



BOROUGH OF OCEANPORT

MAYOR & COUNCIL

MINUTES • AUGUST 15, 2024

Regular Meeting

Clement V. Sommers Municipal Building

7:30 PM

910 Oceanport Way, Oceanport, NJ 07757

- I. **Call to Order:** Mayor Tvrdik called the meeting to order at 7:34 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 January 5, 2024 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, Statement to the Public:** Residents Reese O'Toole and Katherine O'Toole led attendees and the governing body in the flag salute.
- IV. **Roll Call:**

Attendee Name	Title	Status
Thomas Tvrdik	Mayor	Present
William Deerin	Councilman	Present
Richard Gallo	Councilman	Present
Bryan Keeshen	Councilman	Absent
Michael O'Brien	Councilman	Absent
Keith Salnick	Councilman	Absent
Patty Cooper	Councilwoman	Present
Jeanne Smith	Borough Clerk	Present
Andrew Bayer	Borough Attorney	Present
Donna M. Phelps	Administrator	Present
Catherine D. LaPorta	Chief Financial Officer	Present

- V. **PUBLIC COMMENT - Action Items Only:** Mayor Tvrdik opened the meeting for Public Comment on action items only. As no one else from the public appeared, that portion of the meeting was closed.

VI. **Consent Agenda:**

- #2024-196 1. Resolution authorizing payment of BILL LIST 08-15-2024
- #2024-197 2. Resolution Declaring September 11, 2024 as a Holiday
- #2024-198 3. Resolution to amend 2024 budget for FMERA MOU 550 & 551 Amendment
- #2024-199 4. Resolution authorizing Change Order #1 to Buildings 550 & 551 Demolition_Yannuzzi Group, Inc.
- #2024-200 5. Resolution authorizing Change Order #1 to Buildings 550 & 551 Demolition_Colliers Engineering
- #2024-201 6. Resolution approving Fire Dept Membership - Corsentino, Jr, Thomas
- #2024-202 7. Resolution authorizing refund of overpayment - Block 101, Lot 6.02
- #2024-203 8. Resolution authorizing refund of overpayment - Block 121.02, Lot 9
- #2024-204 9. Resolution approving Tax Exemption for Louis Nazzaro
- #2024-205 10. Resolution authorizing endorsement of NETFLIX Applications to NJDEP for Osprey Relocation Project
- #2024-206 11. Resolution appointing Lesley K. Kirchgessner as Municipal Court Administrator
- #2024-207 12. Resolution authorizing a 1-year extension of agreement with Monmouth University
- #2024-208 13. Resolution authorizing a 1-year extension of agreement with Christian Brothers Academy
- #2024-209 14. Resolution approving Special Event Permit for Patty G's Memorial 5K Walk
- #2024-210 15. Resolution awarding contract to Central Jersey Mechanical
- #2024-211 16. Resolution awarding contract to FIS On Site Services LLC
- #2024-212 17. Resolution authorizing purchase of an E-One Typhoon Pumper fire truck

- #2024-213 18. Resolution authorizing release of performance guarantee for Seriven Hall
- #2024-214 19. Resolution authorizing purchase of compressor system and filling station

RESULT: ADOPTED [UNANIMOUS]
MOVER: Richard Gallo, Councilman
SECONDER: Patty Cooper, Councilwoman
AYES: Deerin, Gallo, Cooper
ABSENT: Keeshen, O'Brien, Salnick

VII. Resolutions (taken separately):

- #2024-215 Resolution appointing Fire Police member - Thomas Corsentino, Jr

RESULT: WITHDRAWN

- #2024-216 Resolution appointing Kelly O'Toole as Public Works Manager – Read in Full

RESULT: ADOPTED [UNANIMOUS]
MOVER: William Deerin, Councilman
SECONDER: Patty Cooper, Councilwoman
AYES: Deerin, Gallo, Cooper
ABSENT: Keeshen, O'Brien, Salnick

Ms. Phelps offered congratulatory remarks to Kelly on being the first female public works manager for the Borough. Public Works Superintendent Steve Briskey also offered congratulatory remarks including a detailed history of Kelly's accomplishments and the positive impact she has contributed to the department

VIII. Minutes:

1. Mayor & Council - Regular Meeting - May 18, 2023 7:00 PM

RESULT: ACCEPTED [2 TO 0]
MOVER: Richard Gallo, Councilman
SECONDER: William Deerin, Councilman
AYES: Deerin, Gallo
ABSTAIN: Cooper
ABSENT: Keeshen, O'Brien, Salnick

2. Mayor & Council - Workshop - Jun 15, 2023 7:00 PM

RESULT: ACCEPTED [2 TO 0]
MOVER: William Deerin, Councilman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo
ABSTAIN: Cooper
ABSENT: Keeshen, O'Brien, Salnick

3. Mayor & Council - Regular Meeting - Apr 18, 2024 7:00 PM

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Patty Cooper, Councilwoman
SECONDER: Richard Gallo, Councilman
AYES: Deerin, Gallo, Cooper
ABSENT: Keeshen, O'Brien, Salnick

4. Mayor & Council - Workshop - Jul 18, 2024 7:00 PM

RESULT:	ACCEPTED [2 TO 0]
MOVER:	Richard Gallo, Councilman
SECONDER:	Patty Cooper, Councilwoman
AYES:	Gallo, Cooper
ABSTAIN:	Deerin
ABSENT:	Keeshen, O'Brien, Salnick

5. Mayor & Council - Regular Meeting - Jul 18, 2024 7:30 PM

RESULT:	ACCEPTED [2 TO 0]
MOVER:	Patty Cooper, Councilwoman
SECONDER:	Richard Gallo, Councilman
AYES:	Gallo, Cooper
ABSTAIN:	Deerin
ABSENT:	Keeshen, O'Brien, Salnick

IX.

Resolutions:

#2024-217 Resolution approving issuance of Liquor License to NLL Trust (Netflix)

RESULT:	TABLED [UNANIMOUS]	Next: 9/19/2024 7:00 PM
MOVER:	William Deerin, Councilman	
SECONDER:	Richard Gallo, Councilman	
AYES:	Deerin, Gallo, Cooper	
ABSENT:	Keeshen, O'Brien, Salnick	

X.

First Reading Ordinances:

#1100 Introduction of Ordinance Amending Chapter 284, Peace and Good Order

Councilwoman Cooper called for the introduction of "AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 284 OF THE CODE OF THE BOROUGH OF OCEANPORT ENTITLED "PEACE AND GOOD ORDER"" and then asked the Clerk to read the proposed ordinance by title only, after which Councilwoman Cooper moved to approve the Ordinance upon first reading and to hold the PUBLIC HEARING on the proposed ordinance at the Council meeting of September 19, 2024 and to advertise same in accordance with the law, which was seconded by Councilman O'Brien.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS]	Next: 9/19/2024 7:00 PM
MOVER:	Patty Cooper, Councilwoman	
SECONDER:	William Deerin, Councilman	
AYES:	Deerin, Gallo, Cooper	
ABSENT:	Keeshen, O'Brien, Salnick	

#1101 Introduction of An Ordinance Authorizing Easement Agreement with Netflix for Osprey Nest relocations

Councilwoman Cooper called for the introduction of "AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY REPEALING AUTHORIZING EASEMENT AGREEMENT WITH NETFLIX, INC. FOR THE RELOCATION OF OSPREY NESTS ON BOROUGH PROPERTIES" and then asked the Clerk to read the proposed ordinance by title only, after which Councilwoman Cooper moved to approve the Ordinance upon first reading and to hold the PUBLIC HEARING on the proposed ordinance at the Council meeting of September 19, 2024 and to advertise same in accordance with the law, which was seconded by Councilman O'Brien.

RESULT:	APPROVED OF FIRST READING [UNANIMOUS]	Next: 9/19/2024 7:00 PM
MOVER:	Patty Cooper, Councilwoman	
SECONDER:	William Deerin, Councilman	
AYES:	Deerin, Gallo, Cooper	
ABSENT:	Keeshen, O'Brien, Salnick	

XI. Second Reading & Public Hearing Ordinances: None**XII. Council Standing Committee Reports:**

1. Councilman Deerin, Parks & Recreation – Councilman Deerin thanked Kelle Burrough for pulling off what was probably the most successful Action Camp with nothing but positive feedback from the parents; Summer's End Festival preparations ongoing, still looking for donations for the fireworks; thanked DPW for fixing the sprinkler system at Blackberry Bay Park; reminded residents to clean up after there dogs; working on fixing up the pool area, filling it in, cleaning it up and redoing the old snack bar for storage and the bathrooms; Gatta Park now has electricity and lights should be in by the end of September.
2. Councilman Gallo, Public Works & Engineering – provided an update on the 2023 road program, two streets still need a second coat of paving and all other streets have been paved; congratulated Kelly O'Toole on her new position.
3. Councilman Keeshen, Public Safety – Absent, Mayor Tvrdik filled in and reminded everyone to sign up for the code red alerts; the Oceanport Police Department is looking to hire another police officer; the First Aide Squad is looking for members and a reminder to residents to come out for Bingo.
4. Councilman O'Brien, Finance & Administration – Absent, nothing to report
5. Councilman Salnick, Health & Human Services – Absent, nothing to report
6. Councilwoman Cooper, Planning & Development – Reported on the public safety meeting in regards to the soccer fields, it was decided that the businesses would be notified when there are large tournaments so they can prepare to serve those people and the people in town; Netflix meeting coming up in September to discuss future development; congratulated Justine from Just Hair, Kelly O'Toole on her new position, and the First Aide Squad for their recognition and hard work.

XIII. Mayor Tvrdik's Report: Mayor Tvrdik reported that The University of Delaware named 38 students from the area to the Dean's List, five of those students were from Oceanport; Dave Portnoy from Barstool Sports visited the Sauce Pizzeria; the Road Program is coming to a completion, there was redesigns, curbing and drainage; purple flags have been placed in the ground at Old Wharf Park and Billings Park to represent Overdose Awareness Day, each flag represents someone who lost there life to an overdose; Oceanport Stakes at Monmouth Park Racetrack will have last years winner running again which belongs to a former Oceanport resident; thanked several residents, DPW and the Police Officers for helping to save the five ducklings that were stuck in the sewer drain.**XIV. Public Comments:** Mayor Tvrdik opened the meeting for Public Comments. As no one from the public appeared, that portion of the meeting was closed.**XV. Adjournment:** As there was no further business, the meeting was adjourned at 8:04 PM on a motion by Councilman Gallo, seconded by Councilwoman Cooper and approved by Council.

Respectfully submitted,

Jeanne Smith
BOROUGH CLERK