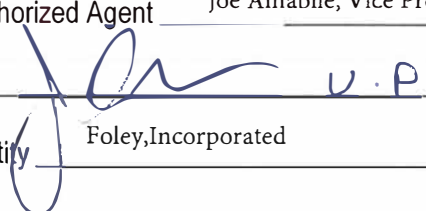
☒ **No Reportable Contributions** (Please check (✓) if applicable.)

I certify that Foley, Incorporated (Business Entity) made no reportable contributions to any elected official, political candidate or any political committee as defined in N.J.S.A. 19:44-20.26.

Certification

I certify, that the information provided above is in full compliance with Public law 2005 – Chapter 271.

Name of Authorized Agent Joe Amabile, Vice President of Power Systems

Signature  Title Vice President of Power Systems

Business Entity Foley, Incorporated

To be completed and signed below. Return with bid.**STATEMENT OF OWNERSHIP DISCLOSURE**N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)**This statement should be completed, certified to, and included with all bid and proposal submissions.**Name of Organization: Foley, IncorporatedOrganization Address: 855 Centennial AvenueCity, State, ZIP: Piscataway, NJ 08854**Part I Check the box that represents the type of business organization:**☐ Sole Proprietorship (skip Parts II and III, execute certification in Part IV)☐ Non-Profit Corporation (skip Parts II and III, execute certification in Part IV)☒ For-Profit Corporation (any type) ☐ Limited Liability Company (LLC)☐ Partnership ☐ Limited Partnership ☐ Limited Liability Partnership (LLP)☐ Other (be specific): _____**Part II Check the appropriate box**☒ The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. **(COMPLETE THE LIST BELOW IN THIS SECTION)****OR**☐ No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. **(SKIP TO PART IV)**(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
E.J. Foley, IV	25 Midwood Terrace, Madison, NJ 07940
Ryan C. Foley	Tempe Wick Road, Morristown, NJ 07960

Part III DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. **Attach additional sheets if more space is needed.**

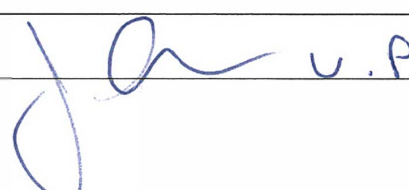
Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s
N/A	

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II **other than for any publicly traded parent entities referenced above**. The disclosure shall be continued until names and addresses of every non-corporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. **Attach additional sheets if more space is needed.**

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address
N/A	

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the **ESCNJ** is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the **ESCNJ** to notify the **ESCNJ** in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the **ESCNJ** to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Joe Amabile	Title:	Vice President of Power Systems
Signature:		Date:	5-22-18

To be completed and signed below.**Return with Bid**

Educational Services Commission of New Jersey

Foley, Incorporated
855 Centennial Avenue
Piscataway, NJ 08854**DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN****PART 1: CERTIFICATION****BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.****FAILURE TO CHECK EITHER BOX WILL RENDER THE PROPOSAL NON-RESPONSIVE.**

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at <http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf>. Bidders **must** review this list prior to completing the below certification. **Failure to complete the certification will render a bidder's proposal non-responsive.** If the Director finds a person or entity to be in violation of law, s/he shall take action as may be appropriate and provided by law, rule or contract, including but not limited to, imposing sanctions, seeking compliance, recovering damages, declaring the party in default and seeking debarment or suspension of the party.

LEASE CHECK EITHER BOX:

I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf.

I will skip Part 2 and sign and complete the Certification

OR

I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

Part 2**PLEASE PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN**

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the boxes below.

PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES

Name: _____ Relationship to
Bidder/Vendor: _____

Description of Activities:

Duration of Engagement: _____ Anticipated Cessation Date _____

Bidder/Vendor: _____

Contact Name: _____ Contact Phone Number: _____

Certification: I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the ESCNJ is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the ESCNJ to notify the ESCNJ in writing of any changes to the answers of information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the ESCNJ and that the ESCNJ at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): Joe Amabile Signature: [Signature]
Title: Vice President of Power Systems Date: 5-22-18
Bidder/Vendor: Foley, Incorporated

ESCNJ 18/19-09

Generators Equipment and Maintenance

Page 54 of 64

May 24, 2018 @ 10:00 a.m.

NJ State Approved Cooperative Pricing System #65MCESCCPS

*To be completed and signed below.**Return with Bid*

Educational Services Commission of New Jersey

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN**PART 1: CERTIFICATION****BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.****FAILURE TO CHECK EITHER BOX WILL RENDER THE PROPOSAL NON-RESPONSIVE.**

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LEASE CHECK EITHER BOX:

I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf.

I will skip Part 2 and sign and complete the Certification

OR



I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

Part 2**PLEASE PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN**

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the boxes below.

PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES

Name: _____

Relationship to

Bidder/Vendor: _____

Description of Activities: _____

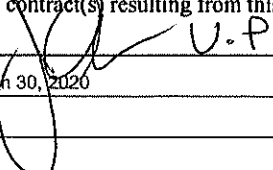
Duration of Engagement: _____ Anticipated Cessation Date _____

Bidder/Vendor _____

Contact Name: _____ Contact Phone Number: _____

Certification: I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the ESCNJ is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the ESCNJ to notify the ESCNJ in writing of any changes to the answers of information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the ESCNJ and that the ESCNJ at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): Joseph Amabile

Signature: 

Title: Vice President

Date: March 30, 2020

Bidder/Vendor: Foley, Incorporated

ESCNJ 18/19-09

Generators Equipment and Maintenance

Page 54 of 64

May 24, 2018 @ 10:00 a.m.

Packet Pg. 61

Educational Services Commission of New Jersey
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN
PART 1: CERTIFICATION
BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.

Part 1**FAILURE TO CHECK EITHER BOX WILL RENDER THE PROPOSAL NON-RESPONSIVE.**

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OR

I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. **I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below.** Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.

Part 2**PLEASE PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN**

You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the boxes below.

PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION.
 IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES

Name: _____

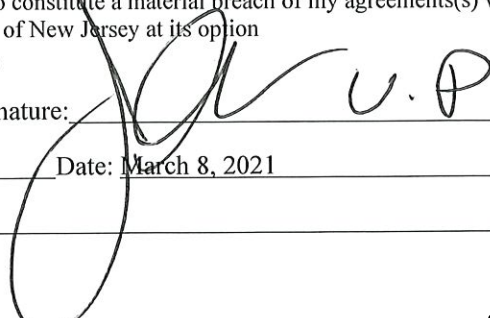
Relationship to
Bidder/Vendor: _____Description of Activities: _____

Duration of Engagement: _____ Anticipated Cessation Date _____

Bidder/Vendor _____

Contact Name: _____ Contact Phone Number: _____

Certification: I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the Educational Services Commission of New Jersey is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the Educational Services Commission of New Jersey to notify the Educational Services Commission of New Jersey in writing of any changes to the answers of information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the Educational Services Commission of New Jersey and that the Educational Services Commission of New Jersey at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print): Joseph Amabile Signature: Title: Vice President Date: March 8, 2021Bidder/Vendor: Foley, Inc.

Form W-9
(Rev. November 2017)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the
requester. Do not
send to the IRS.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Foley, Inc.

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only **one** of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC

☒ C Corporation

☐ S Corporation

☐ Partnership

☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ►

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is **not** disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ►

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
855 Centennial Avenue

6 City, state, and ZIP code
Piscataway, NJ 08854

7 List account number(s) here (optional)

8 Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

			-						
--	--	--	---	--	--	--	--	--	--

or

Employer identification number

2	2	-	0	9	1	7	1	0	0
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Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ► *Lindsay Wendt* Date ► 03/16/2018

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

Certificate Number
595721

Registration Date: 06/10/2016
Expiration Date: 06/09/2018



State of New Jersey

Department of Labor and Workforce Development Division of Wage and Hour Compliance

Public Works Contractor Registration Act

Pursuant to N.J.S.A. 34:11-56.48, et seq. of the Public Works Contractor Registration Act, this certificate of registration is issued for purposes of bidding on any contract for public work or for engaging in the performance of any public work to:

2016
Foley Incorporated

Responsible Representative(s):

Ryan Foley, President

A handwritten signature in black ink, reading "Harold J. Wirths".

Harold J. Wirths, Commissioner
Department of Labor and Workforce Development

NON TRANSFERABLE

This certificate may not be transferred or assigned
and may be revoked for cause by the Commissioner
of Labor and Workforce Development.



FOLEINC-01

AJULIANO

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/18/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Valley Forge Captive Advisors 630 Freedom Business Center Drive Suite 203 King Of Prussia, PA 19406	CONTACT NAME:	
	PHONE (A/C, No, Ext): (610) 458-3659	FAX (A/C, No): (484) 965-9627
INSURED Foley Inc 855 Centennial Ave Piscataway, NJ 08854	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A : Zurich American	NAIC # 16535
	INSURER B : XL Specialty Insurance	37885
	INSURER C : Travelers Prop/Cas Company-America	25674
	INSURER D : Lloyds of London	15792
INSURER E :		
INSURER F :		

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☒ LOC ☐ OTHER:		GLO0081095	03/01/2018	03/01/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY		BAP4783718	03/01/2018	03/01/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☒ RETENTION \$ 10,000		US00066660L18A	03/01/2018	03/01/2019	EACH OCCURRENCE \$ 25,000,000 AGGREGATE \$ 25,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N ☐ N/A	WC4783716	03/01/2018	03/01/2019	☒ PER STATUTE ☐ OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C	XS Umbrella		ZUP-81M94386-18-NF	03/01/2018	03/01/2019	Limit 25,000,000
D	Excess Garagekeepers		B1136P01771-18	03/01/2018	03/01/2019	Limit 3,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Middlesex Regional Educational Services Commission and ESCNJ are included as additional insured but only when required by written contract and per policy terms and conditions.

CERTIFICATE HOLDER

CANCELLATION

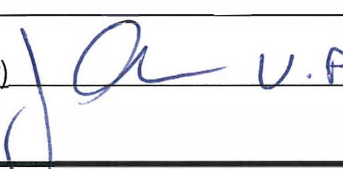
Middlesex Regional Educational Services Commission 1660 Stelton Rd 2nd Floor Piscataway, NJ 08854	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE

Foley, Incorporated
855 Centennial Avenue
Piscataway, NJ 08854

**ACCEPTANCE OF BID
And
CONTRACT AWARD
GENERATOR AND MAINTENANCE**

TO BE COMPLETED BY RESPONDENT

In compliance with the Request for Bid, the undersigned warrants that I/we have examined the Instructions to Respondents, and, being familiar with all of the conditions surrounding the proposed projects, hereby offer and agree to furnish all labor, materials, and supplies incurred in compliance with all terms, conditions, specifications and amendments in the Request for Bid and any written exceptions to the bid. Signature also certifies understanding and compliance with the certification requirements of the ESCNJ's Terms and Conditions and any special Terms and Conditions if applicable. The undersigned understands that his/her competence and responsibility and that of any proposed subcontractors, time of completion, as well as other factors of interest to the ESCNJ as stated in the evaluation section will be a consideration in making the award. Your bid for contracting services is hereby accepted. As contractor, you are now bound to sell the materials and services listed by the attached bid based upon the solicitation, including all terms, conditions, specifications, amendments as set forth in the Request for Bid. As contractor you are hereby cautioned not to commence any billable work or provide any material or service under this contract until contractor receives an executed purchase order from a Co-op Member. The parties intend this contract to constitute the final and complete agreement between the ESCNJ and contractor, and no other agreements, oral or otherwise, regarding the subject matter of this contract, shall bind any of the parties hereto. No change or modification of this contract shall be valid unless it shall be in writing and signed by both parties to this contract. If any provision of this contract is deemed invalid or illegal by any appropriate court of law, the remainder of this contract shall not be affected thereby. The term of the agreement shall commence on award and continue for one or two years unless terminated, canceled or extended. By mutual written agreement, the contract may be extended as permitted by law.

Company Name Foley, Incorporated Date May 22, 2018
Company Address 855 Centennial Avenue City Piscataway State NJ Zip Code 08854
Contact Person Joe Amabile Title Vice President of Power Systems
Authorized Signature (ink only)  Title Vice President of Power Systems

ACCEPTANCE OF BID AND CONTRACT AWARD BELOW TO BE COMPLETED ONLY BY ESCNJ

Awarding Agency: Educational Services Commission of New Jersey

Agency Executive: 
Patrick M. Moran, SBA/BS

Awarded this 1st day of JUNE 2018 Contract Number ESCNJ 18/19-09

**RESOLUTION OF THE BOROUGH OF OCEANPORT
CONFIRMING THE APPOINTMENT OF CAROLYN ECKART AS A TECHNICAL ASSISTANT
TO THE CONSTRUCTION OFFICIAL**

Resolution

WHEREAS, Carolyn Eckart is currently serving as an Administrative Assistant in the Construction Department on a part time basis; and

WHEREAS, due to the volume of applications and pending development projects including redevelopment at former Fort Monmouth, the Planning & Development Committee and Mayor Coffey have recommended the appointment of Carolyn Eckart to a full time position as a Technical Assistant to the Construction Official with a focus on commercial developments; and

WHEREAS, Carolyn Eckart has the necessary certifications along with twenty years of municipal government experience and has expressed an interest in accepting the position; and

WHEREAS, the Borough Council having considered same, believe it to be in the best interest of the Borough to confirm the appointment,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport that the appointment of Carolyn Eckart as a full time Technical Assistant to the Construction Official effective August 23, 2021 is hereby confirmed for an annual salary of \$67,000 in accordance with the Salary ordinance.

BE IT FURTHER RESOLVED, that the Borough Council recognizes the length of service in local municipal government and authorizes Ms. Eckart to receive compensation and benefits based on 15 years of service.

BE IT FURTHER RESOLVED, that the Borough Clerk forward a certified copy of this resolution to the Borough Administrator, Construction Official, Chief Financial Officer and the Payroll Department.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING AND AFFIRMING A SHARED SERVICES AGREEMENT WITH CITY OF LONG
BRANCH FOR USE OF RICOH AFICIO MP C2050 MULTI-FUNCTION COPIER BY THE
OCEANPORT EMERGENCY OPERATIONS CENTER**

Resolution

WHEREAS, the Borough of Oceanport's Office of Emergency Managemet was in need of a copier for its Emergency Operations Center; and

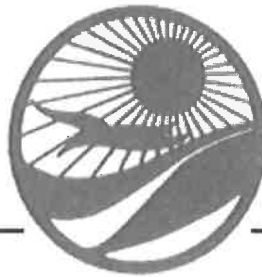
WHEREAS, the Borough's OEM Coordinator entered into a Shared Services Agreement with the City of Long Branch Public Works Department for the use of a Ricoh Aficio MP C2050 multi-function copier on February 18, 2021; and

WHEREAS, during the time that Oceanport OEM has utilized the copier it is fair and proper that the maintenance and supplies used to operate the copier be the responsibility of Oceanport OEM,

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby agrees and affirms the February 18, 2021 shared services agreement for the Ricoh Aficio MP C2050 multi-function copier and accepts and approve receipt of the copier and the obligations of maintenance and supply during the period of use by Oceanport OEM.

BE IT FURTHER RESOLVED, that any and all expenses involved in the maintenance, service and supplies shall be funded by the approved budget appropriated for Oceanport OEM.

Stan Dziuba
Director of Public Works
sdziuba@longbranch.org



Louis DeLauro, CPWM
Assistant Director
ldelauro@longbranch.org

CITY OF LONG BRANCH

DEPARTMENT OF PUBLIC WORKS

636 Joline Avenue
Long Branch, NJ 07740
732-571-6520 Fax 732-222-2449

February 18, 2021

Shares Service Agreement between Long Branch DPW and Oceanport OEM

For use of a Ricoh Aficio MP C2050 multi-function copier that is presently a surplus item for Long Branch.

To be used by Oceanport OEM in their Emergency Operations Center until such time as the item is recalled by Long Branch.

During use by Oceanport OEM, the maintenance and supplies used to operate the copier is the responsibility of Oceanport OEM.

Sign: _____

Stan Dziuba, Director of DPW

Sign: _____

Mauro V Baldanza, Coordinator Oceanport OEM

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ACCEPTING RESIGNATION OF MAX LOPEZ AS PUBLIC WORKS FOREMAN**

Resolution

WHEREAS, Max Lopez has served as the Public Works Foreman of the Borough of Oceanport since November 1, 2018; and

WHEREAS, Max Lopez has tendered his resignation to the Mayor and Council of the Borough of Oceanport from the position of Public Works Foreman for the Borough, effective August 2, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that the resignation of Max Lopez from the position of Public Works Foreman for the Borough of Oceanport is hereby accepted.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following: Borough Administrator, Public Works Superintendent, Borough Clerk and Borough Attorney.

**OCEANPORT RECREATION COMMITTEE
MEETING MINUTES
May 12, 2021**

Minutes of the regular meeting of the Oceanport Recreation Committee held
on
Wednesday evening, May 12, 2021, via ZOOM

In attendance: Members:
Jay Silverman
Bill Deerin
Scott Marcantanio
Greg Lockwood
Jackie Patterson
Therese Wollman
Lexi Hetzel
Joanne Hunt

Absent: Beth Watkins
Dave Walker
Spencer Carpenter
Scott Marcantanio

Also Present: Steve Briskey (DPW)
Debbie Peterson (second meeting, new potential member)

Open Meeting/Flag Salute

Meeting called to order by Jay Silverman at 7:30pm. Motion to open the meeting was made by Jay Silverman and seconded by Greg Lockwood. Bill Deerin announced that Steve Briskey was appointed as a supervisor of DPW. He is responsible for long range planning and overseeing the daily operations of public works on a part time basis.

Approval of Minutes

The April 2021 meeting minutes were reviewed. The motion to approve the meeting minutes was made by Greg Lockwood and seconded by Therese Wollman. All in favor.

Correspondence:

Joanne Hunt reported that she received information from Council regarding the invitation for the Memorial Day parade. Line up time is 9:00 am, then proceeding to Pocahontas. Bill Deerin reported that final details are still being worked out but many groups are participating. There is no rain date.

Joanne Hunt also reported that all groups requesting use of the parks/building (PTO, 8th grade) has been sent to Kim Parent.

Jay Silverman reported on the issue of the defibrillators that was raised by a community resident. Jay stated that the issues with the first two units were remedied quickly.

Public Comments: Motion to open to the public was made by Greg Lockwood at 7:45 pm and seconded by Alexa Hetzel. As there was no public present, in a motion made by Therese Wollman and seconded by Greg Lockwood, the meeting was closed to the public at 7:45 pm.

Recreation Coordinator Report- Joanne Hunt via written report

CCC and BBB defibrillators have been installed. The third unit, scheduled for Gatta Park can be installed without electricity in the current stand- it just will be weather “sensitive” and removed from November 15 to March 15, which coincides with fields open/close. Current units will last 4 years with existing batteries. Joanne Hunt requested that Steve Briskey will oversee the placement of the third unit.

2 new goals are in place at Gatta Park to accommodate 4 full field rentals. Purchased via open space.

Whirl construction sent a designer to review the playground at BBB. JIF also sent a safety inspection report for all playgrounds in 2020. The report was positive and only addressed minor issues. The gate at BBB playground has been repaired but the fence is still an issue. Bill Deerin commented that the fence should be replaced, and that safety surfacing has been ordered for both CC and BBB.

Mini Golf- Event was held April 30th. It went really well. Friday night, from 5 pm to 8 pm seemed that a good time and not having the final round was fine. Despite both the cold weather and a power outage- the numbers were the highest in a few years, estimated at 125 golfers. Joanne Hunt and Lexi Hetzel are suggesting we institute a registration form for each golfer to keep better track of names and addresses etc.... This year- prizes were mailed to winners. Everyone agreed.

Joanne Hunt requested that Therese Wollman send a thank you note to Blue Grass Mini Golf.

Summer Programs –

USA Sports- will run a full schedule of summer programs.

Marine Science-3 camps are available.

“Our Team Fitness” Camps- 4 weeks

“Snapology”- still no formal request has been made. Beth is working with them.

All items are open for registration.

Revenue

2021 Boat Permits \$4700.00

2021 Field Revenue \$2050.00

New Field Requests

None

Council Liaison Report:

Bill Deerin re introduced Steve Briskey.

Pickle Ball- Bill White is finalizing plans so that the bids can be sent out. At present, it is 5 courts and fencing- 6 ft/10 ft. with 3 gates.

Pool- no numbers received. Jay Silverman stated that the Recreation Committee decided not to continue involvement with the pool. All agreed that this should be left to the citizen committee.

Community Center- should be started soon- \$350,000

Gatta Park- \$2.5 -3 million, finance committee is reviewing

Old Wharf- Condition is ok. ADA compliance of deck and a few other areas are being addressed for the seniors to return.

Bill Deerin assisted at Shore Baseball picture day and COVID compliance.

Graffiti issue at BBB basketball courts- there was issue with pornographic graffiti which has been dealt with by DPW. Jay Silverman asked if

“cameras” would help. There is a report that it is High School kids, but no one has been arrested.

Steve Briskey Report:

Max researched the best way to remove graffiti without damaging the courts- there may be some damage from citizens who tried to help. DPW has reached out to the surfacing company for repair.

BBB and CC safety surfacing will be delivered soon. It is on back order.

Public Works – continue to contact Max and cc Donna. Steve and Max will have new emails. This should be a “team” effort and Max is lead and Steve and Donna are copied.

Leagues at Gatta Park- Steve asked for all groups at Gatta to be reminded about alcohol use and trash. Joanne Hunt will speak to all groups. Bill Deerin stated he will “do a drive by”. Steve mentioned that this is not easy

but needs to be remedied. Joanne Hunt also stated that Max can speak to Spanish Soccer's leader directly and re state that these issues will not be tolerated.

Jay Silverman asked for clarification on the field rental policy regarding alcohol use and if it was included on the permit. Joanne Hunt read the form out loud which states that it is not specific to alcohol and but requires compliance with all ordinances etc....

Joanne Hunt referred to issues in the Green Acres 2021 report:
Gatta- debris in the woods- Steve Briskey and Donna Phelps are working with Police to determine the best way to deal with this. No one is sure whether it is a "kids fort" or a homeless encampment at the "Plaza" area. This is an encroachment at the rear of Gatta Park.

Old Wharf- issue of old gaming tables and replacement. Joanne Hunt asked the Committee if they feel these should be replaced or removed. Green Acres just needs to know which option will be selected. Bill Deerin felt that the cost of replacement tables was very high. Jay Silverman stated that use was low pre-Sandy and feels we should not replace. Steve Briskey asked if there were other options. Jay Silverman suggested we consult the seniors.

Subcommittee Reports:

Subcommittee & Officer Review Panel- Scott Marcantanio- not present, no report.

Sonny Giordano Award- Greg Lockwood- Meeting will be held this month. Greg requested members to assist, and Jackie Patterson volunteered.

Egg Scramble- Dave Walker- not present, no report.

Mini Golf- Previously discussed- registration form to be added to "start to finish".

Memorial Day Parade Committee- Joanne Hunt- meet at 9 am.

Movies- Therese Wollman- Therese working on July 30 banners.

Summer's End- Jay Silverman- Starting May 19th there is no gathering restriction- this is great. Jay will reach out to bands. Stage and rock wall confirmed. Jay Silverman asked Joanne to research tents and "non-enclosed" bouncy items and possibly reduce expense.

Halloween- Dave Walker- no report

Tree Lighting- Joanne Hunt reported that lights are finally down but the star is still on the tree. Joanne Hunt requested that Spencer Carpenter contact the fire department for assistance.

Decorating Contest- Jay Silverman- no report

Disc Golf- Scott Marcantanio – no report, date TBD

Grants/Parks- Bill Deerin- CC grant is \$350,000. Other grants were being looked at for Trinity, but the match was too high. Idea was scratched.

Park Maintenance Reports- Jay Silverman requested that Joanne Hunt send the maintenance schedule to Steve. Steve Briskey reported that the original fire signal “bell” from the 1800’s is at Old Wharf along with the light pole. Steve is asking to remove and refurbish these items to then be appropriately replaced. Bill Deerin concurred and recommended bringing such ideas to both Recreation and Council. Bill Deerin will forward this action to Council.

In a motion by Jay Silverman and seconded by Greg Lockwood, it is suggested that Steve Briskey “champion” the Old Wharf bell and pole restoration”. All were in favor.

Finance Report- Greg Lockwood- still on temporary budget. \$4600 spent to date pending the rock wall. Jay Silverman requested a Summer’s End budget report for June.

Joanne Hunt also asked if the Committee wanted to solicit for donations. This will be discussed in June.

Old Business:

Pickle Ball- Previously discussed

Fee Structure- no report.

No other old business was reported.

New Business:

Instagram Account- Lexi Hetzel- Lexi referenced the example that at mini golf, residents drove up and asked if the event was “on”. She stated that this is the trend- photos, updates, information via Instagram and that the Committee should consider this “free” option. Jay Silverman concurred but reminded that “non- borough” accounts will need approval. Joanne Hunt stated that she needs to check with Jeanne Smith. Bill Deerin was unsure if we could have an “official” account. Bill Deerin stated that he is 100% in favor. Jay Silverman wanted to know who would maintain and update and suggested that we consider how to deal with comments. Steve Briskey asked if the Committee had a 501C3 “friends of” account which could be used to set up non Boro social media. Jay Silverman stated that OP “Summer’s End Fund” is a 501C3.

Joanne Hunt requested that the July meeting be moved to July 21 due to her vacation schedule. All were in favor. Jay Silverman also asked when we could meet in person. Bill stated possibly June.

Joanne Hunt requested that Debbie Patterson log and off so that the Committee could vote on her membership. Debbie stated she would like to become a member.

In a motion made by Jay Silverman and seconded by Therese Wollman the recreation Committee would like to recommend to Council that Debbie Peterson become a member of the Recreation Committee. All were in favor. Bill Deerin will make this recommendation to Council.

There was no other new business.

Adjourn: Motion to adjourn was made by Therese Wollman and seconded by Lexi Hetzel at 8:49 pm. Next meeting: June 9, 2021.

Respectfully submitted, Joanne Hunt

OCEANPORT RECREATION COMMITTEE
MEETING MINUTES
May 12, 2021

7.16

Minutes of the regular meeting of the Oceanport Recreation Committee held
on
Wednesday evening, June 9, 2021, via ZOOM

In attendance: Members:
Jay Silverman
Bill Deerin
Scott Marcantanio
Debbie Peterson
Jackie Patterson
Therese Wollman
Lexi Hetzel
Joanne Hunt
Dave Walker
Spencer Carpenter
Scott Marcantanio

Absent: Beth Watkins
Greg Lockwood

Open Meeting/Flag Salute

Meeting called to order by Scott Marcantanio at 7:33pm. Motion to open the meeting was made by Scott Marcantanio and seconded by Spencer Carpenter.

Approval of Minutes

The May 9, 2021, meeting minutes were reviewed. Joanne Hunt made a correction on the spelling of Steve Brisky's name for the record. The motion to approve the meeting minutes was made by Scott Marcantanio and seconded by Jay Silverman. All were in favor.

Correspondence:

Joanne Hunt reported that she received official notice from Council on the approval of Debbie Peterson as a member of the Recreation Committee. This completes the full number for the Recreation Committee for 2021.

Joanne Hunt also reported that she received correspondence regarding the wind screen at BBB. It was not in place and Joanne contacted DPW. She will report further in her report.

Public Comments: Motion to open to the public was made by Scott Marcantano at 7:49 pm and seconded by Joanne Hunt. As there was no public present, in a motion made by Scott Marcantano, the meeting was closed to the public at 7:49 pm.

Recreation Coordinator Report- Joanne Hunt

BBB windscreen was reported by DPW as damaged. Max felt it was not usable. Joanne Hunt contacted Steve Brisky to ask if he thought it might be repaired and he was going to speak to Max and assess the damage.

Memorial Day Parade was excellent- thank you to all who attended. Joanne Hunt stated that the Committee wanted to mention that we need to be aware of “kids” walking” beside the Recreation vehicle as a possible safety issue. This needs to be addressed moving forward. There was great participation for the parade as well as many spectators.

Next event- Movie Night- July 30th- SING. Banners are ready and will be placed out after July 1. Joanne will also prepare a flier for Facebook ASAP.

Revenue

2021 Boat Permits \$8,050.00

2021 Field Revenue \$ 12,670.00

School Carnival June 25 and PTO event June 18 are upcoming at BBB. These have already been approved as events by Council.

New Field Requests:

Lax Kids- July and August- Tuesdays. Motion to approve this request was made by Scott Marcantano and seconded by Jay Silverman. All were in favor.

Council Liaison Report:

Donna Phleps reported that grass cutting is now back to DPW and that this is the direction that the Borough is going with. There is a lot of re-organization going on with DPW at this time.

Donna Phleps received confirmation from Open Space to remove the previously discussed gaming table sat Old Wharf.

Bill Deerin reported:

A pool inspection was completed on June 8. The report is that the pool is not repairable and would cost millions of dollars. Bill asked the Committee to consider options for the space- boat storage, spray park, skateboard park- all are ideas that have been brought up. The area has been cleaned up by DPW.

Pickleball courts- 2 bids have come in at \$90,000 plus. This is way more than anticipated- this was for 5/7 courts, fencing and nets. Jay Coffey feels we should place shrubs around courts instead of fencing. Scott Marcantano asked about old quotes in the \$40-\$50,000 range. Donna Phleps reported that those quotes were a few months ago and prices have increased. Bill Deerin and Jay Coffey are suggesting we scale down the project to temporary nets and blacktop. Alexa Hetzel mentioned that shrub maintenance is still an issue. Jay Coffey feels shrubs will be fine.

Jay Silverman asked for the real status of this project- can it be done in phases? Donna Phleps stated that public contract threshold of \$40,000 needs to be considered. This will be an ongoing discussion for Council.

Bill Deerin spoke to Steve Brisky who is open to receiving park reports so that DPW can take action on any maintenance issues brought to their attention.

Bill also wanted to mention that the parade was outstanding.

Bill Deerin mentioned that the Instagram account has been approved. He thinks this is a great idea- comments will be turned off so that this does not become an issue Joanne Hunt stated that she and Alexa Hetzel will monitor the accounts for Recreation.

Scott Marcantano - the removal of the old net is a huge improvement at BBB. All were in agreement.

Debbie Petersen reported that there was a nail in the slide at Evergreen Park- Joanne Hunt will report to DPW immediately.

Subcommittee Reports:

Subcommittee & Officer Review Panel- Scott Marcantano- Scott asked to review the Committee assignments.

Jackie Patterson TBD

Alexa Hetzel: Disc Golf

Debbie Petersen: TBD

Nominations: Greg Lockwood- no report

Sonny Giordano Award- Scott – only a few nominees (4). The school will handle it for this year.

Egg Scramble- Dave Walker- no report.

Mini Golf- Joanne hunt asked if Therese Wollman sent thank you note?

Memorial Day Parade Committee- Scott- previously reported

Movies- Joanne Hunt- we are all set. Food trucks are still a question- do we want to go with Enzos? A discussion was held as to the fact that attendance

is always a question. Scott suggested we wait to see how the response is.

Joanne suggested we perhaps go with ice cream because it's easy.

Summer's End-Jay Silverman- Things are moving along. Rock wall, rides, stage and fireworks are all set. Jay will work on bands. The save the date is out as well as the donation envelopes for the OP bulletin. Jay asked for some assistance with fundraising- Jackie Patterson and Alexa Hetzel volunteered to assist.

We are starting out with approx. \$32,000.00. The festival opens at 5 pm- we have tried ideas to get people early. Jay asked Alexa to consider a "pre festival" fitness event? Maybe for kids- since when kids come, their parents do too. Jay is open to ideas and Joanne Hunt suggested a kid's fitness demo or relay races (Alexa Hetzel). Jay Silverman will take care of coordinating of public services.

Scott Marcantanio suggested a disc golf demo to peak interest- all agreed.

Halloween- Dave Walker- no report

Tree Lighting- Spencer Carpenter- the star is down! 99% sure. Scott Marcantanio suggested that we look at moving the event to a new location. There have been offers to donate a tree. Therese Wollman feels the event should be at a park.

Decorating Contest- Jay Silverman- no report

Disc Golf- Scott Marcantanio – no report, possibly September

Grants/Parks- Joanne Hunt -was there a meeting with Mike MacStudy, Mike O'Brien and Bill White? Bill Deerin reported this was specific to softball and open space work at CC. Donna Phleps concurred that Fall 2021 was the goal date to start work, but bids have not yet gone out. Joanne Hunt asked about 2022 Open Space grant application- Donna Phleps said that the notice was received. Joanne Hunt stated that 3 applications can be open and that perhaps the Committee should look at Trinity or another park. Donna Phelps reports that MCOS does not like "pocket" parks and that she will speak to Bill White about some options. Joanne Hunt reported that they previously supported "pocket" parks.

Park Maintenance Reports- Scott Marcantanio -Keep the reports coming per the request of Steve Brisky.

Finance Report- Greg Lockwood sent out the report. Balance \$11,489.00 including Summer's End expenses.

Old Business:

Pickle Ball- Previously discussed

Instagram- Alexa Hetzel- we will get started!

BBB Playground estimate- Joanne Hunt shared the estimate for \$44,000 for equipment alone- total was \$71,000. This is not in the budget at this time. Donna Phleps reported that BBB playground passed inspection so there is no immediate crisis and that there are many other priority projects. Scott Marcantanio suggested we consider the pool and the future of that

space too. Scott also asked who has “jurisdiction” over the pool area? Bill Deerin stated that the Borough owns the pool property.

Gatta Park Issue- Joanne Hunt reminded Bill Deerin to address alcohol issues. Alexa Hetzel asked about the Old Wharf issue of an encampment- Steve Brisky worked with OP police to deal with it. DPW removed it.

New Business:

Benches- Scott Marcantano- Scott opened the discussion of tribute benches. Joanne Hunt gave a short history of the project. Jay Silverman also asked about the damaged bench at Old Wharf- Joanne will verify status.

Committee Updates- previously discussed

Windscreen- Previously discussed

Future meetings- Joanne Hunt opened the discussion on where future Recreation Committee meetings will be held- BBB or new Building? Bill Deerin suggested we return to BBB immediately. Donna Phleps suggested we use the new meeting room, and that Joanne should coordinate with Jeanne.

Scott Marcantano asked about the AED battery check indoor at BBB. Joanne Hunt will follow up.

There was no other new business.

Adjourn: Motion to adjourn was made by Scott Marcantano and seconded by Jay Silverman at 8:40 pm. Next meeting: July 21, 2021, possibly in person.

Respectfully submitted, Joanne Hunt

**BOROUGH OF OCEANPORT****MAYOR & COUNCIL****MINUTES • JULY 15, 2021****Workshop****Clement V. Sommers Municipal Building****7:00 PM****910 Oceanport Way, Oceanport, NJ 07757**

- I. **Meeting Called to Order:** Mayor Coffey called the meeting to order at 7:00 PM
- II. **Statement of Compliance with Open Public Meetings Act:** This meeting complies with the Open Public Meetings Act by adequate and electronic notification on June 29, 2021 of this meeting and its location, date and time to the Asbury Park Press and Two River Times and by the posting of same on the municipal bulletin board and Borough's Web Site.
- III. **Flag Salute:** Mayor Coffey led attendees and members of Council in the flag salute.
- IV. **Invocation:** Borough Chaplain Stacy Deerin gave the invocation.
- V. **Roll Call:**

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

VI. **Public Hearing - Monmouth County Community Development Grant Application:**

William White, Borough Engineer, Colliers Engineering & Design, recalled the application made in 2020 was not successful however the Borough was told that the project did rank very high but funds were limited and encouraged to resubmit the project for the next grant cycle. Mr. White reviewed the proposed project to expand the existing parking lot at the Old Wharf Senior Center for the 2022 Monmouth County Community Development Block Grant Application for a maximum of \$200,000 – to basically fund 100% of the approximate cost of the project; the parking for this building used by the seniors and other community groups is not sufficient for the building and does not have adequate lighting. It will include ADA compliant sidewalks, curbing, milling and re-paving and landscaping. Questions from Council included project completion time frame of 1 ½ - 2 months; temporary parking across the street during construction; the seniors would meet temporarily at the Blackberry Bay Pavilion.

PUBLIC: Mayor Coffey then opened the meeting to the public for comments/questions.

As no one from the public wished to be heard, Mayor Coffey closed the public hearing. As there were no objections from Council, a resolution authorizing submittal of the application was moved to the regular meeting for action.

- VII. **Administrator's Report:** Ms. Phelps reported on items including updates of Borough assets and risk management meeting; finalizing online auction items; implementation of vendors for employee background checks and paperwork. She discussed this year's county open space grant application due in September, recommended projects are pickleball courts and community garden and needs a decision to be able to take action at the August meetings; matching grant

of \$250,000; discussion ensued on what the application should include ultimately deciding to seek funding for both projects.

VIII. Clerk's Report:

1. Security Camera for Ballot Drop Box – mandated by State of NJ to provide a ballot drop box in all towns with more than 5,000 population; box needs to be monitored 24/7; if installed by the date specified by the State costs will be covered through a grant; sought permission to apply for the grant should the Borough need to make the application in place of the County for reimbursement to which there were no objections.
2. Twin Lights Ride Request – Annual request for use of Old Wharf Park parking lot as a rest area for their race in September; concern about timing with improvements to the building and alternate sites. Consideration for lot across from First Aid; Gatta Park typically busy with soccer. Discussion ensued but ultimately decided that improvements would not have begun yet and to permit the race to use the Old Wharf Park parking lot.

Ms. Smith advised of a request from resident to install sprinkler heads in the Borough's right of way along Doreen Drive that would need a waiver from the section of the zoning ordinance that requires Governing Body to grant, permission granted to add to regular meeting for action with no objections.

Police report received and distributed.

Regular Meeting Items:

1. Resolution authorizing payment of BILL LIST for July 15, 2021
2. Resolution authorizing Shared Service for Nearmap
3. Resolution awarding contract to Ken's Marine for fish kill cleanup services
4. Resolution denying request to vacate portion of Werah Place terminus
5. Resolution to amend 2021 budget for Clean Communities Grant
6. Resolution authorizing submittal of CDBG application for improvements at Old Wharf Park
7. Resolution authorizing Tax Sale Redemption #20-00004
8. Resolution rescinding estimated 3rd quarter tax bills
9. Resolution authorizing an extension of the 3rd QTR Grace Period
10. Resolution authorizing purchase of fire dept equipment through State Contract
11. Resolution awarding contract to John Guire Supply for 2021 grounds maintenance equipment services
12. Resolution accepting award of Body-Worn Camera Grant
13. Receipt & Acceptance of Minutes, Parks & Recreation Committee, April 14, 2021
14. Receipt & Acceptance of Minutes, Historical Committee, April 22, 2021
15. Receipt & Acceptance of Minutes, Historical Committee, May 27, 2021
16. Approval of Fire Department Membership, Milton Zarate
17. Mayor & Council - Workshop - Jun 3, 2021 7:00 PM
18. Mayor & Council - Regular Meeting - Jun 17, 2021 7:00 PM

Ms. Smith asked for any questions or additions to the items on for the regular meeting to which there were none.

IX. Discussion Items:

1. Resolution authorizing a new Interlocal Agreement with OPBOE for school crossing guards

Mayor Coffey advised that the school was holding a summer session that required crossing guards and had sought for the Borough to provide those services through a shared service agreement to which there were no objections and was moved to the regular meeting for action.

2. Ordinance Amending Chapter 286 Peddlers & Solicitation

Ms. Smith advised that she had received several inquiries since the implementation of the Do Not Solicit list of the availability of a placard or sticker for those registered. Fee to provide sticker upon request would be \$1 to cover the costs would need to be done by amendment to the ordinance. With no objections, the ordinance was moved to regular meeting for introduction.

3. Resolution authorizing competitive contracting for engineering - Maria Gatta Park Improvements

Council President O'Brien reported that they were looking to secure an engineering firm to provide engineering design services for planned improvements to Gatta Park for turf fields. Resolution authorizes to seek proposals using RFP

process. Mayor Coffey commented that the improvements would bring the facility into 21st century and was an ideal location to promote use of the Borough's downtown area including tournaments, the track, business district. No objections.

4. Resolution authorizing a new Interlocal Agreement with OPBOE for ground maintenance and snow plowing

5. Resolution accepting provision of equipment in lieu of annual payment from BOE

Mayor Coffey advised that the last couple years the Borough had been using an outside service for the borough's parks and the grounds maintenance. This year the decision was made to bring it back in house and negotiations with the Board of Education renewed based on the Borough's staff performing the work and an agreement option to purchase equipment to provide services in lieu of payment. With no objections was added to consent for action in the regular meeting.

6. Resolution fixing compensation for employees & officials for 2021

Mayor Coffey reviewed the resolution and as there were no questions or objections it was moved to regular meeting for action.

7. Facility Use Applications/Playing Fields

Ms. Smith reported that there had been an influx of requests for use of the Borough's fields, not sufficient availability to accommodate all requests, discussed if any of the requests could use space at Blackberry Bay Park, due to timing of Recreation meetings and Council meetings she sought permission to approve requests in advance of meetings. Discussion ensued on which requests to prioritize, important to accommodate as many requests as possible, coordinate with recreation programs to schedule. A proposed ordinance to streamline process needs to be developed, address application periods, priority list and modernize the system, use of SDL to develop online request and schedule system being considered and looked at. Consensus was to authorize the Clerk to review, schedule and approve accordingly with confirming resolution for August meeting.

Councilman Gallo asked for additional discussion on the engineering for Maria Gatta Park improvements. Questions and comments covered would it be evaluated for parking; how many fields; projected costs to be provided by Engineer; funding - Finance Committee has worked to develop ways to finance including use of pre-leasing fields to offset costs; discussion with Monmouth Park to use parking by railroad tracks.

X. Mayor's Report:

1. Resolution declaring August 31st is Overdose Awareness Day

Mayor Coffey discussed request to participate in recognizing Overdose Awareness Day, provided statistics, Tigger House spearheading event to bring attention today. Ms. Smith added that they had also sought permission to place purple flags in town to draw attention to the date. There was discussion on most visible place in town including Main Street, Eatontown Blvd. and ultimately decided the corner of Old Wharf Park at the intersection would gain the most visibility without any impacts to traffic site lines.

XI. Petitions from the Public: Mayor Coffey opened the meeting for petitions from the public.

Richard Barnes, Kimberly Woods Homeowner's Association, brought to the Governing Body's attention an issue with water flow on their property particularly swale near Paddock Court, standing water, mosquito problems. Residents have asked if the Borough would help with paying for and cleaning the swales in the common areas. There was discussion with the Borough's Engineer who was present from earlier, Mayor Coffey and Mr. Barnes on the situation and ultimately the Borough's inability to assist as it was located on private property. The only alternative would be for the borough to do the work but add a special assessment for the properties located in the association. Mr. White suggested the County Mosquito Control Commission but the Borough has for many years been trying to get them to do more in the Borough.

As there was no one else from the public, Mayor Coffey closed that portion of the meeting.

XII. Executive Session:

#2021-137 Resolution authorizing an Executive Session

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)

Fort Monmouth Redevelopment Housing Obligations
Municipal Boundary with Eatontown

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

Department Staffing

At 8:01 PM Council President O'Brien made a motion to adopt the resolution to enter Executive Session which was seconded by Councilwoman Walker and received the following roll call.

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

At 8:51 pm, the Mayor & Council returned from Executive Session and the regular meeting was reopened on a motion by Councilwoman Walker and seconded by Council President O'Brien and approved by Council.

- XIII. Adjournment:** As there was no further business, the meeting was adjourned at 8:52 PM on a motion by Council President O'Brien, seconded by Councilman Gallo and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**BOROUGH OF OCEANPORT****MAYOR & COUNCIL****MINUTES • JULY 15, 2021****Regular Meeting****Clement V. Sommers Municipal Building****8:00 PM****910 Oceanport Way, Oceanport, NJ 07757**

Call to Order: Mayor Coffey called the meeting to order at 8:54 PM

II. Statement of Compliance with Open Public Meetings Act: This meeting complies with the Open Public Meetings Act by adequate and electronic notification on June 29, 2021 of this meeting and its location, date and time to the Asbury Park Press and Two River Times and by the posting of same on the municipal bulletin board and Borough's Web Site.

III. Flag Salute: Mayor Coffey led attendees and members of Council in the flag salute

IV. Invocation: Done earlier

V. Roll Call:

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

VI. GUEST: FMERA Staff Monthly Update: Mayor Coffey advised that there was nothing additional to report this month, current items were topic of earlier executive session.

VII. Administrators Report: No additional report.

VIII. Clerk's Report: No additional report.

IX. Consent Agenda:

- #2021-138** 1. Resolution authorizing payment of BILL LIST for July 15, 2021
- #2021-139** 2. Resolution authorizing Tax Sale Redemption #20-00004
- #2021-140** 3. Resolution rescinding estimated 3rd quarter tax bills
- #2021-141** 4. Resolution authorizing an extension of the 3rd QTR Grace Period
- #2021-142** 5. Resolution authorizing Shared Service for Nearmap
- #2021-143** 6. Resolution authorizing competitive contracting for engineering - Maria Gatta Park Improvements
- #2021-144** 7. Resolution awarding contract to Ken's Marine for fish kill cleanup services
- #2021-145** 8. Resolution authorizing a new Interlocal Agreement with OPBOE for ground maintenance and snow plowing
- #2021-146** 9. Resolution accepting provision of equipment in lieu of annual payment from BOE
- #2021-147** 10. Resolution awarding contract to John Guire Supply for 2021 grounds maintenance equipment services
- #2021-148** 11. Resolution authorizing a new Interlocal Agreement with OPBOE for school crossing guards
- #2021-149** 12. Resolution accepting award of Body-Worn Camera Grant
- #2021-150** 13. Resolution fixing compensation for employees & officials for 2021
- #2021-151** 14. Resolution declaring August 31st is Overdose Awareness Day
- #2021-152** 15. Resolution authorizing purchase of fire dept equipment through State Contract
- #2021-153** 16. Resolution authorizing submittal of CDBG application for improvements at Old Wharf Park
- #2021-154** 17. Resolution denying request to vacate portion of Werah Place terminus

- #2021-155 18. Resolution to amend 2021 budget for Clean Communities Grant
 19. Receipt & Acceptance of Minutes, Historical Committee, May 27, 2021
 20. Receipt & Acceptance of Minutes, Historical Committee, April 22, 2021
 21. Receipt & Acceptance of Minutes, Parks & Recreation Committee, April 14, 2021
 22. Approval of Fire Department Membership, Milton Zarate
 #2021-156 23. Resolution requesting waiver of 390-17(F) - 404 Branchport Ave - *Added from Workshop*

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

X. Minutes:

1. Mayor & Council - Workshop - Jun 3, 2021 7:00 PM

RESULT: ACCEPTED [5 TO 0]
MOVER: William Deerin, Councilman
SECONDER: Bryan Keeshen, Councilman
AYES: Deerin, Keeshen, O'Brien, Tvrdik, Walker
ABSTAIN: Gallo

2. Mayor & Council - Regular Meeting - Jun 17, 2021 7:00 PM

RESULT: ACCEPTED [5 TO 0]
MOVER: William Deerin, Councilman
SECONDER: Meghan Walker, Councilwoman
AYES: Deerin, Gallo, O'Brien, Tvrdik, Walker
ABSTAIN: Keeshen

XI. Resolutions: None**XII. First Reading Ordinances:**

- #1040 Introduction of Ordinance Amending Chapter 286 Peddlers & Solicitation

Councilman Tvrdik called for the introduction of "AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 298 "PEDDLERS & SOLICITATION" TO PROVIDE FOR THE PROVISION OF SIGN, PLACARD OR STICKER TO BE PLACED ON THOSE PREMISES REGISTERED FOR THE DO-NOT-SOLICIT LIST" and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Tvrdik moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of August 19, 2021 and to advertise same in accordance with the law, which was seconded by Councilman O'Brien.

RESULT: APPROVED OF FIRST READING [UNANIMOUS] **Next: 8/19/2021 7:30 PM**
MOVER: Thomas Tvrdik, Councilman
SECONDER: Michael O'Brien, Councilman
AYES: Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker

- #1041 Introduction of An Ordinance Amending the Salary Ordinance Range for Control Person/TACO

Councilman Tvrdik called for the introduction of "AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY SETTING THE SALARY RANGES OF CERTAIN BOROUGH OFFICERS AND BOROUGH EMPLOYEES PASSED AND APPROVED MARCH 16, 1939 AND LAST REVISED AND APPROVED ON APRIL 16, 2021" and then asked the Clerk to read the proposed ordinance by title only, after which Councilman Tvrdik moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of August 19, 2021 and to advertise same in accordance with the law, which was seconded by Councilman O'Brien.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS]	Next: 8/19/2021 7:30 PM
MOVER:	Thomas Tvrdik, Councilman	
SECONDER:	Michael O'Brien, Councilman	
AYES:	Deerin, Gallo, Keeshen, O'Brien, Tvrdik, Walker	

XIII. Second Reading & Public Hearing Ordinances: None

XIV. Committee Reports:

1. Councilman Deerin, Parks and Recreation. Reported that parks are looking terrific and increased used – thanked Public Works for doing terrific job keeping them cleaned up; Rec Committee finalizing details for Summer's End but are still seeking donations for the fireworks display; he also requested that residents be aware of placing branches, debris at curb including by their landscapers as it interferes with the street sweeper when it comes through.
2. Councilman Gallo, Public Works and Engineering. Reported that the 2020 Road program continues with a number of streets underway; DPW continues to maintaining storm drains, pot hole repairs, bulk & metal pickups and doing a great job on the parks.
3. Councilman Keeshen, Public Safety. Reported statistics of stops, summonses by Police Department as they tackle the speeding issues in town; both fire companies responded to boat fire that week; First Aid active in responding to calls and OEM continues to update for the storm warnings especially as hurricane season approaches.
4. Councilman O'Brien, Finance and Administration. No report
5. Councilman Tvrdik, Planning and Development Liaison. No report.
6. Councilwoman Walker, Health and Human Services Liaison. Reported on monthly meetings with Environmental Committee and Water Watch; water sampling continues; school improvements continue and a special website has been made available for residents to track progress available through the school's website; relationship with BOE and Borough and Construction Department have greatly improved and great to see all departments working well together.

- XV. Mayor Coffey's Report:** Mayor Coffey wished Buddy Brocklebank Happy Birthday, commented on the increase in speeding stops and tickets being issued which will continue through the end of summer; donation of two additional speed signs has been made and will be installed upon delivery; reminded residents that short-term rentals are not allowed in town and there are a number of persons in town listing their properties for such use which is being addressed. Mayor Coffey next read into record a letter from the contractor for the NJCU project on the wonderful experience had with the Borough's construction department. Mayor Coffey also read a resident letter alerting the Borough to a tree on Borough right of way adjacent to their property having a hazardous condition, history of the issue as far back as previous administration, Mayor Coffey's onsite inspection along with DPW Superintendent and Borough is looking at what can be done to address it, costs and best ways to accomplish a solution. Mayor Coffey next read into record a statement concerning the resignation of Kathy Kenny from the First Aid Squad; the importance of the Borough's volunteers; the relationship of the Borough with volunteer organizations and efforts taken to address the issues presented in Ms. Kenny's resignation letter. Full statement is attached hereto. Councilman Keeshen commented that the statement was well said. Councilman Tvrdik agreed, thanked the Borough's volunteers and thanked Ms. Kenny specifically for her years of service. Mayor Coffey concluded his report by acknowledging the meeting being first time held in the new municipal building which would not be complete until its dedication ceremony on July 31, 2021, provided details and extended an invitation to all to attend and participate in the ceremonies.

- XVI. Petitions from the public:** Mayor Coffey opened the meeting to petitions from the public. As no one from the public appeared, Mayor Coffey closed that portion of the meeting.

- XVII. Adjournment:** As there was no further business, the meeting was adjourned at 9:21 PM on a motion by Councilman Deerin, seconded by Councilwoman Walker and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
GRANTING TEMPORARY PERMISSION FOR THE POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES ON OCEANPORT BOROUGH PROPERTY FOR 2021 SUMMER'S
END FESTIVAL**

Resolution

WHEREAS, the New Jersey Alcoholic Beverage Control Act Title 33 provides for the regulation of alcoholic beverage within the State of New Jersey; and

WHEREAS, the Alcoholic Beverage Control Law provides for an Issuing Authority in each municipality, to issue, renew and transfer retail licenses and provide for enforcement of the alcoholic beverage law, ABC rules and regulations and local Ordinances pertaining to the control of alcoholic beverages; and

WHEREAS, the Issuing Authority in the Borough of Oceanport is the Governing Body of the municipality, which is vested with the authority to enforce the ABC rules and regulations and the local Ordinances pertaining to the control of alcoholic beverages within the Borough of Oceanport and has the authority to grant temporary permission for the possession and consumption of alcoholic beverages on Borough property; and

WHEREAS, the Borough of Oceanport has enacted Ordinances under Chapter 115, entitled "Alcoholic Beverages" dealing with the distribution and consumption of alcoholic beverage within the Borough; and

WHEREAS, the Borough is desirous allowing the limited private possession and consumption of alcoholic beverages at the Summer's End Festival, sponsored by the Oceanport Parks and Recreation Committee, within the Borough of Oceanport; and,

WHEREAS, the Summer's End Festival will be held upon the property and lands owned by the Borough of Oceanport known as Blackberry Bay Park, and the temporary permission for possession and consumption of alcoholic beverages for this event on Borough property will be during the hours of 3:00 p.m. to 11:00 p.m. only, by those individuals who are over the age of 21 and would otherwise be lawfully allowed to consume alcohol in a public, licensed premises.

NOW THEREFORE BE IT, RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve and give temporary permission for the possession and consumption of alcoholic beverages at the Summer's End Festival to be held on the land and property of the Borough of Oceanport known as Blackberry Bay Park on September 11, 2021 (rain date September 12, 2021), with the hours of possession and consumption within and upon the property of Blackberry Bay Park being between 3:00 p.m. and 11:00 p.m., by individuals of lawful drinking age; and

BE IT FURTHER RESOLVED, that nothing contained herein nor the issuance of this temporary permission for the possession and consumption of alcoholic beverages at Blackberry Bay Park shall in any way hinder or inhibit the Borough of Oceanport Police or other law enforcement agencies from their lawful duties in keeping peace and order, only that it shall be lawful to have open containers of alcohol in an individuals' possession for personal consumption at Blackberry Bay Park during the time period outlined within this Resolution.

From: [Lynda Wright](#)
To: wwhite@maserconsulting.com; [Jeanne Smith](#)
Cc: [Thomas KELLY](#); lyndaywright@gmail.com
Subject: 75 Horseneck Point Rd Oceanport NJ 07757
Date: Thursday, August 12, 2021 4:55:16 PM
Attachments: [image001.png](#)

Mayor and Council of the Borough of Oceanport:

We request permission to remove stones from right-a-way easement adjacent to 75 Horseneck Point Rd Oceanport, NJ 07757, Photos to follow.

Best Regards,

Lynda Wright

732-249-2220 office

917-533-7278 mobile

DEVCO

new brunswick development corporation

120 albany street

tower 1, floor 7

new brunswick, new jersey 08901

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ESTABLISHING A CLAIMANT CERTIFICATION POLICY FOR THE PAYMENT OF CLAIMS,
CLAIMANT'S SIGNATURE FOR PAYMENT PURSUANT TO N.J.S.A. 40A:5-16, N.J.A.C. 5:30-
9A.6 AND N.J.A.C. 5:31-4.1**

Resolution

WHEREAS, on August 18, 2016 the State of NJ legislature adopted PL 2016, Ch 29 which would allow local units to 1) utilize standard electronic funds transfer technologies and 2) greater flexibility on when to require a vendor certification prior to paying claims; and

WHEREAS, NJSA 40A:5-16 requires that the governing body of any local unit shall not pay out of its monies unless (a) the person claiming or receiving payment first presents a detailed bill of items or demand, specifying particularly how the bill or demand is made up (the Invoice), with the certification of the party claiming payment that the bill or demand is correct (the Claimant Certification). (b) the payment carries a written or electronic certification of some officer or duly designated employee of the local unit having knowledge of the facts that the goods have been received by, or the services rendered to, the local unit (certification of the user department).

WHEREAS, N.J.A.C. 5:30-9A.6(c), N.J.A.C. 5:31-4.1, and Local Finance Notice 2018-13 gives local units discretion to not require claimant certification by enacting a standard policy by resolution for vendors or claimants who do not provide such certification as part of its normal course of business; and

WHEREAS, the Local Finance Board adopted the rules and regulations that the local units must adhere to in order to enact the provisions of the law; and

WHEREAS, N.J.A.C. 5:30-9A.6 allows that municipalities may by resolution set forth the circumstances when they will or will not require a vendor (claimant) signature on a purchase order; and

WHEREAS, the Borough wishes to comply with this LFN and supplement current policies to do so;

WHEREAS, the Borough chooses not to offer an "EFT" payment method to our vendors at this time, and

WHEREAS, the Borough will continue to utilize EFT for pension, county taxes, school taxes, debt service, pension, payroll, State of NJ payments, inter-fund transfers, credit card merchant fees and flexible spending accounts; and

WHEREAS, the Chief Financial Officer has recommended that the following circumstances be applied with respect to this act:

Vendor Signature Required (stamp, fax, electronic or wet is acceptable)	Vendor Signature not Required
• Employee Reimbursements • For services provided exclusively and entirely by an individual or professional service • Refund of municipal revenue • Individual/sole proprietor or single member LLC • Any situation deemed necessary by the CFO or their designee	• Vendors who do not provide certifications as part of normal course of business • Newspaper publications • Debt Service • Non-municipal Taxes • Utilities regulated by Tariff • Professional Development expenses • Utility Bills • Street Opening Cash Bond Refunds • Tax Lien Redemption and Tax Refunds • Other Resident refunds – i.e. stickers, licenses, etc.

- | | |
|--|---|
| | <ul style="list-style-type: none">• Lease Agreements including copiers and vehicles• Monthly maintenance/service agreements• All insurances – medical, dental, JIF, Disability, Life, Flood |
|--|---|

WHEREAS, the CFO is authorized to initiate those EFT payments with the Borough Administrator or Borough Clerk authorized to approve them, in the event of absence of the CFO then the Borough Clerk shall be authorized to initiate the transfers with the Borough Administrator authorized to approve them, and

NOW, THEREFORE BE IT RESOLVED by the Mayor & Council of the Borough of Oceanport, State of New Jersey, that the above vendor claimant circumstances recommended by the Chief Financial Officer be enacted effective immediately.

**RESOLUTION OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF
NEW JERSEY AUTHORIZING THE BOROUGH OF OCEANPORT TO EXECUTE OF AN
APPLICATION FOR MEMBERSHIP IN THE H-GAC NATIONAL COOPERATIVE PURCHASING
PROGRAM**

Resolution

WHEREAS, the Borough of Oceanport has the opportunity to utilize cooperative purchasing to obtain discount pricing; and

WHEREAS, the Houston-Galveston Area Council (H-GAC) is a political subdivision of the State of Texas which operates a cooperative purchasing program available to municipalities, counties, state agencies, councils of government, school districts, and other types of governments if allowed by state law; and

WHEREAS, with the adoption of the New Jersey Public Law 2011, Chapter 139, the State of New Jersey has authorized municipalities and other units of local government to utilize national cooperative purchasing programs; and

WHEREAS, the State of New Jersey has issued two (2) Local Finance Bulletins to provide guidance to municipalities and units of local government on the procedures to effectively utilize national cooperative purchasing programs; and

WHEREAS, the Qualified Purchasing Agent, utilizing the New Jersey Local Finance Bulletins and documentation received from the H-GAC, has verified that the H-GAC is a valid actual cooperative purchasing program as defined for use by P.L. 2011, Chapter 139 and that advertised competitive sealed bidding is utilized by H-GAC for its procurement which satisfies requirements in the Local Finance Bulletins; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Oceanport in the County of Monmouth, State of New Jersey, that an application to utilize the H-GAC National Cooperative Purchasing Program as defined and regulated by New Jersey is hereby authorized and that the Mayor is authorized to sign the interlocal contract.

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT AMENDING CHAPTER 279 "PARKS & RECREATION AREAS" OF THE CODE OF THE BOROUGH OF OCEANPORT

WHEREAS, an increase in demand for use of Borough facilities has initiated a review of the current ordinance structure, procedures and fees; and

WHEREAS, the current permitting process is cumbersome and requires recommendation from a Committee that meets monthly and the governing body that meets monthly and limits access to the facilities by needing a month's lead time or more to apply and receive approval; and

WHEREAS, the Borough Clerk's Office receives the applications, maintains the calendar of approvals and issues the appropriate permits upon approval; and

WHEREAS, the Borough Clerk serves as the administrative officer responsible for the acceptance of applications for licenses and permits and the issuance of licenses and permits, except where statute or municipal ordinance has delegated that responsibility to some other municipal officer.

WHEREAS, upon further review, the Recreation Coordinator and Borough Clerk have made recommendations to simply the process, keep it equitable and minimize man-hours while maximizing facility uses by reducing the approval process to Borough Clerk's oversight and updating the use types and fees to be charged,

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey that the following amendments be made as follows:

NOTE: Additions are underlined and deletions are marked by strike through.

Chapter 279 Parks and Recreation Areas

§279-6. Permits for Facility Use.

A. Facility use permit availability. Oceanport's recreational facilities are available for use by groups and individuals who make requests based upon availability. Applications are not required for the unreserved use of parks, fields, courts, playgrounds and other outdoor recreational facilities, except as required below. An individual or group that has reserved a particular park, field, court, playground or recreational facility and is in possession of a facility use permit will receive priority over an individual or group lacking such a permit.

B. Facility use permits required. A facility use permit shall be required for the use of any Oceanport-owned park, field, court, recreational facility or playground for use under any of the following circumstances:

- (1) Except as otherwise determined by resolution of the Council, when there are "organized" groups (as defined in Subsection B(4) below) of more than four participants or 50 spectators in attendance.
- (2) Any equipment is needed to be installed temporarily on the field, playground, court or facility, including, but not limited to goals, nets and lining of the field of play. No permanent installations of equipment may be made.
- (3) Any field, playground, court or facility will be used for any sport or purpose other than for which it was specifically created.
- (4) The field, playground, court or facility will be used for organized games or activities. Games and/or activities will be considered "organized" if:
 - (a) There is a referee, umpire or other official present; or
 - (b) Teams are part of a league; or
 - (c) Teams have uniforms; or
 - (d) There is a charge for any team, player or participant for participating; or
 - (e) There are trophies, medals or other prizes offered to individuals or teams; or
 - (f) Spectators are invited.
- (5) The game or event is sponsored by a business or organization.

(6) A person or group elects to reserve a park, field, court, playground or other recreational facility for exclusive use for a specific period of time.

(7) The field, playground, court or facility will be used for sports or other training, exercise, instruction or other activity conducted by an individual paid to provide said services.

C. Facility use permit application submission date.

(1) All requests must be made a minimum of one month in advance to allow time for review, ~~by the Recreation Committee and the Council.~~

~~(2) Fields are available March 15 thru November 30 each year.~~

(a) Requests for:

[1] March 15 thru ~~June 15~~ July 31 shall be submitted no earlier than February 1.

[2] ~~June 16~~ Aug 1 thru ~~August~~ Nov 15 shall be submitted no earlier than ~~May~~ June 1.

[3] ~~August 16 thru November 30 shall be submitted no earlier than July 1.~~

(b) Submission dates may be changed subject to Borough offices being closed for recognized Borough holidays or weekends.

D. Permit application content. The application for requesting use of a facility can be downloaded from the Borough of Oceanport's website or can be obtained from the Borough Clerk during business hours. ~~A person seeking issuance of a facility use permit hereunder shall file an application with the Recreation Committee consistent with the terms set forth on the facility use permit.~~ The application should be submitted or mailed to the Borough Clerk's Office, Attn: ~~Field~~ Facility Use Request, PO Box 370, Oceanport, NJ 07757.

E. Facility use permit application standards. Standards for issuance of a facility use permit by the ~~Recreation Committee~~ Borough Clerk shall include the following findings:

(1) That the proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park or facility;

(2) That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation;

(3) That the proposed activity or uses that are reasonably anticipated will not include violence, crime or disorderly conduct;

(4) That the proposed activity will not entail extraordinary or burdensome expense or police operation by the Borough;

(5) That the facilities desired have not been reserved for other use at the date and hour requested in the application;

(6) That the applicant has not had a previous permit revoked an/or has not been found to have violated this article in connection with previous usage.

F. Insurance requirements. Proof of insurance is required with certain facility use permit applications.

(1) Formal organizations (e.g., Boy Scouts, athletic leagues, AAU teams, travel teams, businesses, athletic camps, etc.) that wish to use municipal facilities must maintain and provide proof of adequate insurance. An original, executed certificate of insurance is required at the time of application. Informal groups, however, are free to use the facilities without insurance coverage, contingent upon the execution of an indemnification and waiver which is more particularly described below. Insurance requirements may also be waived for municipally sponsored or approved meetings or events. Determination as to whether a group is formal or informal will be made by the Recreation Committee. Factors will include, but are not limited to, incorporation status, size of membership, frequency of gatherings and existing insurance.

(2) Those permittees required to have insurance must present satisfactory evidence (an original, executed certificate of insurance) of insurance protection for participants, spectators, coaches and the public. Satisfactory evidence of insurance shall mean commercial general liability insurance, from an insurer licensed to do business in the State of New Jersey, with limits of liability in an amount not less than \$1,000,000, per occurrence and aggregate. The policy must provide coverage for the user's activity at the approved facilities, and shall state such activities on the certificate of insurance. The certificate of insurance shall name the Borough of Oceanport as an additional insured for the duration of the use of the facility(ies).

G. Indemnification and waiver.

(1) All permittees must sign a waiver in which they agree to waive and relinquish all claims, and causes of action, of every kind which they have or may have against the Borough of Oceanport arising out of the use of the facility(ies) resulting in personal injury and/or property damage. All permittees must acknowledge that they assume all risks in connection with the use of the facility(ies).

(2) All permittees must indemnify the Borough of Oceanport of any and all liability of loss, and against all claims or actions based upon or arising out of damage or injury (including both) to persons or property caused by or sustained in connection with the applicant's use of the facility(ies), and the defense of any such claims or actions, whether the liability, loss or damage is caused by, or arises out of negligence of the Borough of Oceanport, or any of the agents, employees or otherwise. The user must further agree to reimburse the Borough of Oceanport, its agents, employees or otherwise, for any and all expenses, attorney's fees or costs incurred in the enforcement of this waiver and indemnification.

(3) The form of waiver and indemnification can be downloaded from the Borough of Oceanport's website or can be obtained from the Borough Clerk during regular business hours.

H. Returnable deposit. It shall be within the discretion of the ~~Recreation Committee~~ Borough Clerk to require that a user provide a returnable deposit of \$200 (check or money order made payable to "Borough of Oceanport"). This deposit will be used to cover any damage to Borough property or cleaning required due to the use of the facility. Permittees will be notified, in writing, by the ~~Recreation Committee~~ Borough Clerk if any such charge will be assessed against the deposit.

I. Permit application procedure.

(1) Upon receipt of application, the requested usage will be reviewed by the Borough Clerk's Office and referred to the Recreation Coordinator for any conflicts with Borough activities or events submitted to the Recreation Coordinator and Recreation Committee for consideration.

(2) ~~If approved, the Recreation Coordinator will forward to the Clerk for approval by resolution at the next available Council meeting.~~

(3) ~~(2)~~ The applicant will be contacted to advise if approved or not approved.

(4) ~~(3)~~ If the request is approved, the applicant will also be advised of the usage fees along with payment instructions.

(5) ~~(4)~~ Upon receipt of payment in full, the Borough Clerk shall issue a permit to the applicant. ~~No one will be permitted to use any field/facility without a permit.~~ Usage fees are not refundable unless deemed otherwise by the Borough.

(6) All applications shall be reviewed under the standards set forth under Subsection E of this section.

(7) ~~The Borough Council, moreover, shall consider the application under the standards set forth under Subsection E of this section and sustain or overrule the Recreation Committee's Appeals regarding the Borough Clerk's decision for approval or disapproval, when disputed, shall be decided by the Municipal Council by way of resolution.~~ The decision of the Borough Council shall be final.

J. Permittee obligations and responsibilities.

(1) A permittee shall be bound by all park rules and regulations and all applicable ordinances fully as though the same were inserted in such permits.

(2) The person or persons to whom the permit is issued shall be liable for all loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom such permit shall have been issued.

The person or persons to whom the permit is issued shall be responsible for:

(a) Ensuring that all participants and spectators adhere to park rules and regulations;

(b) Ensuring that the field, court or facility is in safe condition prior to allowing players or participants to proceed and to report unsafe conditions to the ~~Recreation Committee~~ Borough Clerk not later than one day after its use; and

(c) Ensuring that upon conclusion of the use, the field, court and/or facility is left in the same condition as it was found, including removal of any equipment, and cleanup and proper disposal of any litter.

K. Revocation of issued permit. The ~~Recreation Committee~~ Borough Administrator, Borough Clerk and/or the Borough Council shall have the authority to revoke a permit upon a finding of violation of any rule or ordinance or upon good cause shown. The ~~Recreation Committee~~ Borough Administrator, Borough Clerk and/or the Borough Council may also revoke a permit which has been issued upon discovery of a material misrepresentation of fact on the application.

L. Priorities of use. Applications for the use of facilities will be scheduled on a first-come-first-served basis. In all instances, priority is given to Oceanport residents. When more than one application is received for the same date(s), the following order of priority shall apply:

- (1) Meetings or events directly sponsored by the Borough Council for municipal purposes, inclusive of the Borough's recreational sports programs via the Borough-approved recreational sports associations.
- (2) Meetings or events directly sponsored by municipal advisory boards and committees.
- (3) Meetings or events directly sponsored by Borough departments for municipal purposes.
- (4) Meetings or events held for the discussion of municipal issues.
- (5) Resident youth recreation activities, leagues or service organizations
- (6) Resident adult recreation activities, leagues or service organizations.
- (7) Board of Education related activities.
- (8) Nonresident youth recreation activities, leagues or service organizations.
- (9) Nonresident adult recreation activities, leagues or service organizations.
- (10) All other uses.

§ 279-7 Fee schedule.

A. Other than those who qualify as exempt or partially exempt as set forth ~~below~~ in Section 7(B), all groups, organizations, teams, leagues shall be required to pay a fee to use municipal facilities as follow:

(1) Facility Use Fee: ~~Games.~~

(a) Youth fee:

[1] Resident fee: ~~\$25 per game.~~ \$35 per activity (2-hour minimum increments)

[2] Nonresident fee: ~~\$50 per game.~~ \$70 per activity (2-hour minimum increments)

(b) Non-youth fee:

[1] Resident fee: ~~\$35 per game.~~

[2] Nonresident fee: ~~\$70 per game.~~

(2) Practices.

(a) Residents: ~~\$100 per team/one two-hour practice per week for 12 weeks.~~

(b) Nonresident: ~~\$200 per team/one two-hour practice per week for 12 weeks.~~

(3) For profit camps: ~~\$500 (no more than five days).~~

(4) For profit tennis lessons: ~~\$500 for the period of May 1 to September 30 with a maximum usage of 10 hours per week with a two-hour per one-court maximum per day.~~

(5) Resident team rosters shall consist of 75% majority Oceanport residents.

(6) All other teams are to be considered nonresident teams. The determination of whether a team is a resident or nonresident team, when disputed, shall be decided by the Municipal Council and confirmed by way of resolution.

B. Borough-approved recreation sports associations.

(1) Notwithstanding anything to the contrary set forth within the ordinances of the Borough of Oceanport, the Borough of Oceanport hereby recognizes the following entities as "Borough-approved recreation sports associations" and further recognizes that these entities are charged with the responsibility of planning, promoting, organizing and operating specific recreation sports programs on behalf of the Borough, for the benefit of the Borough, its residents and, in certain instances, the residents of neighboring communities:

(a) Oceanport Soccer Association.

(b) Oceanport Basketball Association.

(c) Oceanport Roller Hockey Association.

~~(d) Oceanport Baseball Association.~~

(e) Oceanport Adult Athletic Association.

(f) Oceanport Old Timers Softball Association (teams playing in the Two Rivers Softball League).

(g) Shore Youth Lacrosse Association.

(h) Shore Regional Little League Baseball and Softball.

(2) Insofar as these entities operate the Borough of Oceanport's recreation sports programs with the consent and under the aegis of the Borough of Oceanport, these entities and their teams shall be exempt from all fees.

C. Sports camps sponsored or operated by a Borough-approved recreation sports association shall not be required to pay a fee.

§279-9. Enforcement.

A. The ~~Recreation Committee~~, Recreation Coordinator and the Borough Clerk and/or their designees shall, in connection with their duties imposed by law, diligently enforce the provisions of this article.

B. The ~~Recreation Committee~~, Recreation Coordinator and the Borough Clerk and/or their designees shall have the authority to eject from the park area any person or persons acting in violation of this article.

C. The ~~Recreation Committee~~, Recreation Coordinator and the Borough Clerk and/or their designees shall have the authority to seize and confiscate any property, thing or device in the park or used in violation of this article.

D. This article shall also be enforced by the Police Department and Code Enforcement Officer of the Borough.

SECTION 2. All ordinances and resolutions or parts of ordinances and resolutions, inconsistent with this amending ordinance be and the same are hereby repealed.

SECTION 3. This amending ordinance shall become effective upon due passage and publication according to law.

APPROVED ON FIRST READING

DATED: August 19, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: August 19, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 390 "LAND DEVELOPMENT" OF THE CODE OF THE BOROUGH OF OCEANPORT CONCERNING CONTINUATION OF EXISTING USES AND CERTIFICATES OF NONCONFORMITY

BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport, in the County of Monmouth, State of New Jersey that the purpose of this Ordinance is to amend the ordinance entitled "Land Development" passed and approved on December 20, 2020 as follows:

NOTE: Additions are underlined and deletions are marked by strike through.

SECTION I:

§ 390-9 Continuation of existing uses

If, at the time of the enactment of this chapter, any building is being used or any building is being constructed or altered and is completed within six months thereafter in a manner or for a purpose which does not conform with requirements of this chapter, but which is not prohibited by any other existing ordinance of the Borough of Oceanport, such use, manner or purpose may be continued, and any building designed, arranged, intended or devoted to a nonconforming use may be reconstructed or altered, subject to § 390-10 nor shall any change of title or of right to possession affect such continuation of an existing use.

SECTION II

§ 390-10 Regulation of nonconforming uses.

A. Continuation.

- (1) Any use, located either within a building or other structure, or on the land, which was lawful immediately prior to the effective date of this chapter but which became nonconforming by virtue of this chapter may be continued so long as the use is continued without abandonment, including subsequent sales of the property.
- (2) Any building which was lawful immediately prior to the effective date of this chapter but which became nonconforming by virtue of this chapter may be continued or reconstructed if declared to be substandard by any building, housing or related code or authority of the Borough, provided that it shall comply with the area regulations of the district in which it is located and reconstruction of the building is commenced within one year.
- (3) Any lot which was lawful at the time of its creation, but which is nonconforming by virtue of this chapter, may be continued to be used for the use existing at the time the lot became nonconforming. Any subsequent use of the lot which requires variances from the provisions of this chapter shall be governed by the Planning Board.
- (4) For purposes of this section, the date of the adoption of the first Zoning Ordinance in the Borough of Oceanport shall be February 2, 1933.

B. Expansion of nonconforming uses, buildings, or structures.

- (1) The expansion of nonconforming uses, buildings, or structures shall be governed by the following rules:
 - (a) A nonconforming use shall not be expanded, enlarged, or increased in any way without the grant of a variance by the Planning Board.
- (2) No structural alterations may be made to any building or structure which is itself nonconforming or which contains a nonconforming use unless:
 - (a) The alteration is ordered by a public official to eliminate a hazardous condition, or
 - (b) The alteration reduces the extent of nonconformity of the building or structure.

C. Abandonment.

A nonconforming use of land or of a building shall be presumed to have been abandoned if the active use of the land or building is discontinued through inactivity or when there is an apparent act or failure to act on the part of the tenant or owner to reinstate such use.

D. Change in use.

- (1) A nonconforming use shall not be changed to any use other than a conforming use.
- (2) Any nonconforming use which has been changed to a conforming use shall not be changed back again into a nonconforming use.

E. Restoration of existing buildings.

(1) Nothing in this section shall be construed to prohibit the restoration of a nonconforming building or use destroyed or partially destroyed by fire, explosion, act of God or act of public enemy, provided that any building or use so partially destroyed may be reconstructed and thereafter used only in such a manner as will not increase, enlarge or extend the preexisting nonconformity.

(2) The owner of any nonconforming building or use that is destroyed or partially destroyed as above mentioned must apply for a building (construction) permit to rebuild the same within 12 months from the date of such destruction. If the application to rebuild is filed after such twelve-month period, a building (construction) permit shall be issued only for a conforming use. Nothing in this section shall prohibit the restoration of a wall declared unsafe by the Construction Official.

F. Nonconformance due to reclassification.

The foregoing provisions of this section shall apply to all buildings, structures, land or uses which may hereafter be rendered nonconforming by reason of any reclassification of zone districts under this chapter or any subsequent change in the regulations of this chapter.

~~E.~~ G. Certificate of nonconformity.

Any nonconforming use or structure existing at the time of the passage of an ordinance may be continued upon the lot or in the structure so occupied and any such structure may be maintained or restored/repared in the event of destruction or partial destruction thereof. A Certificate of Nonconformity shall not be required for said use or structure to continue, be maintained or restored/repared. If any nonconforming building, other than an existing one-family or two-family detached dwelling or a service station, shall be destroyed by reason of windstorm, fire, explosion or other act of God or the public enemy, then such destruction shall be deemed complete destruction, and the structure may not be rebuilt, restored or repaired except in conformity with the regulations of this chapter.

(1) If it is less than one year of an ordinance change making such building, use, structure or lot nonconforming, the owner of any nonconforming building, use, structure, or lot may apply to the Zoning Officer for a certificate of nonconformity; within one year of an ordinance change making such building, use, structure, or lot nonconforming, a prospective purchaser, prospective mortgagee, or any other person interested in any land upon which a nonconforming use or structure exists may apply in writing to the Zoning Officer for the issuance of a certificate certifying that the use or structure existed before the adoption of the ordinance which rendered the use or structure nonconforming. The applicant shall have the burden of proof. Denial by the Zoning Officer shall be appealable to the Planning/Zoning

(2) The Zoning Officer shall issue a certificate of nonconformity only upon the presentation of satisfactory evidence that the nonconforming building, use, structure, or lot was lawful prior to enactment of this chapter.

(23) If it has been more than one year from an ordinance change making such building, use, structure or lot nonconforming, a prospective purchaser, prospective mortgagee, or any other person interested in any land upon which a nonconforming use or structure exists may apply in writing to the Planning/Zoning Board for the issuance of a certificate certifying that the use or structure existed before the adoption of the ordinance which rendered the use or structure nonconforming. The applicant shall have the burden of proof. the owner of any nonconforming building, use, structure, or lot may apply to the Planning Board for certification of a nonconformity; if such nonconformity is more than one year from an ordinance change making such building, use, structure or lot nonconforming.

(4) The burden of proof shall be entirely upon the owner or developer.

(3) A Certificate of nonconformity shall not be required, including but not limited to, where the following apply:

- a. There is no physical expansion of a nonconforming use, structure, accessory structure or driveway on the site
- b. The nonconforming use, structure, accessory structure or driveway on the site is merely being replaced / improved / maintained (in kind)
- c. There is no adverse impact on the parking inventory at the site

- d. There is no new Variance created in connection with the subject request
- e. There is no expansion / intensification / exacerbation of any previously granted Variance or any pre-existing / grandfathered non-conforming conditions
- f. There is no adverse health / safety impact associated with the request; and
- g. The interests of justice and sound planning are not unreasonably compromised by the request.

In the event a request satisfies the above conditions, the Zoning Officer is authorized to administratively issue a Zoning Permit.

BE IT FURTHER ORDAINED that all other terms and provisions of Chapter 390 of the Borough Code shall remain unchanged.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with the law.

APPROVED ON FIRST READING

DATED: August 19, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: August 19, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

ORDINANCE

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 295 "PROPERTY MAINTENANCE" TO CREATE NEW ARTICLE "CERTIFICATES OF OCCUPANCY"

WHEREAS, the Oceanport Code Enforcement Officer has recommended the establishment and setting of standards for certificates of continued occupancy both residential and commercial,

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport, in the County of Monmouth, in the State of New Jersey, that the following amendments be made to Chapter 295 entitled "Property Maintenance":

SECTION I. § 295-2 (E) is removed in its entirety.

SECTION II. New Article V. "Housing & Commercial Certificates of Occupancy" is hereby created.

§ 295-__ PURPOSE.

This article is adopted in order to protect the health, safety and welfare of those purchasing or renting dwelling units or commercial structures within the Borough of Oceanport, County of Monmouth, State of New Jersey.

§ 295-__ DEFINITIONS.

As used in this article, the following terms shall have the meanings indicated:

DWELLING, SINGLE-FAMILY

A detached residential structure designed to provide living facilities, including kitchen, for one family only.

DWELLING UNIT

Defined as a single unit providing complete, independent living facilities for one (1) or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation.

APARTMENT UNIT

A dwelling unit which includes living space, sleeping space, storage space, a kitchen and at least one full bathroom.

FAMILY

Shall mean one or more persons customarily living together as a single housekeeping unit whether or not related to each other by birth or marriage, as distinguished from a group occupying a boarding house, lodging house, hotel or motel.

HOTEL OR MOTEL UNIT

A temporary dwelling unit for transient use, having limited or no storage space and at least one full bathroom.

SHORT-TERM/TRANSIENT RENTAL

A rental for 90 days or less to a person having a permanent residence elsewhere.

§ 295-__ CERTIFICATE REQUIRED.

- A. Certificate of occupancy is required for rental/resale and transfer of title for all residential and commercial units.
- B. No owner, owner of rental properties, agent of owner, real estate agent or broker, firm, company, partnership, corporation or person or persons shall sell, rent, transfer, grant, lease, let or mortgage with right of occupancy or otherwise dispose of the ownership or occupancy thereof, whether or not for a consideration and whether such disposal of ownership or occupancy be temporary or permanent, any dwelling unit, hotel, motel, rooming unit, boardinghouse or premises on which a building is located and is used for human occupancy or commercial unit unless a certificate of occupancy has been issued by the Housing Inspector verifying that the property is in compliance with all applicable zoning and property maintenance laws of this Borough, site plans, building permits and

Tax Assessor records. The owner or agent of the residential, commercial or industrial building, or part thereof, or tenant is responsible for submitting an approved zoning permit or Planning Board approval resolution with the required application and fees in accordance with this section.

- C. A Certificate of Occupancy in accordance with A. and B. above shall not be issued until a certificate is secured from the Fire Official, verifying that the property is in compliance with Chapter 223 "Fire Prevention" requirements.
- D. Such certificate of occupancy shall be granted or denied within 21 days from the date of the application for same. All applications are subject to review for open permits or outstanding violations, which shall be satisfactorily addressed prior to any inspection by the Housing Inspector being scheduled.
- E. For Commercial units, the owner or agent of the commercial or industrial building, or part thereof, or tenant is responsible for submitting an approved zoning permit or Planning Board approval resolution with the required application and fees in accordance with this section.
- F. Whenever the Housing Inspector shall have made an inspection of any property as herein provided in connection with a proposed sale of such property and upon determining that one or more violations of this code exist, the Housing Inspector shall, upon request of the owner of such property, distinguish between those violations that may endanger the public health or safety and those which do not. All public health and safety violations shall be corrected immediately. Upon receipt of a letter signed by any prospective purchaser of such property acknowledging the existence of those violations which do not endanger the public health or safety and accepting responsibility for the corrections of such violations, the Housing Inspector may issue a conditional certificate of occupancy enumerating the violations remaining to be corrected and specifying the time within which such violations should be corrected, which time shall be commensurate with the nature of the violations to be corrected.
- G. The Owner, or their agent, shall be responsible for resolving any open permits with the construction department prior to submitting an application for a Certificate of Occupancy.

§ 295-___ REGISTRATION OF LANDLORD

The landlord of a single unit dwelling or two (2) unit dwelling not owner-occupied shall be registered with the Clerk of the Borough of Oceanport, pursuant to N.J.S.A. 46:8-28, and provide a copy of the registration to each individual tenant by separate forms, the name, age and rental unit address of each occupant or tenant 18 years or older occupying a rental unit, and a floor plan of the rental unit. These forms shall be filed with the Borough Clerk and shall not be available for public inspection. For multi-family dwellings, a copy of the certificate of registration filed with the New Jersey Bureau of Housing Inspection shall be filed with the Clerk of the Borough of Oceanport.

§ 295-___ REGISTRATION FORMS.

In accordance with N.J.S.A. 46:8-28, all rental units shall be registered and licensed as provided herein.

A. Every owner shall file with the Housing Inspector or his designee a registration form or other forms developed by the Borough for each rental unit contained within a building or structure, which shall include the following information:

- (1) The name, address and telephone number of the owner or owners of the premises and the record owner or owners of the rental business, if not the same persons, shall be provided. In the case of a partnership, the names and addresses of all general partners shall be provided, together with the telephone numbers for each individual partner, indicating where such individual may be reached both during day and evening hours, which telephone numbers shall include cell phone numbers. If the record owner is a corporation, the name and address of the registered agent and corporate officers of said corporation shall be provided, together with the telephone number for each such individual, indicating where such individual may be reached both during day and evening hours, which shall include providing the cell phone numbers of each such individual. All registration addresses shall be physical addresses; post office boxes alone are insufficient.
- (2) If the address of the owner of record is not located in the County of Ocean, the name, address and telephone number of a person who resides in the County of Ocean who is authorized to accept notices from a tenant and to issue receipts therefor and to accept service of process on behalf of the owner of record.
- (3) The name, address and telephone number of the managing agent of the premises, if any.
- (4) The name, address and telephone number of the superintendent, janitor, custodian or other individual employed by the owner of record or managing agent to provide regular maintenance service, if any.

(5) The name, address and telephone number and cellular telephone number of an individual representative of the owner of record or managing agent who may be reached or contacted at any time in the event of an emergency affecting the premises or any unit of dwelling space therein, including such emergencies as the failure of any essential service or system, and who has the authority to make emergency decisions concerning the building and any repair thereto or expenditure in connection therewith.

(6) As to each rental unit, a specification of the exact number of sleeping rooms contained in the rental unit and the exact number of sleeping accommodations contained in each of the sleeping rooms, identifying each sleeping room specifically by number and location within the apartment or dwelling and by the square footage thereof.

(7) As to each rental unit, the maximum number of occupants as established by the New Jersey State Housing Code.

(8) Name, address and telephone number of any and all rental agencies with the authority to lease or otherwise permit occupancy of the subject premises.

(9) Number of occupants or tenants occupying the rental unit.

(10) Whether or not the landlord has conducted a tenant screening for each new tenant and authorized adult household member.

(11) Such other information as may be prescribed by the Borough on the appropriate form or otherwise by ordinance or resolution.

§ 295-___ REGISTRATION FORM AMENDMENTS.

Every person required to file a registration form pursuant to this Article shall file an amended registration form within 20 days of any change in the information required to be included thereon. No fee shall be required for the filing of an amendment, with the exception of a change in ownership of the premises.

§ 295-___ SHORT-TERM/TRANSIENT RENTALS.

A. Short-term rental property prohibited uses. Notwithstanding anything to the contrary contained in the Borough Code, it shall be unlawful for an owner, lessor, sublessor, any other person(s) or entity(ies) with possessory or use rights in a dwelling unit, their principals, partners or shareholders, or their agents, employees, representatives and other person(s) or entity(ies), acting in concert or a combination thereof, to receive or obtain actual or anticipated consideration for soliciting, or advertising, offering, and/or permitting, allowing, or failing to discontinue the use or occupancy of any dwelling unit, as defined herein, for a period of 90 days or less. Nothing in this section will prevent formation of an otherwise lawful occupancy of a dwelling unit for a rental period of more than 90 days.

B. Sublease of any rental property. Any conditions pertaining to subleasing of rental property will require a new certificate of occupancy and full disclosure from the property owner.

§ 295-___ FEES.

The Borough shall charge nonrefundable fees for a CCO. Payment of fees shall be made at the time the application is submitted, and prior to the Borough official making any inspection as follows:

- | | | |
|----|--|--------|
| A. | Rentals/resales and transfers of ownership: | \$65 |
| B. | Commercial or industrial buildings or parts thereof: | \$100. |
| C. | Reinspection, each time: | \$50 |
| D. | Eligible Expedited certificate: | \$125 |

§ 295-___ OFFICIAL TO ISSUE CCO

The issuing officer for CCOs in the Borough of Oceanport shall be the Housing Inspector or his designee, if the designee has been approved by the governing body.

§ 295-___ ACCESS FOR INSPECTION.

A. Within 10 days of the receipt of a complaint alleging a reported violation of this chapter, the Housing Inspector shall

conduct an inspection as provided for below.

B. The Housing Inspector is hereby authorized to make inspections to determine the condition of rental facilities, rental units, hotels and rooming houses in order that they may promote the purposes of this chapter to safeguard the health, safety and welfare of the occupants of rental facilities, rental units, hotels and rooming houses and of the general public. For the purposes of making such inspections, the Housing Inspector is hereby authorized to enter, examine and survey rental facilities, rental units, hotels and rooming/boarding houses after giving 48 hours' notice, unless there is an emergency requiring immediate access. The owner or occupant of every rental facility, rental unit, hotels and rooming/boarding house shall give the inspecting officer free access to the rental facility, rental unit, hotel or rooming house at all reasonable times for the purpose of such inspections, examinations and surveys, including inspections of the registration forms and other forms required to be supplied to each tenant.

C. Every occupant shall give the owner of the rental facility, rental unit and rooming house access to any part of such rental facility, rental unit, hotel and rooming house after giving 48 hours' notice, unless there is an emergency requiring immediate access, for the purpose of making such repairs or alterations as are necessary to effect compliance with the provisions of this chapter or any lawful order issued pursuant thereto.

§ 295-___ OCCUPANT STANDARDS.

A. Only those occupants whose names are on file with the Borough Clerk as provided in this chapter may reside in the licensed premises. It shall be unlawful for any other person to reside in said premises, and this provision may be enforced against the landlord, tenant, or other person residing in said premises.

B. No rental facility shall be conducted in a manner which shall result in any unreasonable disturbance or disruption to the surrounding properties and property owners or the public in general, such that it shall constitute a nuisance as defined in the ordinances of the Borough of Oceanport.

C. The maintenance of all rental facilities and the conduct engaged in upon the premises by occupants and their guests shall at all times be in full compliance with all applicable ordinances and regulations of the Borough of Oceanport and state and federal laws.

D. Any landlord, tenant, or other person violating the provisions of this section shall be subject to the penalty provisions of this chapter.

§ 295-___ DISCLAIMER OF LIABILITY.

The Borough shall not be liable to any person or entity by reason of the inspections required by this Article or the issuance of a Housing Certificate of Occupancy. The issuance of a Housing Certificate of Occupancy by the Borough of Oceanport is not a warranty or guarantee that there are no defects in the residential dwelling or unit. The inspection of the land use, exterior and interior of the dwelling unit is limited to the visual inspection only. The Borough does not guarantee or approve, and shall not be responsible for, defects not noted in any inspection report or for any latent, structural or mechanical defects thereto.

§ 295-___ VIOLATIONS AND PENALTIES

Any person or organization that shall violate any provision of this article shall be subject to a penalty as set forth below: Unless another penalty is expressly provided by New Jersey statute, any person, firm or corporation in violation of this section may be subject to a penalty of \$500. A second offense of this section may be subject to a fine of \$1,000. A third offense of this section may be subject to a fine of \$2,000.

BE IT FURTHER ORDAINED, any article, section, paragraph, subsection, clause, or other provision of the Code of the Borough of Oceanport inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, this ordinance shall take effect upon its passage and publication and filing with the Monmouth County Planning Board, and as otherwise provided for by law.

APPROVED ON FIRST READING

DATED: July 15, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: August 19, 2021

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE GOVERNING BODY TO ENTER EXECUTIVE SESSION**

Resolution

WHEREAS, the Open Public Meetings Act provides that the Borough Council may go into executive session to discuss matters that may be confidential or listed pursuant to N.J.S.A. 10:4-12; and

WHEREAS, it is recommended by the Borough Attorney that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport that the Council shall go into executive session to discuss the following items:

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)

Fort Monmouth Redevelopment Housing Obligations
Developer's Agreement - Block 110.04, Lot 1 (Commissary)
Municipal Boundary with Eatontown
Police Chief's Contract

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

Department Staffing

BE IT FURTHER RESOLVED that formal action may be taken after the Executive Session.