

REGULAR MEETING MINUTES

Oceanport, New Jersey
June 21, 2007

The Regular Meeting of the Oceanport Mayor and Council was called to order on June 21, 2007 at 8:00 P.M. with Mayor Chaump stating the meeting had been properly advertised in accordance with the law.
Jersey

MEMBERS PRESENT: Councilpersons Johnson, Gallo, Ibex and Mayor Chaump,

MEMBERS ABSENT: Councilperson Kahle, Briscione and Sharkey. The Clerk asked the record to reflect that Councilwoman Kahle was unable to attend due to an illness in her family and Councilman Briscione was attending his daughter's graduation.

OFFICIALS PRESENT: Borough Clerk, Kimberly A. Jungfer and Borough Attorney, Scott Arnette

INVOCATION: Borough Chaplin Robert Mills gave the invocation.

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

CONSENT AGENDA:

1. Resolution authorizing the submission of a grant application by the Coastal Drug Alliance **R-07-70.**
2. Resolution authorizing veteran's tax deductions. **R-07-71**
3. Resolution authorizing senior citizen's deductions. **R-07-72**
4. Resolution appropriating 2007 funds for Preliminary Planning Expenses. **R-07-73**
5. Resolution requesting a dedicated trust rider for donations for volunteer emergency service. **R-07-74**
6. Resolution approving the Bill List dated 6/21/07. **R-07-75**
7. Raffle Application, Middlesex County Bar Association, On Premises 50/50, Monmouth Park Racetrack.
8. Workshop Meeting May 3, 2007
9. Workshop Meeting May 21, 2007
10. Regular Meeting April 19, 2007
11. Special Meeting Minutes May 3, 2007

The Borough Clerk stated there were 11 items on the Consent Agenda. Councilman Johnson asked that Item 8 be removed and Councilman Ibex asked that Item 10 be removed. Councilman Ibex moved to approve the remaining items on the Consent Agenda, which was seconded by Councilman Gallo and approved by the Council members present.

The Clerk asked for a motion on Item #8. Councilman Ibex moved item # 8, which was seconded by Councilman Gallo. The motion was approved with Councilman Johnson abstaining.

The Clerk asked for a motion on Item #10. Councilman Johnson moved item #10, which was seconded by Councilman Gallo. The motion was approved with Councilman Ibex abstaining.

CLERK'S REPORT:

The Borough Clerk stated she had the police report for May, 2007, which has been distributed and will be posted tomorrow morning.

The Borough Clerk stated she had a resolution approving the liquor license of Oceanport Spirits (**R-07-76**) stating all required paperwork and fees had been received. Councilman Ibex moved to approve the resolution, which was seconded by Councilman Johnson and approved by the Council members present and the Mayor.

COMMITTEES:

COUNCILWOMAN KAHLE: Absent

COUNCILMAN JOHNSON:

Councilman Johnson asked the Clerk to read an amendment to the 2007 Salary Ordinance by title only.

The Mayor opened the meeting to the public for comments on this Ordinance only and hearing none closed the public hearing on a motion from Councilman Ibex with a second from Councilman Gallo.

Councilman Johnson moved that the Amendment to the 2007 Salary Ordinance be adopted on the second and final reading and be advertised in accordance with law. Councilman Ibex seconded the motion.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson called for an introduction of Vital Statistics Ordinance setting fees for Marriages, Civil Unions, Domestic Partnerships and Birth and Death certificates and licenses after which he moved to approve the Ordinance upon first reading, which was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson moved to hold the public hearing on the proposed Ordinance at the Council meeting of July 19, 2007 and to advertise same in accordance with the law, which was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson called for the introduction of a Cable Franchise Agreement Ordinance, which is an non exclusive ordinance after which he moved to approve the Ordinance upon first reading, which was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson made a motion to hold the public hearing on the proposed ordinance at the Council meeting of July 19, 2007 and to advertise same in accordance with the law and was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson called for the introduction of an ordinance for a bond guaranty for Shore Regional High School with the Monmouth County Improvement Authority after which he moved to approve the Ordinance upon first reading, which was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson made a motion to hold the public hearing on the proposed ordinance at the Council meeting of July 19, 2007 and to advertise same in accordance with the law and was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Councilman Johnson commented on the Economic Development Committee. The final draft of the plan has been prepared by Oceanport's Planner, Clarke, Caton and Hintz, and the residents had a chance to participate in a charette sponsored by Neilson and Associations which is part of EDAW who was hired by FMERPA.

Councilman Johnson wanted to respond to a comment from the last meeting according to the local paper. It was stated that he and other Council members have a so called agenda. If agenda means he would like to see the town managed more efficiently or if agenda means having local government more responsive to the taxpayers of Oceanport and then he would plead guilty he does have an agenda. Currently, Council is waiting for the results from the Mayor's Blue Ribbon Committee and he was curious to see how they accomplish the aforementioned goals knowing that two of the members already spoke against the hiring of a Business Administrator. Councilman Johnson continued that these two members were appointed by the Mayor who is categorically against the Business Administrator. He did not mean to be critical of the Committee, but he does applaud them for all the time and devotion to the study and looks forward to what he hopes can be an impartial and objective recommendation.

COUNCILMAN GALLO: Councilman Gallo reported that First Aid responded to 48 in May, 32 were emergencies, 8 were motor vehicle accidents and 8 were fire calls. To date to this year there have been 210 calls for the First Aid Squad. Two members have completed EMT training, Allen Lorensen and Richard Fuller and congratulated them on completing that long and hard class.

Councilman Gallo continued that with regard to the First Aid building, they are expecting the elevator to be completed in two weeks which should complete the main portion of the building and Karen Long presented the Squad with a plaque in memory of her husband, John Long, who was a member of the Squad who passed away and will be displayed in the Squad building. First Aid will be holding the circus on September 1st, 2nd and 3rd, with two show daily, one at 4:30 and the other at 7:00 and will be held at Gatta Park with tickets going on sale shortly.

Councilman Gallo stated that First Aid is in the process of doing their fund drive and have had a return of 25% and if resident would like to donate now is the time.

Councilman Gallo reported that the police had a total of 298 motor vehicle summons issued in May and 19 arrests. Michael Kelly completed a class on thermal imaging and is now a first responder thermal grafter.

Councilman Gallo stated that with regard to Recreation, the basketball court at Community Center is now paved and the nets are up and can be used. Recreation is also working on funding to color coat the court so this will be done at a later date. Action Camp will begin shortly and have approximately 130 children signed up for that program.

Councilman Gallo reported that at the Coastal Monmouth Alliance meeting there was a presentation on fatal vision goggles presented by Oceanport Police Captain Buss Baldanza, which is a program that is given to high school students. The program included photos of fatal accidents that resulted from the use of too much alcohol. Afterwards the group went outside on the course, put the goggles on and attempted to drive the golf carts, which simulated driving under the influence. There were different degrees of intensity and this is a very good program.

COUNCILMAN IBEX: Councilman Ibex reported that the 2006 audit report is in and has been distributed to the Council for their review and will be scheduling a time for the public presentation of the audit and if the Council wishes, will be bringing in the Borough Auditor.

Councilman Ibex made a motion to move the appointing Howard Paronto as a full time Public Works employee. Councilman Johnson seconded the motion.

The Clerk called roll:

AYES: Johnson, Gallo Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Mr. Arnette stated there have been two resolutions circulated. The first one is for the Special Events Planner. This is the second time they've gone out to bid and again it came in the budgeted amount so we are going to reject that bid as well.

Councilman Johnson made a motion on the resolution to reject the bid for the Special Events Planner, which was seconded by Councilman Ibex.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

Mr. Arnette continued that within the Public Contracts Law there's a provision that says when you've gone out to bid on 2 occasions, and received bids in excess of the budgeted amount of money, then gives you the right to go out and negotiate a contractor agreement. This second resolution will allow the Breeder's Cup Committee with assistance from his office, to negotiate an Event Planner contract. This is not for an approval of a contract. The contract that is negotiated will come back to Council and will have to be passed by a 2/3 majority of the entire body.

Councilman Ibex made a motion to approve the resolution to negotiate contract, which was seconded by Councilman Johnson.

The Clerk called roll:

AYES: Johnson, Gallo, Ibex, Chaump
NAYES: None
ABSTAIN: None
ABSENT: Kahle, Sharkey, Briscione

COUNCILMAN SHARKEY: Absent

COUNCILMAN BRISCIONE: Absent

MAYOR CHAUMP: Mayor Chaump reported that on May 31, 2007, EDAW met with Eatontown, Tinton Falls and Oceanport. The Executive Director was here, the Deputy Executive Director of FMERPA and the municipalities along with Councilman Johnson, Councilman Briscione and the Borough Clerk. Councilman Johnson and Councilman Briscione are on the Economic Development Committee and she thought it was important that they be present. Tim Deloran and Todd Paul explained the process and they were also going to contact John Clark. The most important item they shared was that they are looking to have shared services amongst the three towns once it is decided what the plan is. There was a kick-off meeting at Monmouth University on June 12th. There were 350 people present. The process was explained and there was an exchange of ideas from the public. The first charrette EDAW held was in Eatontown on June 18th and 130 people were present. On June 19th there was a meeting held in Oceanport and there were 100 people for 2 ½ hours. The audience completed questionnaires with what they would like to see, whether they'd like to see something with more grass or without grass. There were at least a 130 photos that they viewed. There was also a picture of the fort provided with tracing paper so that they could put into the fort what they would like to see where. The FMERPA Planning Authority met on June 20th and there was an update on all the advisement committee meetings and the Master Planner Todd Poole was there to give us an update. The most important thing they are doing right now is to gather the market analysis from everyone and also one person is attending all their advisory committee meetings. All the meetings are advertised on the website with the date, time, location and the minutes from all the advisory committee meetings as well as the authority. Some people were concerned that they were not in the loop and out of the process, however, they can go on the website and get all the information. They are in the process of selecting a Special Counsel for involvement with the BRAC closure. On June 20th they revised their by-laws and elected a Chair because of being in existence for a year for July. The Chairperson elected was Mr. Bob Lucky and the Vice-Chair was Ms. Bauer from the Secretary of Commerce. There was also 2 Representatives from Pallone's office that spoke. They have written letters to Washington telling them that the process has been flawed and they would like them to look into it again. The Asbury Park Press has been doing some digging and its costing a lot more than what they had first said when they decided to close Fort Monmouth.

The Mayor then reported on the Mayor's Blue Ribbon Panel. She spoke to Mark Lower. He has interviewed all of the employees and done their spreadsheets, which lists the tasks, the tools that are used and how many hours per week they are working on these tasks. There will probably be a report ready next month. She also wants to make clear that she has never voiced her opinion for or against a Business Administrator. She is the facilitator of this Panel perform the work and come back. They are not a bias panel.

The Mayor then reported on the Two Rivers Council Meeting of Mayors, which met on June 2nd. They had an update on the Breeder's Cup given by Jerry Zaro. They discussed some of the things that are going to be done for the Breeder's Cup. There is going to be a regatta, which will be done at the Shrewsbury Yacht Club. Dave Gruskos is very involved with that. There's going to be a cocktail party on September 28th with the regatta being held the next day. Oceanport is having a road race on Saturday, October 16th as well as a Fan Fest on October 19th – 21st as soon as we hire someone to help us do it.

The Mayor then reported on the Oceanport Garden Club, which has been working very diligently for the past 2 years to dedicate a highway to be called the Blue Star Memorial. These Blue Star Memorials were started in 1944 to honor the people that have served in the wars and are presently serving. It's to be on Highway 36 in Eatontown. She commended Helen Peaff and Janice Grebler who came to her when she first became Mayor with what they were going to do and finally their goal has been achieved after 2 years. It was easy to do but they did reach their goal.

The Mayor then reported on that on June 16, 2007, we had an Oceanport resident, Cindy, do a BE GREEN project where they went around and cleaned up the waterways. Water Watch helped and so did Parks & Recreation. She thanked all the volunteers who used their time. Money was used from the Clean Community Grant to purchase garbage bags that were needed. The food was all donated and it was a great event.

The Mayor then reported that she had received a letter on June 5th from the New Jersey Clean Community Council thanking Oceanport for our prompt submission of the Annual Report. We now have to fill out the 2007 Statistical Report, which we will be doing.

The Mayor reported that she had received 2 emails from residents who are concerned with the June 4th sampling that the County did over on Branchport Creek. She has spoken to Greg Schussler the day after receiving the results and he confirmed in an email, which she believes everyone on Council received, discussing the track and that the DEP would be over at Monmouth Park Racetrack Thursday and Friday of last week. She also contacted Assemblywoman Beck, Assemblyman Panter and Senator Karcher. She received correspondence from Assemblywoman Beck and Assemblyman Panter and they are going to be staying on the case, looking after the cleanup and will be providing us with weekly reports on that.

The Mayor then reported on OEM. They have received a Commercial Equipment Direct Assistant Program. They received a Grant from the Department of Homeland Security. It is for the thermal imaging cameras and the night vision equipment which was used over at the Coastal Alliance. The total is at least \$35,000 in equipment. They also have done a full-scale exercise. There have been 2 incidents – the February Winter Storm and a potential hazardous materials incident in March. So we have already received our credit for 2 incidents for the year, but they will not be stopping at that. There will probably be more from now until December. Captain Baldanza, OEM Coordinator for Oceanport, has been asked to serve on the Countywide Hazardous Mitigation Committee. Oceanport has already registered to participate in the Community County Grant as well as applying to the Federal government for Flood Hazard planning. The Mayor stated that on June 7th she attended with Chris Baggott and Harry Sutton, the pandemic and hurricane exercise that was staged at Fort Monmouth. This was done along with 15 other communities and State and Federal agencies and was very informative. OEM, also with the Board of Education, provided the CPR and the AED training to 51 teachers and staff in preparation of the installation of the AED units at both schools. Chris Baggott and Bill White, Borough Engineer, also attended a program on hazardous mitigation, which was offered by the NJSP Emergency Management, which was in May.

The Mayor also wanted to remind everyone that the Fire Explorers are having a car wash on Saturday, June 23rd from 10 to 4 pm at the Hook and Ladder on Main Street. Please support them.

The Mayor then informed everyone that the 2 Co-Chairs for the Coastal Alliance had resigned. She is going to appoint Lisa DeSantis to represent Oceanport as the Chairperson. Ms. DeSantis has attended many meetings as a parent and is very interested.

BILL LIST: Capital Trust \$12,068.60. Dog Registry \$36.60. Escrow Trust \$34928.05 Recreation Trust: \$937.70. 2005 Vouchers Paid \$7,800.00. 2006 Voucher Paid \$223,172.43. 2006 Vouchers Paid This Meeting \$1,501.05. Total 2006 \$224,673.48 2007 Vouchers Paid \$7,411,405.87. 2007 Vouchers Paid This Meeting \$292,388.10. Total 2007 \$7,703,793.97

PUBLIC:

The Mayor then opened the meeting for anyone from the public who wished to be heard.

Jerry Bertekap, Fire Chief for Oceanport, stated that he wanted to update everyone on the trailers that were just obtained. The OEM Department contacted the Fire Department and 1st Assistant Chief, Wes Sherman and himself went to American Center where they have hundreds of trailers lined up by the Federal government that were supposed to go to Katrina victims but never got there. They were still smelling pretty fresh with plastic on them, wrapped, brand new. They found 2 trailers that they felt they could possible use for the Borough. For the Fire Department, they would like to use it for fire prevention. They have used other town's trailers over at Maple Place School. They fill them with smoke and bring them to the schools for Fire Prevention Week in October. The kids go in with artificial smoke. They show them the alarms going off, how to get in and out of the trailer and in a fire situation they talk about fire safety and that's what they want to use one of the trailers for. They picked one up and the other will be picked up on Friday. He understands the 2nd trailer is going to be used by Public Works as a place to take their break time when they are doing snowplowing and when they've been on 24 hours there will be a place to sit down with heat or air conditioning. They come with refrigerators and full kitchens. Their value is \$36,000 and we paid \$400 for both of them. In one week they were all gone.

Maryann Houschild, Cayuga Avenue, stated she had a small logging. But it's the small things in the town that make the difference between a nice town and a not so nice town. One of her pet peeves are the ugly snow fences. Since they've come down, particularly the soccer fields, what a difference. She knows there are ways to prevent the snow by just planting bushes and trees such as was done at Blackberry Park. Its almost done – they only need a few pieces. She has seen 3 men spend half the day putting them down and another half a day putting them back up. It takes just a few more bushes and you'll have a natural and very aesthetically nice looking instead of those ugly fences. But that's not what she wanted to say – that was her aside. Her neighbor across the street, a retired physician, came over and mailed a letter in the mailbox here at Borough Hall. It happened to be icy and she took a terrible fall and she thought she had broke something. She was told by someone at Borough Hall that the only the Post Office could move the mail box and a few days later she got a call from the Borough Attorney. She just wanted something done about it. Mrs. Houschild does stop there too and agrees this is a bad situation. Mayor Chaump stated she would contact the postmaster about the problem.

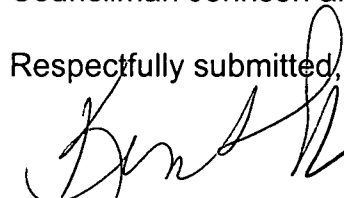
Clarence Brocklebank, Hiawatha Avenue, stated that he has been told there is code enforcement in town and public works has been giving out letters to all those houses with brush laying in the road. Second letters have gone out and nothing is being done. He gave some examples of where there a piles of brush in the road. He asked if any one does anything when

the letters are given. The Borough Clerk stated that there will be a code enforcement officer who will be issuing summons after two letters are received and nothing has been done to rectify the matter.

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

At 8:35 p.m. there was a motion to adjourn from Councilman Ibex, seconded by Councilman Johnson and unanimously approved by Council members present.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kimberly A. Jungfer', written over the words 'Respectfully submitted,'.

KIMBERLY A JUNGFER
BOROUGH CLERK