

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
July 16, 2015**

Call to Order.

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

Flag Salute

Invocation

Roll Call

Administrator's Report:

Clerk's Report:

1. Consent Agenda:

- | | | |
|------------------|-----|---|
| #2015-126 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-127 | 1.2 | Resolution authorizing redemption of Tax Sale Certificate #14-00014 |
| #2015-128 | 1.3 | Resolution appointing an interim Deputy Court Administrator |
| #2015-129 | 1.4 | Resolution authorizing application for 2015 Zoning Code Enforcement Grant |
| #2015-130 | 1.5 | Resolution authorizing renewal of liquor license #1338-44-005-002 |
| #2015-131 | 1.6 | Resolution granting temporary permission for alcoholic consumption at Summer's End Festival |
| #2015-132 | 1.7 | Resolution authorizing fireworks display for Summer's End at Blackberry Bay Park |
| #2015-133 | 1.8 | Resolution accepting the resignation of Chief Financial Officer Gregory Mayers |
| #2015-134 | 1.9 | Resolution awarding a contract for 2015 Road Program Engineering Services to Maser Consulting |

- 2. Minutes** Approval of the Workshop Minutes of June 18, 2015
 Approval of the Regular Meeting Minutes of June 18, 2015
 Approval of the Executive Session Minutes of June 18, 2015

COMMITTEE REPORTS:

- Public Works & Engineering, Councilman Gallo, Chair
- Public Safety, Councilman Irace, Chair
- Finance & Administration, Council President Lynch, Chair
- Health & Human Services, Councilwoman Kahle, Chair
- Planning & Development, Councilman Paglia, Chair

- | | | |
|-------------|----|--|
| #954 | 1. | Introduction of an Ordinance Authorizing a Lease with MCIA for capital equipment |
| #955 | 2. | Introduction of an Amendment to the Property Maintenance Ordinance |
| #956 | 3. | Introduction of the 2015 Shore Regional Bond Guaranty Ordinance |

- Parks & Recreation, Councilman Patti, Chair

MAYOR MAHON'S REPORT:

Petitions from the public.

- | | |
|------------------|--|
| #2015-135 | Resolution authorizing the Governing Body to enter into Executive Session
<u>Personnel Matters – N.J.S.A. 10:4-12(b)(8)</u>
Staffing Vacancies
<u>Potential Property Acquisitions or Sales – N.J.S.A. 10:4-12(b)(5)</u>
Borough Hall Site Selections
<u>Contract Negotiations – N.J.S.A. 10:4-12(b)(4)</u>
Block 88, Lot 35 – 265 E. Main Street |
|------------------|--|

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
July 16, 2015

The Regular Meeting of the Oceanport Mayor and Council was called to order on July 16, 2015 at 8:07 PM with the Statement of Compliance with the Open Public Meetings Act given by Mayor Mahon.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 8, 2015, and by the posting of same on the municipal bulletin board and Borough Web Site."

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

MEMBERS PRESENT: Councilpersons Gallo, Lynch, Paglia, Patti and Mayor Mahon

MEMBERS ABSENT: Councilpersons Irace and Kahle

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

ADMINISTRATOR'S REPORT: Borough Administrator Bennett indicated that the majority of items on his report had already been covered during workshop. The remainder of his report will be discussed during executive session.

CLERK'S REPORT:

1. Consent Agenda:

- | | | |
|-----------|-----|---|
| #2015-126 | 1.1 | Resolution authorizing the payment of bills. |
| #2015-127 | 1.2 | Resolution authorizing redemption of Tax Sale Certificate #14-00014 |
| #2015-128 | 1.3 | Resolution appointing an interim Deputy Court Administrator |
| #2015-129 | 1.4 | Resolution authorizing application for 2015 Zoning Code Enforcement Grant |
| #2015-130 | 1.5 | Resolution authorizing renewal of liquor license #1338-44-005-002 |
| #2015-131 | 1.6 | Resolution granting temporary permission for alcoholic consumption at Summer's End Festival |
| #2015-132 | 1.7 | Resolution authorizing fireworks display for Summer's End at Blackberry Bay Park |
| #2015-133 | 1.8 | Resolution accepting the resignation of Chief Financial Officer Gregory Mayers |
| #2015-134 | 1.9 | Resolution awarding a contract for 2015 Road Program Engineering Services to Maser Consulting |

The Clerk advised that there were 9 items on the consent agenda. The Clerk asked for a motion which was made by Councilman Gallo and seconded by Councilman Patti.

The Clerk called roll:

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

The Clerk stated that the motion carried

2. Minutes Approval of the Workshop Minutes of June 18, 2015
 Approval of the Regular Meeting Minutes of June 18, 2015
 Approval of the Executive Session Minutes of June 18, 2015

The Clerk asked for a motion approving the June 18, 2015 minutes for workshop, regular and executive session meetings which was moved by Councilman Patti and seconded by Councilman Paglia.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COUNCILMAN GALLO: Councilman Gallo had no report.

COUNCIL PRESIDENT LYNCH: Councilman Lynch had no report

COUNCILMAN PAGLIA: Councilman Paglia reported that the FEMA provided trailers behind the Fire House and DPW building are scheduled to be picked up and removed over the upcoming week. He also reported that he participated in a meeting with representatives from Future Sanitation. The company has accepted the fines we imposed for contract violations and has made necessary changes to improve services. We have full cell phone access to the new (returning) driver and company representatives. All have committed to be more watchful and careful in the future with regard to their drivers and their routes and to insure the garbage is picked up in a timely manner.

#954 1. Introduction of an Ordinance Authorizing a Lease with MCIA for capital equipment

Councilman Paglia called for the introduction of an ordinance authorizing an agreement with MCIA for capital equipment. He then asked the Clerk to read the proposed ordinance by title only. **"AN ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF OCEANPORT, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO"** was read. Councilman Paglia moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of August 20, 2015 and to advertise same in accordance with the law. It was seconded by Councilman Gallo.

Councilman Lynch asked for discussion on the motion to discuss the number of vehicles included in this agreement. Councilman Lynch believed the Borough was doing 2 cars each year. However, the Mayor and Business Administrator explained that in total, there are 6 vehicles included here. The Borough is leasing one each for the Fire and First Aid Departments which will be paid for over a five year period from monies included in the respective departments' operating budgets. The Borough plans on leasing 4 police vehicles this year and none next year as it's an every other year program with a net effect of 2 vehicles per year. The Police vehicles will be paid through normal capitalization.

There will be two additional vehicles for Public Works purchased via state contract. One is a full size snow plow/dump truck with liquid de-icing tank and spreader. The second is a 4 door F450 with rack body salt brining spray tank and snow plow. Councilman Paglia and Mayor Mahon discussed diesel vs gas option for these trucks. After which, the Mayor closed discussion and asked for a roll call.

The Clerk called roll:

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

The Clerk stated that the motion carried.

#955 2. Introduction of an Amendment to the Property Maintenance Ordinance

Councilman Paglia called for the introduction of an Amendment to the Property Maintenance Ordinance. He then asked the Clerk to read the proposed ordinance by title only. **"AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 295 OF THE CODE OF THE BOROUGH OF OCEANPORT ENTITLED PROPERTY MAINTENANCE PASSED AND APPROVED ON OCTOBER 3, 2013 AS LAST REVISED AND PASSED ON FEBRUARY 19, 2015"** was read. Councilman Paglia moved to approve the Ordinance

upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of August 20, 2015 and to advertise same in accordance with the law. It was seconded by Councilman Gallo.

The Clerk called roll:

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

The Clerk stated that the motion carried.

#956 3. Introduction of the 2015 Shore Regional Bond Guaranty Ordinance

Councilman Paglia called for the introduction of an ordinance authorizing an agreement for the 2015 Shore Regional Bond Guaranty ordinance. He then asked the Clerk to read the proposed ordinance by title only. **"ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF OCEANPORT, NEW JERSEY FOR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2015 (SHORE REGIONAL SCHOOL DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY"** was read. Councilman Paglia moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of August 20, 2015 and to advertise same in accordance with the law. It was seconded by Councilman Patti.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COUNCILMAN PATTI: The Recreation Committee brought to Councilman Patti's attention that there are three light poles at Blackberry Bay by the boat ramp which are not working. He asked if this had been brought to the attention of Borough administration. Borough administration said they would contact JCP&L accordingly.

Councilman Patti discussed an email sent by Ron and Diane Kirk, Oceanport residents. The dome light had been left on in their son's car overnight. Officer Petrillo tried to turn it off but was unable to as the car was locked. He left a note with his business card to that effect. The Kirks thanked the Oceanport Police Department and specifically Officer Petrillo for his extra time and effort on their behalf and for looking out for their home and property. Councilman Patti felt that this is the kind of thing that should be highlighted. It is one of the benefits of living in Oceanport.

MAYOR MAHON: Mayor Mahon had nothing to add to his workshop discussions.

PUBLIC:

Mayor Mahon then opened the meeting to anyone from the public who wished to be heard. As no one from the Public wished to be heard, the public portion of the meeting was closed.

#2015-135 Resolution authorizing the Governing Body to enter into an Executive Session

At 8:23PM the Mayor asked for a motion on **Resolution #2015-135** authorizing the Governing Body to enter Executive Session to discuss Personnel Matters (staffing vacancies), Potential Property Acquisitions or Sales (Borough Hall Site Selections) and Contract Negotiations (Block 88, Lot 35 – 265 E. Main Street). Motion was made by Councilman Patti seconded by Councilman Paglia.

The Clerk called roll:

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

The Clerk stated that the motion carried.

At 9:46 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Paglia which was seconded by Councilman Patti and approved by Council.

Mayor Mahon advised that the Council during executive session had authorized 5 resolutions for action upon return to the regular meeting.

#2015-136 Resolution appointing Catherine LaPorta as Temporary Chief Financial Officer

Mr. Arnette read Resolution #2015-136 in its entirety after which was moved by Council President Lynch and seconded by Councilman Paglia.

The Clerk called the roll:

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

The Clerk stated that the motion carried.

#2015-137 Resolution appointing Jeanne Smith as Temporary Qualified Purchasing Agent

Mr. Arnette read Resolution #2015-137 in its entirety after which was moved by Councilman Patti and seconded by Councilman Paglia.

The Clerk called the roll:

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

The Clerk stated that the motion carried.

#2015-138 Resolution appointing Django Wiegers as Acting Building Inspector/Subcode Official

Mr. Arnette read Resolution #2015-138 in its entirety after which was moved by Council President Lynch and seconded by Councilman Paglia.

The Clerk called the roll:

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

The Clerk stated that the motion carried.

#2015-139 Resolution authorizing Borough Administrator to fill vacancy of certain Borough positions

Mr. Arnette read Resolution #2015-139 in its entirety after which was moved by Council President Lynch and seconded by Councilman Paglia.

The Clerk called the roll:

AYES: Gallo, Lynch, Paglia and Patti
NAYES: None

ABSTAIN: None
ABSENT: Irace, Kahle

The Clerk stated that the motion carried.

#2015-140 Resolution appointing John Palmer as Acting Construction Official

Mr. Arnette read Resolution #2015-140 in its entirety after which was moved by Councilman Patti and seconded by Council President Lynch.

The Clerk called the roll:

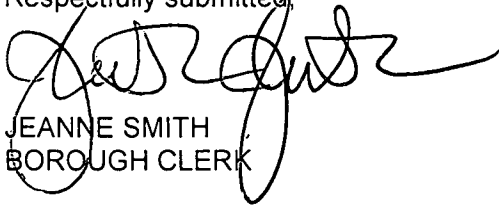
AYES: Gallo, Lynch, Paglia and Patti
NAYES: None
ABSTAIN: None
ABSENT: Irace, Kahle

The Clerk stated that the motion carried.

Mayor Mahon then advised for the record that Council President Robert D. Lynch had tendered his resignation dated July 16, 2015 effective July 17, 2015 and asked the Clerk to include in the record.

As there was no further business, the meeting was adjourned at 9:55 p.m. on a motion by Council President Lynch seconded by Councilman Gallo and approved by Council.

Respectfully submitted,



JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR JULY 16, 2015**

**RESOLUTION #2015-126
07-16-15**

WHEREAS, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated July 16, 2015; and

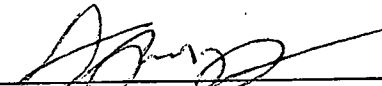
WHEREAS, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of July 16, 2015.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill lists dated July 16, 2015 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

CERTIFICATION OF FUNDS

I, Gregory S. Mayers, Chief Financial Officer, of the Borough of Oceanport; do hereby certify that funds are available for the purpose stated herein.

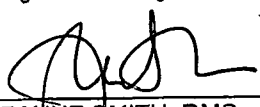


Gregory Mayers, CFO

Motion: Gallo Second: Patti

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

I certify this to be a true copy of Resolution #2015-126 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



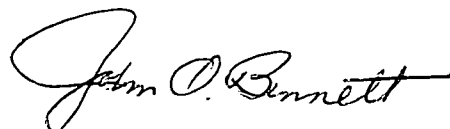
JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

JULY 16 2015

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 87,877.48 14th Pay
	\$ 108,264.85 15th Pay
Attorney Trust Account (Surenian)	\$ 2,000.00
ADP	\$ 379.59
Central Jersey Health	\$ 3,950.00
Horizon	\$ 71,070.90
JCPL	\$ 2,716.62
NJ American Water	\$ 309.31
NJ Natural Gas	\$ 728.36
Postage By Phone	\$ 2,000.00
Postmaster (Bulletin)	\$ 400.00
Verizon	\$ 273.78
2014 EXPENDITURES	
CAPITAL TRUST TOTAL	\$ 38,938.35
DOG REGISTRY TOTAL	\$ 1,528.24
ESCROW TRUST TOTAL	\$ 15,781.50
OFF DUTY TRUST TOTAL	\$ 329.15
OPEN SPACE TRUST TOTAL	\$ 46,797.77
TRUST OTHER TOTAL	\$ 9,115.04
2014 VOUCHERS PAID	\$ 228,774.41
2014 VOUCHERS PAID THIS MEETING	\$ -
TOTAL	\$ 228,774.41
2015 VOUCHERS PAID	\$ 11,463,567.41
2015 VOUCHERS PAID THIS MEETING	\$ 2,083,618.68
TOTAL	\$ 13,547,186.09

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



**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #14-00014
FOR BLOCK 92, LOT 23 KNOWN AS 26 ASBURY AVE**

**Resolution #2015-127
07-16-15**

WHEREAS, at the Borough Tax Sale held on September 26, 2014, a lien was sold on Block 92 Lot 23, otherwise known as 26 Asbury Ave; and

WHEREAS, this lien, known as Tax Sale Certificate 14-00014 was sold to US Bank cust for BV001 Trust at an interest rate of 0% and a premium of \$200; and

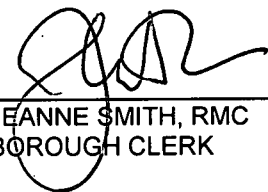
WHEREAS, the owner's mortgage company has redeemed certificate 14-00014 in the amount of \$ 636.75.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$636.75 payable to US Bank cust for BV001 Trust, 50 S 16th St, Suite 2050, Philadelphia PA 19102-2513 for the redemption of Tax Sale Certificate 14-00014.

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

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

I certify this to be a true copy of Resolution #2015-127 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING A DEPUTY COURT ADMINISTRATOR**

**RESOLUTION #2015-128
07-16-15**

WHEREAS, Deputy Court Administrator James Maribo has resigned and therefore there is a need to appoint an interim Deputy Court Administrator to assist in day to day duties until an interview process can be completed to fill the position; and

WHEREAS, Kelly Barrett is currently employed as a Court Administrator and has previously served in this capacity for the Borough of Oceanport.

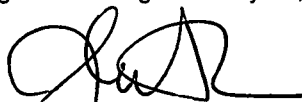
NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Kelly Barrett is hereby appointed interim Deputy Court Administrator effective immediately at a compensation of \$75 per call out and \$20 per hour for an miscellaneous duties that may be assigned.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to both the Chief Financial Officer, Payroll Department, the Court Administrator and the Borough Clerk.

Motion: *Gallo* Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-128 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING AN APPLICATION TO OBTAIN A ZONING CODE ENFORCEMENT GRANT
FROM THE NJ DEPARTMENT OF COMMUNITY AFFAIRS – ROUND 2**

**Resolution #2015-129
07-16-15**

WHEREAS, the Governing Body of the Borough of Oceanport, County of Monmouth desires to apply for and obtain a Zoning Code Enforcement Grant from the New Jersey Department of Community Affairs (DCA); and

WHEREAS, the Borough of Oceanport intends to apply for a Zoning Code Enforcement Grant for one or more of the activities listed below to assist in our Superstorm Sandy recovery efforts:

1. Extend the hours of existing municipal staff.
2. Hire additional technical and administrative staff.
3. Procure experts if needed for application hearings.
4. Pay for additional office space.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Oceanport does hereby authorize the application for the above grant; and

BE IT FURTHER RESOLVED that the Borough of Oceanport has experienced a reduction in property assessments, in accordance with N.J.S.A. 54:4-35.1, on 100 or more properties or has seen a 10 percent increase in zoning application filings since November 1, 2012 that can be ascribed to Superstorm Sandy; and

BE IT FURTHER RESOLVED that the Borough of Oceanport authorizes the execution of the grant agreement in the amount offered and approved by DCA and further authorizes the expenditure of funds pursuant to the terms of the grant agreement entered into by the Borough of Oceanport and DCA; and

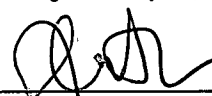
BE IT FURTHER RESOLVED that the Borough of Oceanport agrees to comply with all CDBG-DR regulations, Zoning Code Enforcement Grant Program procedures and also accepts that the proposed use(s) of CDBG-DR funds are not reimbursable by FEMA, SBA or other federal agencies; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement and any other documents in connection therewith.

Motion: *Gallo* Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-129 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE APPROVAL AND RENEWAL OF LIQUOR LICENSE #1338-44-005-002
FOR 2015-2016 AND AUTHORIZING THE MUNICIPAL CLERK TO ISSUE A 2015-2016
PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE TO OCEANPORT SPIRITS**

**Resolution #2015-130
07-16-2015**

WHEREAS, application for renewal of Liquor License #1338-44-005-002 for the year 2015-2016 have been submitted; and

WHEREAS, no objections to said renewal have been filed; and

WHEREAS, the proper Borough and State fees have been paid by the applicant.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of the Oceanport that the following licensees be granted renewals of their liquor licenses for the year commencing July 1, 2015 and expiring June 30, 2016:

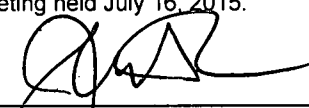
LICENSE #	TYPE	LICENSE NAME/TRADE NAME
1338-44-005-002	Plenary Retail Distribution	Oceanport Spirits

BE IT FURTHER RESOLVED that the Municipal Clerk is authorized to issue 2015-2016 liquor licenses to the above named licensees.

Motion: *Gallo* : Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-130 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
GRANTING TEMPORARY PERMISSION FOR THE POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES ON OCEANPORT BOROUGH PROPERTY**

**Resolution #2015-131
07-16-15**

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 12, 2015 (rain date September 13, 2015), 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

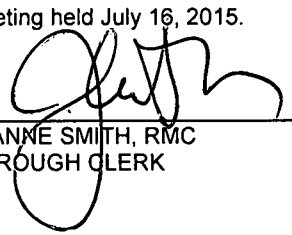
BE IT FURTHER, RESOLVED, that nothing contained herein nor the issuance of this temporary permission for the possession and consumption of alcoholic beverages at Blackberry Bay Park shall in any way hinder or inhibit the Borough of Oceanport Police or other law enforcement agencies from their lawful 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.

Motion: *Gallo*

Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-131 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A FIREWORKS DISPLAY
TO BE HELD AT THE 2015 SUMMER'S END FESTIVAL**

**Resolution #2015-132
07-16-15**

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 12, 2015 or on September 13, 2015, if a rain date is needed; and

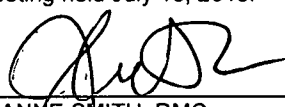
WHEREAS, Garden State Fireworks, Inc. is the company responsible for the fireworks and in accordance with Borough regulations, must secure a Fire Permit from the Oceanport Fire Marshal prior to said event.

NOW, THEREFORE, BE IT RESOLVED that the Oceanport Governing Body hereby authorizes the fireworks to be held on the above mentioned date subject to Garden State Fireworks, Inc. securing the necessary permits and that a copy of this resolution be forwarded to the Fire Marshal and the Parks and Recreation Committee.

Motion: *Gallo* Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-131 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ACCEPTING THE RESIGNATION OF CHIEF FINANCIAL OFFICER GREGORY MAYERS**

**Resolution #2015-133
07-16-15**

WHEREAS, Gregory Mayers has served as the Chief Financial Officer of the Borough of Oceanport since 2007; and

WHEREAS, Gregory Mayers has tendered his resignation to the Mayor and Council of the Borough of Oceanport from the position of Chief Financial Officer of the Borough, effective July 31, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Oceanport that the resignation of Gregory Mayers from the position of Chief Financial Officer of the Borough of Oceanport is hereby accepted by the Borough.

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

Motion: *Gallo*

Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-133 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING CONTRACT FOR PROFESSIONAL SERVICES TO MASER CONSULTING FOR
THE 2015 ROAD PROGRAM**

**Resolution #2015-134
07-16-15**

WHEREAS, the Borough of Oceanport is a duly organized Municipal Corporation (hereinafter referred to as "Borough") having principal offices at 315 E. Main Street, Oceanport, New Jersey 07757; and

WHEREAS, there is a need for the Borough to obtain engineering services for the 2015 Road Program; and

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

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

WHEREAS, the Borough having considered the matter, now wishes to authorize the Borough Engineer, Maser Consulting, PA to perform the engineering services for the 2015 Road Program.

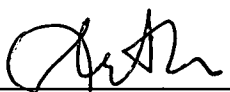
NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport as follows:

1. That the Borough of Oceanport has awarded a Professional Service Contract to Maser Consulting for the purpose of Borough Engineer for 2015 and the work performed will be consistent with their existing contract and a proposal for the 2015 Road Program dated July 2, 2015.
2. That the compensation associated with the proposal shall not exceed \$141,100.00
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

Motion: *Gallo* Second: *Patti*

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

I certify this to be a true copy of Resolution #2015-134 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

CERTIFICATION OF FUNDS

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Gregory S. Mayers, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in the 2015 Capital Budget not to exceed \$141,100.00 for the above referenced professional services contract.

GREGORY S. MAYERS, CFO

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

**Resolution #2015-135
07-16-2015**

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:

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

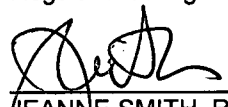
Potential Property Acquisitions or Sales – N.J.S.A. 10:4-12(b)(5)
Borough Hall Site Selections

Contract Negotiations – N.J.S.A. 10:4-12(b)(4)
Block 88, Lot 35 – 265 E. Main Street

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

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

I certify this to be a true copy of Resolution #2015-135 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING CATHERINE LAPORTA AS TEMPORARY CHIEF FINANCIAL OFFICER**

**RESOLUTION #2015-136
07-16-15**

WHEREAS, the Borough's Chief Financial Officer has resigned his position effective July 31, 2015; and

WHEREAS, the State of New Jersey, Department of Community Affairs, Division of Local Finance, has mandated that all municipalities in New Jersey appoint a Chief Financial Officer pursuant to N.J.S.A. 40A:9-140.10; and

WHEREAS, N.J.S.A. 40A:9-140.13(f) provides for the appointment of a temporary Chief Financial Officer in the case of a vacancy for a period of one year with one additional year when authorized by the Director of the Division of Local Government Services; and

WHEREAS, Catherine LaPorta currently serving as Deputy Borough Clerk possesses a Certified Public Accountant license and has demonstrated the desire and ability to serve in the needed capacity and is in the process of obtaining the necessary certification for the position.

WHEREAS, said appointment shall be from August 1, 2015 to July 31, 2016 or shall expire by the appointment of another individual.

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Catherine LaPorta be appointed as Temporary Chief Financial Officer for a period of one year effective August 1, 2015.

BE IT FURTHER RESOLVED that compensation for Temporary Chief Financial Officer shall be at the annual stipend of \$10,000 with an increase of \$500 upon the successful completion of each course required for her certification.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Administrator, Borough Clerk, Chief Financial Officer and payroll clerk.

Motion: *Lynch*

Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-136 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING JEANNE SMITH TO SERVE AS TEMPORARY PURCHASING AGENT FOR
THE BOROUGH OF OCEANPORT FOR A TERM OF ONE (1) YEAR**

**Resolution #2015-137
07-16-15**

WHEREAS, the Borough of Oceanport previously adopted resolution R#12-129 creating the position of Purchasing Agent for the Borough; and

WHEREAS, Gregory Mayers has served as the Borough's Purchasing Agent since 2012; and

WHEREAS, Mr. Mayers was a Qualified Purchasing Agent ("QPA") pursuant to the requirements for same as set forth at N.J.S.A. 40A:11-9, et. seq. (the "QPA Law"), and the regulations adopted thereunder; and

WHEREAS, Mr. Mayers has resigned from his employment with the Borough; and

WHEREAS, the QPA Law permits the Authority in these circumstances to appoint an individual to serve as its Temporary Purchasing Agent for a term of up to one (1) year and to authorize the bidding threshold to be remain at an amount up to \$36,000.00 even when that Temporary Purchasing Agent is not currently a QPA; and

WHEREAS, Jeanne Smith, currently an employee of the Borough, is seeking certification as a QPA and is otherwise ready, willing and able to perform as the Borough's Temporary Purchasing Agent; and

WHEREAS, the Borough has determined it to be in the best interest to appoint Ms. Smith to serve as the Borough's Temporary Purchasing Agent for a period of one (1) year and to confirm that the Borough's bid threshold shall remain at its maximum amount of \$36,000.00 during Ms. Smith's tenure in said position.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Oceanport as follows:

1. The Borough does hereby appoint Jeanne Smith to serve as the Borough's Temporary Purchasing Agent in accordance with N.J.S.A. 40A:11-9, et seq. for a period of one (1) year effective August 1, 2015 at a compensation in accordance with the salary ordinance.
2. As permitted by said law, the Borough also hereby authorizes and confirms that its bid threshold shall remain at the amount of \$36,000 during Ms. Smith's term as the Borough's Temporary Purchasing Agent.

Motion:

Patti

Second:

Paglia

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

I certify this to be a true copy of Resolution #2015-137 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015.



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
EXTENDING THE APPOINTMENT PERIOD OF THE
ACTING BUILDING INSPECTOR AND ACTING BUILDING SUBCODE OFFICIAL**

**RESOLUTION #2015-138
07-16-15**

WHEREAS, Django Wieggers has been serving as the Borough's Acting Building Inspector and Acting Building Sub-code Official through a period that expires August 4, 2015; and

WHEREAS, the Borough Administrator has recommended that the appointment period be extended an additional 60 days.

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that the appointment for Django Wieggers as Acting Building Inspector and Acting Building Subcode Official expiring August 4, 2015 be extended 60 days expiring October 3, 2015.

BE IT FURTHER RESOLVED that compensation for Acting Building Inspector/Building Sub-code Official be continued based on an annual salary of \$8,000.00.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer, Borough Administrator, Borough Clerk and payroll clerk.

Motion: *Lynch*

Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-138 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE BOROUGH ADMINISTRATOR TO
FILL THE VACANCY OF CERTAIN BOROUGH POSITIONS**

**Resolution #2015-139
07-16-2015**

WHEREAS, the Borough's Electrical Inspector Paul Vitale has tendered his resignation effective July 15, 2015; and

WHEREAS, there is an immediate need to fill this position.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport that the Borough Administrator is hereby authorized to hire an individual to fill the position of Electrical Inspector subject to the following:

1. Possession of current State license(s) where required
2. Temporary period of 60 days until Council's regular meeting of September 17, 2015
3. Compensation prorated in accordance with the salary ordinance

Motion: *Lynch* Second: *Paglia*

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

I certify this to be a true copy of Resolution #2015-139 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING AN ACTING CONSTRUCTION OFFICIAL**

**RESOLUTION #2015-140
07-16-15**

WHEREAS, there is a need to appoint a Construction Official and a Building Inspector/Building Sub-code Official as required by State Statute; and

WHEREAS, N.J.A.C. 5:23-4.4(a)6 permits an Acting Construction Official for a period not to exceed 60 days; and

WHEREAS, the Borough had appointed Django Wieggers as Acting Construction Official effective through August 4, 2015 in order to provide adequate time to consider various options to fill the position long term including shared services with another municipality; and

WHEREAS, the Borough has determined that the position should be posted and an interview process performed; and

WHEREAS, John Palmer, Borough Plumbing Sub-code Official has the required certifications from the State of New Jersey to hold the position of Construction Official.

WHEREAS, the Borough Administrator has recommended that John Palmer be appointed as Acting Construction Official; and

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that John Palmer be appointed as Acting Construction Official for a period not to exceed 60 days in accordance with N.J.A.C. 5:23-4.4(a)6.

BE IT FURTHER RESOLVED that compensation for Acting Construction Official be based on an annual salary of \$17,000.00.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the Department of Community Affairs.

Motion: *Patti*

Second: *Lynch*

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

I certify this to be a true copy of Resolution #2015-140 approved by the Oceanport Borough Council at the Regular Meeting held July 16, 2015



JEANNE SMITH, RMC
BOROUGH CLERK