

**WORKSHOP MEETING MINUTES
TOWNSHIP COUNCIL – TOWNSHIP OF OCEAN**

JANUARY 11, 2010

OAKHURST, NEW JERSEY

The Workshop Meeting was held in the Council Conference Room, Town Hall, 399 Monmouth Road, Oakhurst, NJ 07755 beginning at 5:30 p.m.

Present: Mayor Larkin
Deputy Mayor Hiers, Councilmember(s) Garofalo, Schepiga, Siciliano
(Councilmember Siciliano arrived at 5:35 p.m.)

Others: Martin Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager
Vincent Buttiglieri, Township Clerk

Mayor Larkin announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the Office of the Township Clerk on December 9, 2009.

REVIEW OF ALL REGULAR MEETING MATERIAL:

The following items were reviewed by the Governing Body and held for the Regular Meeting of January 11, 2010, unless otherwise noted (*):

CONSENT AGENDA:

MINUTES:

December 23, 2009 – Public Meeting
December 31, 2009 – Public Meeting

RESOLUTIONS:

10-001 Authorize the release of Performance Guarantee for the following:

- a. Block 37, Lot 17 – 243 Cold Indian Spring Road – Bruce J. Green

10-002 Authorize the Developer's Agreement for the following:

- a. Block 1.05, Lots 8 & 9 – Cindy Lane – R & S Realties, LLC

10-003 Accept the Performance Guarantee for the following:

- a. Block 63, Lot 11 – 610 Palmer Avenue – Basso Site

INDIVIDUAL ACTION:

RESOLUTIONS:

10-004 Approve 2010 Temporary Budget

Andrew Brannen, Township Manager, explained that the amounts are based on 26.25% of the 2009 expenditures, less certain items such as pension and insurance. Mr. Brannen also reported that the Township has not received any information regarding State Aid.

10-005 Authorize the Mayor and Municipal Clerk to execute the Agreement with Monmouth County for transportation services for 2010.

Mr. Brannen stated that the services referenced in this resolution are utilized only in the case of an emergency and if utilized, the cost to the Township will be \$33.00 per hour.

10-006 Authorize the Mayor and Municipal Clerk to execute the Agreement with Monmouth County for the Special Citizens Area Transportation (SCAT) for 2010.

Mr. Brannen reported that the cost for the Township to utilized these services is \$300.00 per day, one day per week.

10-007 Approve Maintenance Agreement for Police Communications Console Equipment with WPCS International, Inc. (State Contract #A53824) at a cost not to exceed \$20,400.00.

Mr. Brannen reported that this maintenance agreement pertains to the new police communications equipment that was recently purchased and is being purchased under State Contract.

10-008 Authorize a contract with Jeffrey R. Surenian, Esq., and the Firm Jeffrey R. Surenian and Associates, LLC to assist the Township with its affordable housing responsibilities at a cost not to exceed \$100,000.00 for the period January 1, 2010 through December 31, 2010

Mr. Brannen reported that to date, the Township had encumbered \$268,000.00 to both Jeffrey R. Surenian, Esq. and Clarke Caton Hintz (Township's COAH Planner).

10-009 Authorize the purchase of uniforms for the Public Works Department from American Wear Uniforms, East Orange, NJ, at a cost of \$45,467.76 (\$15,155.92 per year) for the three (3) year period of January 1, 2010 through December 31, 2012.

10-010 Authorize the Mayor to execute a Hold Harmless Agreement with the County of Monmouth for the cleanup of debris from Poplar Brook.

Mr. Brannen reported that this will allow the Monmouth County Mosquito Extermination Commission to remove debris and trees from Poplar Brook.

REPORTS:

Councilmember Schepiga reported that Superintendent of Schools Tom Pagano is going to be the Grand Marshall for the Memorial Day Parade.

Councilmember Garofalo reported that he attended the Sustainable Energy meeting and it appears that the Group will be going out to bid for natural gas for a two-year period.

The following individuals did not issue a report at this meeting:

Councilmember(s) Hiers and Siciliano
Andrew Brannen, Township Manager
Martin Arbus, Esq., Township Attorney

ITEMS FOR DISCUSSION:

Subject: Greenway at Ocean Project Update

Mr. Brannen reported that Al Kerecman will be making a presentation in front of the School Board on January 16, 2010. Mr. Brannen also distributed a sample resolution endorsing the project which had been prepared by Mr. Kerecman. If approved, this will enable the Township to apply for funds that will be used to prepare the actual project plan.

Subject: Council Meeting Preparation

Mr. Brannen reported that it does not appear that the Township will be able to accommodate the request to place the ordinances and resolutions on the website at this time. Mr. Brannen asked Vincent Buttiglieri, Township Clerk, to explain. Mr. Buttiglieri stated that in order for the Township to do this, it must first get its imaging system certified by the Division of Archives and Records Management. This process is very time consuming but needs to be done. Mr. Buttiglieri will report back once he has had discussion with the appropriate DARM officials.

Subject: Poplar Brook Flood Control

Mr. Brannen distributed a map of Joe Palaia Park depicting the construction of a 50 foot berm running through it. The Army Corp of Engineers is ready to move ahead with the feasibility study. After the study is complete, the Township will have an opportunity to determine whether they wish to move forward with the project. The time line established by the Army Corp has them ready to have the final feasibility study signed off by the NJDEP and by the Spring of 2012, construction could begin. Much discussion occurred regarding the pros and cons of the proposal. No decision has been made with regard to continuing with this project.

Subject: Animal Control

Mr. Brannen reported that a meeting will occur this week between the environmental Commission and those residents that have an interest in this issue. All sides will be represented.

Subject: Assembly Bill A351 – Non Partisan Elections

Mayor Larkin reported that the Township now has the option to move their municipal election to be held in November, with the General Election. All that is required will be the passing of an ordinance stating such. Once the ordinance is adopted, the Township is restricted from going back to May elections for a period of ten (10) years. Mayor Larkin stated that by moving the election to November, it would save the Township between \$40,000.00-\$50,000.00. He asked that everyone think about it and subsequent discussion will be held in the near future.

Item D6 was determined to be a matter that should be discussed in Closed Session.

RESOLUTION DECLARING CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:
 - C1. Litigation - COAH
 - C2. Contract – Local 177
 - C3. Contract – Sale of Real Property
 - C4. Litigation – Former Elected Official
 - C5. Personnel – Township Appointments

3. It is anticipated at this time that the Municipal Clerk shall on a six (6) month basis, review the minutes of closed sessions of the Township of Ocean and make a recommendation to the Governing Body which minutes should be considered for public record. The minutes which are made public shall not thereafter be treated as confidential, but may be seen and copied by any person(s) in the same manner as any meeting minutes of the Township of Ocean.

4. This resolution shall take effect immediately.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve	X				
Motion to Second		X			
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					