

Oceanport, New Jersey
June 18, 1992

REGULAR MEETING: The regular meeting of the Oceanport Mayor and Council of the Borough of Oceanport was held on June 18, 1992 at 8:07 P.M.

MEMBERS PRESENT: Councilpersons Clark, Terra, Filippone, Miller, Taylor, Wolfe and Mayor Cavanagh.

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 from the regular meeting held on June 4, 1992 had been made available for review by the Governing Body, Councilman Miller moved to waive the reading of same and approve the minutes as presented by the Borough Clerk. It was seconded by Councilman Clark and unanimously approved by Council.

CLERK'S REPORTS:

1. Raffle license application made by the following:

- a} Jr. Auxiliary to Monmouth Pk. Charity Fund and the Monmouth Pk. Charity Fund to be held 7/4/92, 50/50 cash raffle.
- b} Monmouth Pk. Charity Fund, to be held 7/4/92, 50/50 cash raffle.
- c} Monmouth Pk. Charity Fund, to be held 7/25/92, assorted prizes.
- d} Monmouth Pk. Charity Fund, to be held 7/25/92, assorted prizes.

The Clerk reported that the applications were in order and the required fees had been paid to the Borough, after which Councilwoman Filippone moved to approve the above listed raffle applications. It was seconded by Councilman Taylor and unanimously approved by Council.

2. Resolutions renewing the following liquor licenses for the 1992-93 period:

The Clerk read resolution R-92-49 renewing the liquor license application for Old Wharf Chefs, Inc., License #1338-33-008-003, after which Councilman Miller moved to approve same. It was seconded by Councilwoman Filippone and unanimously approved by Council. R-92-49

The Clerk read resolution R-92-50 renewing the liquor license application for Arthur & Alvina, Inc., License #1338-33-001-003, after which Councilman Miller moved to approve same. It was seconded by Councilman Taylor and unanimously approved by Council. R-92-50

The Clerk read resolution R-92-51 renewing the liquor license application for Oceanport Wines & Liquors, Inc., License #1338-44-005-001, after which Councilman Taylor moved to approve same. It was seconded by Councilman Miller and unanimously approved by Council. R-92-51

COMMITTEES:

COUNCILMAN CLARK: Councilman Clark stated we have been talking for some time throughout the communities that it would be a good idea not to have to throw the old telephone books into the landfills and this year we are going to have a trailer available next to the newspaper trailers for old telephone books only and this will be at the site from June 22 to June 30, 1992 and he urged all members of the community to throw their old telephone books into this trailer, which will be disposed of by the Public Works Department who will see that it is taken to the appropriate place in Tinton Falls.

Councilman Clark advised that the New Jersey Office of Environmental Prosecutor and the Clean Communities Program have come together and have requested that the citizens assist in keeping our waterways clean. He continued that what they are requesting is that citizens participate in the New Jersey Waterways Audit, which means if a citizen sees any kind of pollution happening, they should make note of where, when, what and take a photograph if possible and forward this information on to him as the Clean Communities Coordinator and he will in turn send it to the County and the State for investigation.

COUNCILMAN TERRA: Councilman Terra called for the first reading of an amendment to the garbage ordinance with regard to grass clippings and asked the Clerk to read the proposed ordinance by title only, as follows: AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "GARBAGE, RUBBISH AND REFUSE" PASSED AND APPROVED ON MAY 20, 1976.

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

The Clerk called the roll:

AYES: Councilpersons Clark, Terra, Filippone, Miller,
Taylor and Wolfe.
NAYS: NONE.
ABSENT: NONE.
ABSTAIN: NONE.

Councilman Terra moved to hold the public hearing on this ordinance at the meeting scheduled to be held on July 16, 1992 and to advertise same in accordance with law. It was seconded by Councilman Miller.

The Clerk called the roll:

AYES: Councilpersons Clark, Terra, Filippone, Miller,
Taylor and Wolfe.
NAYS: NONE.
ABSENT: NONE.
ABSTAIN: NONE.

Councilman Clark explained that by this ordinance we are trying to keep the grass clippings and other debris out of the waterways and we are going to accomplish this by when anyone is cutting their lawns, they will no longer, by law, be allowed to blow the clippings onto the streets and this is for not only the private citizen, but for the lawn contractors as well. He continued when it does go into the street, it must be swept and picked up because if not, it eventually gets into our storm drains and into our waterways, which is another source of pollution.

Councilman Terra reported the next Bulletin deadline is schedule for July 15, 1992 and anyone who has any articles they want in the next Bulletin should have the material to him prior to that date. He also thanked his wife, Rosemarie Terra who is the Editor of the Bulletin for doing an excellent job in this capacity.

Councilman Terra also offered his thanks to Diane Super for getting the 1992 Directory out and commented that every household receives one of the Directories and it contains all the information with regard to recycling, garbage, dogs, etc. as well as the phone numbers for all the committee and board members.

Councilman Terra announced that the Port-au-Peck Chemical Hose Fire House will be holding a "wetdown" for our new firetruck, the KME Pumper, Truck #76 on Sunday, June 21, 1992 from Noon to 5:00 P.M. and everyone is invited to attend and there will be food and refreshments.

Councilman Terra reported that the Oceanport Hook & Ladder Fire Company has installed their new community events sign, but the electric needs to be completed and he offered a special thanks to Chick Walling for all his help in this project.

Councilman Terra stated that the OP Sail celebration will be taking place on July 3 and 4 and we will be commemorating the 500th anniversary of the discovery of America and there is going to be a huge festival of tall ships which will be anchored in Sandy Hook Bay and Graves End Bay on July 3 in preparation for a parade which will take place on July 4. He advised that many of the Clubs around have been given the honor of hosting the crews of some of the tall ships and they will bring some of the mid-shipmen and officers ashore and show them around and entertain them and the Shrewsbury Sailing & Yacht Club in Oceanport has been given the honor of hosting the Spanish Ship.

COUNCILWOMAN FILIPPONE: Councilwoman Filippone commented that she is very pleased that the old telephone books are no longer going to be thrown away and wind up in the landfill and she commended Councilman Clark for arranging to take care of this matter.

Councilwoman Filippone emphasized the fact that we are collecting household batteries and the County Board of Health has reported that 1,222 lbs. of household batteries were collected in May, 1992 and that is a really good start to getting them out of the landfill.

Councilwoman Filippone commended Commander Cliff Hepburn on his re-appointment as Commander of the Oceanport VFW Post and she was pleased to attend the ceremony held at the Community Center and commented that he does an excellent job in the Borough.

Councilwoman Filippone reported that we sold 120 dog licenses during the month of May and now have a total of 586 dogs licensed in the Borough and she hoped the owners are all picking up after their dogs and she hoped that the people will stop dumping the dog droppings into the river, which she has observed herself, as well as other people and happens to be against the law.

Councilwoman Filippone advised that we now have the first case of rabies in Manasquan and it is only one block from the beach and this is what had been anticipated and she again reminded people now that the weather is warm, to keep the children away from strange animals.

Councilwoman Filippone stated that the County held their hazardous waste collection day again in May and once again, it was very successful which shows that the people are interested in participating to help eliminate these hazardous wastes from going into the landfill and 556 vehicles showed up at Hazlet.

Councilwoman Filippone reported that Oceanport had three awardees for the Congressional Award last week at Monmouth College and they were Brian Cavanagh, Brian Wolfe and Michael Assenza and they all received a bronze medal and we are all very proud of them as well as their parents. She also thanked Councilman Miller for helping these young people and he has been very instrumental in helping these young people receive this award.

COUNCILMAN MILLER: Councilman Miller congratulated Councilwoman Filippone on becoming a grandmother for the sixth time and the Boy Scouts of Oceanport on holding their Court of Honor and he was very honored to attend and say a few words earlier this evening and he felt that these young men are truly shining examples for a lot of other boys and girls who may not have direction.

Councilman Miller congratulated all the Oceanport young men and women who graduated from Shore Regional High School on Sunday at 2:00 P.M. and he was there in his duties as Science Department Chairman and to give out some awards and the total monetary awards, scholarships, grants and aid reached somewhere in the neighborhood of \$800,000 to \$900,000 which several members of our community received and stated that Brian Valentino received in excess of \$5,000 worth of awards, Tim Kelly of Oceanport received approximately the same amount, Joanna Wilcox and Jennifer Orlando also received quite a few monetary awards as well as other scholastic awards. He commented that he is pleased to say that three out of those four people are all members of our Water Watch Committee.

Councilman Miller reported under Waterways, our sampling in Branchport Creek will begin next Tuesday morning and he will be assisted by Councilman Wolfe and his son and Jamie Weiss and we will be sampling six sites. He stated we will really be having weekly testing because the County will be testing on the off weeks and we will be testing every other week.

Councilman Miller advised that they have begun waterways clean up projects and last week we were working at Shore Road and we cleaned up close to one ton of material, including some of the large pilings that we brought over to the ramp near Blackberry Bay Park.

Councilman Miller stated that on Monday night he had given a copy of the recent water sampling results to Cindy Meier of the Atlanticville, so he is not going to go over the entire results, but anyone in the audience may take a look at his copy after the meeting and there is also a copy on the front door of the building. He stated that the quality of the river was a little bit better than last time, but he is still concerned with the site west of the bridge out here and the two sites at Branchport Creek and the sites at Blackberry, Sommers Park and Gooseneck Point were all in good shape. He also commented that he has conveyed his concern over the other three sites to the County Board of Health and Bill Simmons will be having one of their inspectors, Sue Williams investigate these areas further.

Councilman Miller advised under Recreation, the basketball court at Evergreen Park has been resurfaced and is in very good shape and we will shortly be replacing a six foot fence with a ten foot fence to make sure that the neighbors have a reduced amount of basketballs going into their backyards.

Councilman Miller stated we will shortly be putting up the volleyball nets at the Community Center and at Blackberry Bay Park.

Councilman Miller requested donations for the fireworks funds for this coming year and stated that last year we ended up with approximately \$2,500 left over which was great in comparison to past years, but the fireworks cost somewhere in the neighborhood of \$4,500-\$5,000 and we are about \$2,500 short and we have only received about \$150 so far and in the next Bulletin there will be an envelope for the donations and again this year, anyone donating \$50 or more will receive a tee shirt.

Councilman Miller reminded the public that Monday, June 29, 1992 between 6:00-9:00 P.M. the Lions Club will be hold their annual Strawberry Festival at the Maple Place School and urged everyone to purchase a ticket and come out and enjoy the festival.

Councilman Miller moved to reject the bids for the boatramp construction at Blackberry Bay Park and to return the bid bonds to the unsuccessful bidders, as well as to authorize the Borough Engineer to negotiate with said unsuccessful bidders to try and arrive at a project cost within the budgeted amount. It was seconded by Councilman Terra and unanimously approved by Council.

COUNCILMAN TAYLOR: Councilman Taylor reported he had attended a meeting on June 5 in Princeton which was a Statewide Community Alliance Team made up of the central regional towns, which number approximately 40 different towns from the central portion of New Jersey. He stated that they discussed essential community needs, volunteerism, fund raising, community involvement, media relations, regionalization, continuity of programming and cultural diversity. He stated these various topics will be used in our Alliance Group in the Borough and the next meeting is scheduled to be held on June 24 at the Old Wharf House at 7:30 P.M. He stated that he received many good ideas from this meeting especially since some of the Alliance Groups have been in existence for seven to eight years and have a lot of experience in this field.

Councilman Taylor congratulated our young students on receiving the Congressional Medals and to their parents who assisted them with the required projects as well as to Councilwoman Filippone on becoming a grandmother again.

COUNCILMAN WOLFE: Councilman Wolfe asked the Clerk to read resolution R-92-52 amending the 1992 temporary budget, after which he moved to approve same. It was seconded by Councilman Taylor and unanimously approved by Council.

Councilman Wolfe then asked the Clerk to read resolution R-92-53 appointing the Emergency Management Council Committee, after which he moved to approve same. It was seconded by Councilman Taylor and unanimously approved by Council.

Councilman Wolfe commented that the Emergency Management Plan has been submitted to Freehold and we are awaiting the final State approval and he thanked everyone involved for all their efforts and hard work in putting this plan together which was a very lengthy process.

Councilman Wolfe commented that we are completing our first week with our new Superintendent of Public Works, Mr. Giurlando and he seems to be doing an excellent job and has been working on various project with no problems.

Councilman Wolfe announced that the Oceanport Fall Soccer Program is still taking names of children who want to participate from first through eighth grades and they should contact him as soon as possible, since they will be picking teams next month.

Councilman Miller offered his thanks to Cindy Meier of the Atlanticville for publishing the results of the water quality testing and what we are doing would not help if people were not aware of what was happening.

Councilman Taylor thanked Councilman Wolfe for installing the warning signs near the water areas throughout the Borough and he felt they would be of great help to not only the residents but to people who are not familiar with the town.

Councilwoman Filippone also thanked Councilman Wolfe for the sign in her neighborhood with regard to leashing your dogs and stated that she has received many compliments from her neighbors since that sign was installed.

MAYOR CAVANAGH: Mayor Cavanagh offered a motion to authorize the expenditure of not more than \$300 to fight the Jersey Central Power & Light Company proposed 16% rate increase with the municipalities comprising the Two River Council of Mayors.

Councilwoman Filippone moved to approve the above stated motion regarding the proposed rate increase by Jersey Central Power & Light Company. It was seconded by Councilman Wolfe and unanimously approved by Council.

Mayor Cavanagh explained that we had originally agreed several months ago to join together with the other municipalities in the Two Rivers Council of Mayors to put up some funds to contest the request made by Jersey Central Power & Light proposed rate increase and the substantial portion of the increase is still pending, but the numbers we have seen look like they are asking for a 16% increase. He continued that what that means to each of us is to just take your electric bill and take a sixth of that and it will give you an estimate of what that increase will mean. Mayor Cavanagh continued that since it becomes rather expensive to get involved in fighting these types of situations, what we have done is each of the Mayors in the Two Rivers Council of Mayors has agreed to put up a piece of the legal fee and a piece of what it is going to cost for an expert to testify and because there are 13 members, we have calculated that we can do this for as little as \$300 per municipality.

Mayor Cavanagh stated the First Aid report for the month of May shows there were 26 calls, 355 miles and 206 person hours which shows once again what an excellent job our volunteer First Aid Squad does and we thank them and acknowledge what they are doing on a regular basis.

Mayor Cavanagh offered the name of Lucy Kovar to fill the un-expired term for Tax Collector, which term expires December 31, 1992.

Councilman Wolfe moved to approve the above appointment for Tax Collector. It was seconded by Councilman Clark and unanimously approved by Council.

Councilman Wolfe then moved to appoint Mrs. Kovar to perform the additional duties of Payroll Clerk, Searcher of Assessment Liens, Searcher of Tax Liens, Secretary to the Board of Health and Deputy Registrar. It was seconded by Councilman Clark and unanimously approved by Council.

Mayor Cavanagh offered his congratulations on behalf of the entire Governing Body and welcomed her to Oceanport and wished her the best of luck and looked forward to working with her in the future.

Mayor Cavanagh opened the meeting to the public.

PETITIONS FROM THE PUBLIC:

Mr. Charles Caparn, 34 Wardell Circle stated that Councilwoman Filippone mentioned in her report that there was a hazardous waste day recently held and he questioned how the residents were supposed to know about these dates.

Councilman Clark responded that there has been a listing on the front doors of the Borough Hall for several months, which lists all the dates and locations for the County sponsored Hazardous Waste days and he has mentioned it at the last several Council meetings and we will put a notice in the next Bulletin. Councilwoman Filippone added that the dates are advertised in the newspapers by the County Board of Health and she has also reported the up coming dates at the meeting.

Rick Sweger, 1244 Turf Drive asked if the budget has been approved to which the Mayor stated it has not been adopted to date. Mr. Sweger asked if the budget would be approved during 1992, to which Mayor Cavanagh stated that he predicted that the budget would not be able to be adopted by June and he is not sure it will be adopted this month and we may be looking at July. He continued that there is a budget deficit of substantial proportion and there is some political undertow to this problem because the Legislature wants to do one thing and the Governor's Office wants to do another and there are political ramifications, such as are they going to cut out the homestead rebate, are they going to reduce it to just senior citizens and/or people with certain other designations, but no one seems to be really sure what is going to take place.

Mayor Cavanagh stated that what this situation does is point up the danger of not having surplus when you can't function and many towns will have problems functioning after July 1 if they do not have a major amount of surplus from either pre-collected taxes or whatever. He continued that luckily the State has not eaten away at all of the Borough's pre-collected tax surplus yet and that won't happen for another two years, but he thinks it is not unfair for him to say that there will be a number of municipalities borrowing money in July if this budget situation is not resolved in order to make payroll.

Mayor Cavanagh commented that we have done our job and introduced our budget in a timely manner, held our public hearing as required by law and sent it off to Trenton in March and we are just waiting to hear from them as to what will happen, but they don't know what type of aide figures to put in as well as other plans that are being discussed.

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 18, 1992. It was seconded by Councilman Taylor and approved by Council with the exception of Councilman Terra who abstained from voting on the vouchers due Ed Brister. TOTAL 1991 VOUCHERS PAID THIS MEETING \$3,630.84. TOTAL 1992 VOUCHERS \$49,975.99. TOTAL 1992 VOUCHERS PAID THIS MEETING \$77,565.42. TOTAL 1992 OPERATING FUND \$127,541.41. TOTAL DOG REGISTRY ACCOUNT \$276.00. TOTAL PUBLIC ASSISTANCE II ACCOUNT

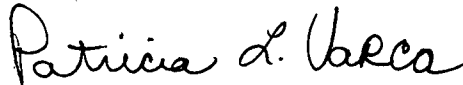
\$452.20. TOTAL CAPITAL ACCOUNT \$399.79. TOTAL TRUST ACCOUNT \$163.00. TOTAL RECREATION TRUST ACCOUNT \$3,252.55. TOTAL GENERAL LEDGER-TAX OVERPAYMENT \$1,891.88. TOTAL GENERAL LEDGER-LIEN REDEMPTION \$3,525.02. TOTAL GENERAL LEDGER-WC-AUDIT \$2,469.00. TOTAL GENERAL LEDGER-FIRE PREVENTION \$25.00 (SEE VOUCHER REGISTER).

At 8:55 P.M. Councilman Terra moved to adjourn this meeting to go into Executive Session to discuss several personnel matters. It was seconded by Councilman Wolfe and unanimously approved by Council.

At 9:40 P.M. Mayor Cavanagh reconvened the Council Meeting and stated for the record that everyone was present on the dais and stated that we have met and discussed several personnel matters and there will be no action taken at this time.

Councilwoman Filippone then moved to adjourn the meeting until the next regular meeting scheduled to be held on July 16, 1992 at 8:00 P.M. It was seconded by Councilman Miller and unanimously approved by Council.

Respectfully submitted,



PATRICIA L. VARCA
BOROUGH CLERK