REGULAR MEETING

Oceanport, New Jersey
June 20, 1991

REGULAR MEETING: The regular meeting of the Oceanport Mayor and Council was called to order on June 20, 1991 at 8:02 P.M.

MEMBERS PRESENT: Councilpersons McGee, Terra, Miller, Rodman, Wolfe and Mayor Cavanagh.

Councilwoman Filippone arrived at the meeting at 8:18 P.M.

OFFICIALS PRESENT: Borough Clerk, Patricia L. Varca and Borough Attorney, Francis A. Margalotti.

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

As copies of the minutes of the regular meeting held on June 6, 1991 had been reviewed by the Mayor and Council, Councilman Terra moved to waive the reading of same and approve the minutes as presented by the Clerk. It was seconded by Councilman Rodman and unanimously approved by Council.

CLERK'S REPORTS:

1. Raffle license applications (3) made by the Monmouth Park Charity Fund, Inc. to be held on July 4, July 27, and September 1, 1991, all three raffles are On Premise, 50/50 Cash Raffles and the Clerk reported the paperwork was in order and the required fees had been paid.

Councilman Wolfe moved to approve these three raffle license applications. It was seconded by Councilman Miller and unanimously approved by Council.

2. Resolutions renewing the 1991/92 liquor licenses:

The Clerk read resolution **R-91-43** renewing the liquor license of Arthur and Alvina, Inc. t/a Dug Out Tavern, after which Councilman Miller moved to approve same. It was seconded by Councilman Wolfe and unanimously approved by Council.

The Clerk read resolution **R-91-44** renewing the liquor license of Olde Wharf Chef's Inc. t/a Olde Wharf Inne, after which Councilman Rodman moved to approve same. It was seconded by Councilman Miller and unanimously approved by Council.

The Clerk read resolution **R-91-45** renewing the liquor license of Oceanport Wines & Liquors, Inc., after which Councilman Rodman moved to approve same. It was seconded by Councilman McGee and unanimously approved by Council.

COMMITTEES:

COUNCILMAN MCGEE: Councilman McGee reported under Community Development, he attended a meeting in Manalapan yesterday from 9:30-11:30 A.M. and the

purpose of the meeting was to renew eligibility rules and adopt by-laws. He continued there was a reorganization with the election of a Chairperson, John Winterstella who is the Mayor of Manasquan and Vice Chairman, David Kochel who is the Administrator in Ocean Township. He reported that the Borough is preparing an application for submission and that will be moved on in September.

Councilman McGee reported under Buildings & Grounds, as the public may have noticed upon entering the Borough Hall this evening, it is quite warm in the main area of the building, because today we have begun the removal and re-installation of new air conditioning equipment for the main portion of the Borough Hall and the work should hopefully be completed by Monday, barring any unforeseen problems.

Councilman McGee commented that last Friday he had the pleasure of participating at Fort Monmouth's Welcome Home Operation Desert Storm and Flag Day celebration and he stated that it was a wonderful experience for everyone who participated and he was personally thrilled to have been able to take part in the welcoming home of the troops.

COUNCILMAN TERRA: Councilman Terra called for the second reading of the ordinance repealing the Borough's Code of Ethics ordinance and asked the Clerk to read the Affidavit of Publication and the proposed ordinance by title only as follows: **AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED THE "CODE OF ETHICS ORDINANCE OF THE BOROUGH OF OCEANPORT" PASSED AND APPROVED ON DECEMBER 20, 1984.**

ORD.
#614 Mayor Cavanagh commented that the reason we are repealing the Borough's Code of Ethics is because the State has enacted legislation that was recently passed and states that any local ordinance that was previously in existence which is inconsistent with the new legislation, must be repealed because we are now all subject to the State Statute as opposed to the local ordinance.

Mayor Cavanagh then opened the meeting to the public for any comments anyone might wish to make on this subject only.

As no one from the public wished to be heard on this matter, Councilman Terra moved to close the public portion. It was seconded by Councilman Rodman and unanimously approved by Council.

Councilman Terra moved to adopt this ordinance on its second and final reading and to advertise same in accordance with law. It was seconded by Councilman Rodman.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Miller, Rodman & Wolfe.
NAYS: NONE.
ABSENT: Councilwoman Filippone.
ABSTAIN: NONE.

Councilman Terra called for the introduction of an ordinance amending the zoning ordinance and asked the Clerk to read the proposed ordinance by title only as follows: **AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ENTITLED THE "BOROUGH OF OCEANPORT ZONING ORDINANCE" PASSED AND APPROVED ON JULY 3, 1969.**

Councilman Terra moved to approve this ordinance on first reading. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Miller, Rodman & Wolfe.
NAYS: NONE.
ABSENT: Councilwoman Filippone.
ABSTAIN: NONE.

Councilman Terra moved to hold the public hearing on this ordinance at the regular meeting scheduled to be held on July 18, 1991 and to advertise same in accordance with law. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Miller, Rodman & Wolfe.
NAYS: NONE.
ABSENT: Councilwoman Filippone.
ABSTAIN: NONE.

Councilman Terra then called for the introduction of an amendment to the Shade Tree Ordinance and asked the Clerk to read the proposed ordinance by title only as follows: **AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ENTITLED THE "SHADE TREE ORDINANCE OF THE BOROUGH OF OCEANPORT, NEW JERSEY" PASSED AND APPROVED ON OCTOBER 4, 1973.**

Councilman Terra moved to approve this ordinance on first reading. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Miller, Rodman & Wolfe.
NAYS: NONE.
ABSENT: Councilwoman Filippone.
ABSTAIN: NONE.

Councilman Terra moved to hold the public hearing at the regular meeting scheduled to be held on July 18, 1991 and to advertise same in accordance with law. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons McGee, Terra, Miller, Rodman & Wolfe.
NAYS: NONE.
ABSENT: Councilwoman Filippone.
ABSTAIN: NONE.

Mayor Cavanagh commented that conceptually what we are doing by introducing these ordinances is to actively involve the Shade Tree Committee and the Environmental Commission in site plan applications and applications before the Planning Board in an attempt to give the Planning Board two additional vehicles for evaluating the esthetics and desirability of projects as they come before the Board. He continued that what will happen now is that each of the Boards will be given a copy of the plot plan and the two committees will give feedback to the Planning Board at the time of the hearing, so that when the Planning Board is considering the application, they will have the ability to have some input from both the Shade Tree Committee and the Environmental Commission and hopefully this will make the entire procedure more meaningful.

Councilman Terra mentioned that the Super Bowl Champion NY Giants will be playing the Oceanport Hook & Ladder members in a benefit softball game on Saturday, July 13, 1991 at 1:00 P.M. at Dean Field in Fort Monmouth and food and refreshments will be available and anyone interested in purchasing tickets in advance should call the Oceanport Hook & Ladder Fire Company after 4:00 P.M. at 542-6928.

COUNCILWOMAN FILIPPONE: ABSENT.

COUNCILMAN MILLER: Councilman Miller commended Councilman McGee in his efforts on getting the repairs underway for the air conditioning system, which we have found was undersized and has been in Borough Hall for some time and even though the CAP for bids under the State regulations is at $9,200, the Mayor's policy is that when you get over a couple of thousand dollars, he wants us to go out and get several bids because we do not operate like a business, we have to go through a rather lengthy process and he thanked Councilman McGee and felt that the Borough employees would also be thankful to him for getting the air conditioning replaced.

Councilman Miller also stated that the Governing Body took part in serving the troops after the parade on Flag Day and he felt really good about doing his own small part and commented that there were approximately 40 tables set up with other local officials helping serve and it was very orderly and the ending with the fireworks was just great.

Councilman Miller reported under Recreation that the fireworks fund has received donations in the amount of $1,280 and he thanked everyone who has contributed so far and their names will be published in the next Bulletin, but we need to have the rest of the residents send in their donations because the cost this year is approximately $4,500 so we have a ways to go and this event is almost totally paid for by community contributions.

Councilman Miller announced that the Summer Action Camp run by our Recreation Director, John Kerwin, will begin on July 1 and we have 135 campers this year and you can still join up, but you will be charged a late fee.

Councilman Miller informed the public that this past year a new softball field was put in at Blackberry Bay Park partly through the efforts of many people on Recreation and Public Works as well as some of the members on Council, namely Councilman Wolfe and they all did such a nice job that we have been receiving all kinds of compliments from visiting teams, some of who have requested use of the field to play championship matches.

Councilman Miller also commented that Recreation Director John Kerwin is entering Charles Park and Blackberry Bay Park for the Ross W. Maghan Award competition which is run by the Monmouth County Parks Commission and last year we won first place for parks under ten acres for Old Wharf Park.

Councilman Miller advised that at the last Recreation Committee meeting, a resident, Jim Slattery, spoke to the Committee about putting together a proposal and possibly getting some public funds for an exercise/running/walking track around Blackberry Bay Park and whenever you have volunteer efforts, we let them investigate the matter and he will report back on Mr. Slattery's findings.

Councilman Miller reported under Sanitation, we had a presentation given by our new contractor, Marpal, who will be taking over this service as of July 1, 1991 and they proposed that the town be split into three zones with pick up twice a week and one of the present pick up days will change and we will also have bulky pick up every second pick up of every week instead of the present system, where you can only put out bulky items the last two pick ups of every month, which the Council was in favor of both recommendations. Councilman Miller stated the Council liked the idea that there would be a truck in town six days a week and this company provides each truck with a radio so if there is a complaint, the office can relay the problem to the driver and it can be addressed right away.

Councilman Miller advised that a letter will be sent out to all the residents of the Borough apprising them of the change and a map will be on the back and he thanked both Councilmen Terra and Wolfe as well as Mrs. Varca for all their efforts in putting this together and the cost of the letter will be paid for by Marpal and not the taxpayers of the Borough.

Councilman Miller reported under Waterways, we will be having our initial meeting of the season of this Committee on Saturday and we will also do our sampling of the storm drains and next Tuesday, we will begin our bi-monthly sampling for coliform especially in Branchport Creek and this is being done by the Monmouth County Board Health and we will have Councilman Rodman dropping our samples off at the County Health Labs every other Tuesday morning.

Councilman Miller reminded the residents that Monday, June 24, 1991 the Oceanport Lions Club will be holding their annual Strawberry Festival at the Maple Place School from 6-9 PM and this is a major fund raiser for the Lions Club.

COUNCILMAN RODMAN: NO REPORT.

COUNCILMAN WOLFE: Councilman Wolfe commented that Mr. Giordano, Public Works Superintendent, proudly handed back to him a four page list of work sheets that he had given him back in April for work that was needed throughout the Borough in the streets and parks, and in addition to his normal work load, all of the items on the sheets has been completed and he asked Councilman Miller to pass this on to the Recreation Committee.

Councilman Wolfe reported that the County had forwarded to Mayor Cavanagh a list of streets that are going to be re-paved by the County some time during 1991 and he sent a letter to the County for some clarification as to their time schedule and if they could include some drainage work on Myrtle Ave., which they intend to re-pave curb to curb, and it appears that they are going to try and do the job some time during the month of September and as part of that project, they are going to try and increase some of the drainage flow on the westerly side of Myrtle Avenue where we have experienced some problems with stagnant water and ponding. He thanked Freeholder Powers and County Engineer Rich Kozinsky for their timely response to his initial inquiry and he is looking forward to having that road repaved in September.

At 8:18 P.M. Councilwoman Filippone arrived at the meeting and took her place on the dais.

Councilman Wolfe asked the Clerk to read resolution **R-91-46** regarding insurance, after which he moved to approve same. It was seconded by Councilman Terra and unanimously approved by Council. R-91-46

Mayor Cavanagh explained that in order to get five million dollars in excess coverage that we have placed, this resolution is a method of accomplishing that without any risk to us, since it is a thoroughly funded concept and we are simply expanding our coverage.

Councilman Wolfe commented that by entering into this joint pool of insurance with approximately 60 other municipalities, there is a savings to the Borough of approximately $8,000 from the regular market for that same coverage.

COUNCILWOMAN FILIPPONE: Councilwoman Filippone apologized for being late due to her presenting an award at the Frank Antonides School graduation this evening and that is why she was delayed.

Councilwoman Filippone reported on the Oceanport First Aid Squad and continued that they had 40 calls this past month for a total of 210 person hours and she also reported that they gave commendations last night at their meeting to Buzzy Baldanza and Jared Murphy, who are two Oceanport Police Officers who had given CPR to a first aid call, which they arrived at before the Squad and administered CPR and brought the gentleman back to life seven times, but unfortunately when he got to the hospital he succumbed and she commended them for their actions.

Councilwoman Filippone stated that in regard to CPR, she reminded all the residents that the Oceanport First Aid Squad is going to be giving a course for residents on CPR for a nominal fee and it will be held on July 25, 1991 and the Squad members want to encourage the residents to take this course because it may mean saving someone's life.

Councilwoman Filippone also reminded the residents that the Squad's annual fund drive will be taking place in July and it is their only fund drive that they have during the year and she hoped everyone would be generous because there are so many new training requirements which cost a lot of money and they must take the courses and they want to purchase a new piece of equipment and have to undertake some building repairs.

MAYOR CAVANAGH: Mayor Cavanagh commented that he thought we were the only town at Flag Day at Fort Monmouth that had every member of the Council there at one point in time during the event and it probably will not happen again with that type of intensity and enthusiasm very often and it was an extremely nice time.

Mayor Cavanagh opened the meeting to the public for any comments they might care to make.

PETITIONS FROM THE PUBLIC:

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

Councilman Wolfe moved to approve the bills as listed on the Voucher Register dated June 20, 1991. It was seconded by Councilman Miller and unanimously approved by Council with the exception of Councilman Terra who abstained from voting on a bill made payable to himself for reimbursement for flyers and Councilman Wolfe who abstained from voting on the bills due Clayton Block Co. TOTAL 1991 VOUCHERS $65,855.78. TOTAL 1991 VOUCHERS PAID THIS MEETING $74,611.21. TOTAL 1991 OPERATING FUND $140,466.99. TOTAL PUBLIC ASSISTANCE TRUST ACCOUNT $410.68. TOTAL TRUST ACCOUNT $37.00. TOTAL TRUST-SUI ACCOUNT $35.00. TOTAL RECREATION

TRUST ACCOUNT $466.25. TOTAL GENERAL LEDGER - OCEANPORT BOARD OF EDUCATION $633,178.60. TOTAL GENERAL LEDGER - MIDDLE DEPARTMENT INSPECTION AGENCY $413.50. TOTAL GENERAL LEDGER - REFUND RIFLE REGISTRATION FEE $100.00. TOTAL GENERAL LEDGER - 3RD PARTY REDEMPTION $1,941.65. TOTAL GENERAL LEDGER - TAX OVERPAYMENT $3,388.41. TOTAL GENERAL LEDGER - 1990 4TH QUARTER STATE TRAINING FEE $19.82. TOTAL GENERAL LEDGER - 1991 1ST QUARTER STATE TRAINING FEE $34.98. (SEE VOUCHER REGISTER

At 8:32 P.M. Councilman Rodman moved to adjourn the meeting until the next regular meeting scheduled to be held on July 18, 1991 at 8:00 P.M. It was seconded by Councilman Miller and unanimously approved by Council.

Respectfully submitted,

Patricia L. Varca

PATRICIA L. VARCA
BOROUGH CLERK