

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

JULY 13, 2009

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
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 16, 2008.

REVIEW OF ALL REGULAR MEETING MATERIAL:

The following items were reviewed by the Governing Body and held for the Regular Meeting of July 13, 2009, unless otherwise noted (*):

PROCLAMATION: National Ovarian Cancer Awareness Month
September 2009

CONSENT AGENDA:

MINUTES:

June 15, 2009 - Workshop, Public and Closed
June 24, 2009 – Special Public Meeting

RESOLUTIONS:

09-105 Authorize the acceptance of Performance Guarantee for:

- a. Block 36, Lot 32 – 1219 Deal Road – Richard Thetgyi
- b. Block 53, Lot 9 – 250 Golf Road – Elliot Azoulay

09-106 Authorize the submission and execution of the following Grants:

- a. Obey the Signs or Pay the Fines 2009 – Speed Enforcement Grant
- b. Over the Limit, Under Arrest Crackdown Enforcement Grant
- c. 2010 Monmouth County Board of Alcohol and Drug Abuse Services – Adolescent Outpatient Services Grant
- d. 2010 Monmouth County Board of Alcohol and Drug Abuse Services – Level I Outpatient Services Grant
- e. 2010 Municipal Alliance Program Grant

09-107 Authorize the receipt of bids for abandoned vehicles

09-108 Authorize participation in the Central Jersey Council of Governments
Regional Solid Waste Feasibility Study

Andrew Brannen, Township Manager, explained that this has now become a regional initiative as opposed to just a few towns, which should enable a reduction in the costs.

09-109 Authorize the issuance of a limousine license to Seman-Tov Taxi, LLC

09-110 Authorize the receipt of bids for the following items:

- a. Bulk Material Recovery Facility; Automated Garbage Collection Vehicles; Cart Lifters; Side Lifter with Side Loading Packer; Automated Carts; Recycling Material Recovery Facilities; and Scarab Window Turner Repairs

Andrew Brannen explained the necessity for all items, including the Police Communications Tower, which was a late addition to this resolution.

09-111 Stating Compliance with Promulgation of Local Finance Board of the State of New Jersey accepting the 2008 Township of Ocean Audit

09-112 Authorize the display of fireworks for the Italian American Association of the Township of Ocean on August 14, 2009 (rain dates August 15, 2009 and August 16, 2009)

INDIVIDUAL ACTION:

VOUCHERS: \$ 5,270,576.31

Andrew Brannen explained various expenditures.

RESOLUTIONS:

09-113 Amend the Inter-local Agreement with the Borough of West Long Branch for Municipal Court Services

09-114 Award Professional Services Contract to Leon S. Avakian, Inc. for the following projects:

- a. Preparation of the Township of Ocean Flood Damage Prevention Ordinance at a cost not to exceed \$2,000.00
- b. 2009 CDBG Sunset Avenue Improvement Project at a cost not to exceed \$17,400.00

09-115 Authorized the Shared Services Agreement between the Township of Ocean and the Township of Ocean Board of Education for the two-year period from August 1, 2009 to August 1, 2011

Andrew Brannen explained that the Board of Education will provide janitorial services and in return, the Township will provide recycling and landscaping services.

09-116 Appoint Dennis Crawford as a Hearing Officer to handle animal house matters for the Township of Ocean.

09-117 Appoint McLaughlin, Gelson, D'Apolito & Stauffer, LLC as Township Bond Counsel for the year July 1, 2009 through June 30, 2010

09-118 Approve a Chapter 159 for the following Grants:

- a. NJLM Sustainable Jersey Municipal Certification Program – Walmart Grant
- b. Clean Communities Grant
- c. Drunk Driving Enforcement Fund

09-119 Approve a Capital Budget Amendment pertaining to solid waste collection and equipment purchases

Andrew Brannen explained that this resolution was necessary due to the automated garbage function.

09-120 Award a contract to Fernandez Construction for the 2009 Roadway Improvements at a cost not to exceed \$760,265.00.

09-121 Authorize a contract with Bruno Associates, Inc., to file a grant application for a recording project through KavaCorp, at no cost to the Township

ORDINANCES:

Adoption(s):

Ordinance #2131 – A Bond Ordinance providing for curb and sidewalk improvements to various Township roadways appropriating \$70,000 to finance a portion of the cost thereof and direct the Special Assessment of the costs thereof
(Coaster)

Introduction(s):

Ordinance #2124 – An Ordinance amending Ch. XIII of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: “Excavation and Construction of Public Streets
(P.H. 8/17/09 Coaster)

Ordinance #2132 – An Ordinance establishes the positions eligible for the Defined Contribution Retirement Program provided by the Pension Reform Act of 2007, N.J.S.A. 43:15C-1 et seq.
(P.H. 8/17/09 Coaster)

Ordinance #2133 – A Bond Ordinance providing for the acquisition of machinery and equipment for the Department of Public Works appropriating \$802,000 therefor authorizing the issuance of \$761,900 bonds and notes to finance a portion of the cost thereof
(8/17/09 Coaster)

Ordinance #2134 – An Ordinance amending Ordinance 2101 to provide an additional appropriation of \$44,155.00 from the Capital improvement Fund for the purchase of equipment
(8/17/09 Coaster)

REPORTS:

Councilmember Siciliano reported that he has been approached by someone who would like to meet with Township officials regarding alternative sources of energy.

Councilmember Hiers inquired if Township officials have checked with other municipalities about whether they would be receptive to entering into a recycling inter-local agreement with the Township of Ocean whereby we would provide pickup of their recycling for a fee.

Councilmember Schepiga reported that Fall Fest will be held on September 26, 2009.

Councilmember Garofalo reported that the Board of Education was accepting resumes to fill the vacancy due to the untimely death of Jim Wagner.

Mayor Larkin reported that he inquired about the property that St. Mary’s was located on and apparently there are multiple parties interested in that site. It is approximately 10 acres and currently has a 30,000 square foot building located on it.

ITEMS FOR DISCUSSION:

- Subject:** Oakhurst Country Day School
Action: Mr. Brannen explained that the proposal on the board is for a 22 lot subdivision which will be age-targeted with a homeowner's association. A meeting will occur in the near future to gage the interest of the neighborhood on that type of development.
- Subject:** Automated Garbage Collection
Action: Andrew Brannen distributed a letter that the Council will review regarding the implementation of the automated garbage collection.
- Subject:** Township Reassessment
Action: Andrew Brannen distributed an Analysis of Residential Tax Appeals and explained that the window for performing this reassessment is expiring. Should the Township decide not to proceed, the only option available would be a full blown reevaluation, which would be much more costly than the reassessment.
- Subject:** Township Audit Review
Action: Andrew Brannen explained that there were no deficiencies that warranted inclusion in the Audit. Mr. Brannen also explained the Statute regarding prior years' contracts, in response to the comments made at the previous Council meeting.
- Subject:** Unsolicited Newspaper Delivery
Action: Martin Arbus, Township Attorney, explained that the newspaper in question operates under the "opt out" policy rather than the "opt in" policy of receiving the delivery. Therefore, unless a resident informs the newspaper that they do not wish to receive delivery, they will continue to have it delivered.

The following items came up at the meeting and warranted discussion:

- Subject:** Armstrong Avenue Project
Action: Andrew Brannen reported that Monmouth County has committed to fund 50% of this project. The next step is for the Township to schedule a Scoping Hearing, which will occur within the next couple of months.
- Subject:** Expense Analysis
Action: Andrew Brannen reported that he identified a company that will come in to review certain expenditures/functions and identify potential savings in that area. The Township would be responsible for identifying the area(s) that would be reviewed. If savings are realized, the company would receive 50% of the total amount.