

**WORKSHOP MEETING
COUNCIL – TOWNSHIP OF OCEAN**

MAY 18, 2009

OAKHURST, NEW JERSEY

Call Meeting to Order: 5:30 p.m.

Roll Call: Mayor Larkin
Deputy Mayor Hiers, Councilmember(s) Garofalo, Schepiga, Siciliano

Statement of Compliance with the Open Public Meetings Act:

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 Municipal Clerk on December 16, 2008.

REVIEW OF ALL PUBLIC MEETING MATERIAL:

EMERGENCY ITEMS:

ITEMS FOR DISCUSSION:

- D1. 2009 Capital Budget
- D2. 2009 Paving Program
- D3. Armstrong Boulevard Jughandle Update
- D4. Energy Audit Update

PUBLIC COMMENTS:

RESOLUTION DECLARING CLOSED SESSION FOR THE FOLLOWING MATTERS:

- C1. Contract . PBA/SOA
- C2. Contract . Local 701
- C3. Contract . Sale of Township Property

RESOLUTION
DECLARING CLOSED SESSION

Councilmember _____ offered the following Resolution and moved its adoption, seconded by Council member _____

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. Contract . PBA/SOA
 - C2. Contract . Local 701
 - C3. Contract . Sale of Township Property
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.

ROLL CALL: Garofalo, Hiers, Schepiga, Siciliano, Larkin

CERTIFICATION

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **May 18, 2009**.*

Vincent Buttiglieri, RMC/CMC
Township Clerk



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**AGENDA
TOWNSHIP COUNCIL MEETING
TOWNSHIP OF OCEAN**

MAY 18, 2009

OAKHURST, NEW JERSEY

Call Meeting to Order: 7:00 pm

Roll Call: Mayor Larkin
Deputy Mayor Hiers, Councilmember(s) Garofalo, Schepiga, Siciliano

Pledge of Allegiance and Silent Prayer

Statement of Compliance with the Open Public Meetings Act:

The notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Meeting Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the office of the Municipal Clerk on December 16, 2008.

Fire Exit Procedures:

There are two emergency exits on the wall to my right that will take you to the front of the building and another one to my left that will take you to the rear parking lot.

Notice:

All cell telephones must be turned off. If you need to make a call, kindly make your call outside the meeting room.

Mayor's Statement: Public Portion of any Questions as to Resolutions and Vouchers

The purpose of this public portion is solely to ask questions to understand Resolutions and/or Vouchers that appear on this agenda and is not an occasion for a public hearing on an Ordinance. All questions not related to an item on this Agenda should be asked during the Public Comments portion at the conclusion of the meeting.

Public Questions on Resolutions and/or Vouchers:

CONSENT AGENDA:

MINUTES:

April 6, 2009 . Workshop, Public and Closed
April 22, 2009 . Workshop and Closed

RESOLUTIONS:

09-065 Authorize Release of Maintenance Guarantee for:

- a. Block 9, Lot 74 . 10 Norwood Avenue . Monmouth University
- b. Block 17, Lot 25 . 217 Lewis Street . Guven Construction, Inc.
- c. Block 35, Lot 72 . 27 Northwoods Road . MGO Group, Inc.
- d. Block 35, Lot 73 . 29 Northwoods Road . MGO Group, Inc.
- e. Block 35, Lot 82 . 47 Northwoods Road . MGO Group, Inc.
- f. Block 33, Lot 57 . 1606 Finderne Street . Bevin Irvin Builders
- g. Block 22, Lot 15 . 221 Monmouth Road . Wachovia Bank, NA/United Counties Trust

09-066 Authorize the release of Performance Guarantees for:

- a. Block 35, Lot 72 thru 87; Block 35.02, Lots 4 thru 9 . Wayside Woods Section IV . MGO Group, Inc.
- b. Block 35, Lot 113.01 . 175 Deal Road . Todd Morgano Builders
- c. Block 33, Lot 26 . 1639 Highway 35 . Somerset Tire Service
- d. Block 141, Lots 1 & 23 . Retail Phase %A+. Lowes, Starwood Heller Seaview, LLC
- e. Block 141, Lots 1 & 23 . Retail Phase %B+. Costco Wholesale Club & Gas Station, Starwood Heller Seaview, LLC
- f. Block 141, Lots 1 & 23 . Retail Phase %C+. Target & Ring Road, Starwood Heller Seaview, LLC
- g. Block 141, Lots 1 & 23 . Retail Phase %D+. Applebees & Retail Building, Starwood Heller Seaview, LLC
- h. Block 35.02, Lot 8 . 34 Northwoods Road . MGO Group

09-067 Authorize the 2009 Taxicab Owner's License Renewals for Grove Street Taxi and Limousine Service, Ocean Taxi, LLC, and Yellow Taxi, LLC

09-068 Authorize Public Hearing for Issuance of a Taxicab Owner's License to Semon-Tov Taxi, LLC

09-069 Authorize the receipt of bids for the following:

- a. Removal of Composted Leaves from the Township of Ocean Compost Site at Joe Palaia Park (24 month period)

09-070 Oppose Governor Corzine's plan to re-appropriate monies from the dedicated EMT Training Fund to be used for other purposes.

09-071 Rescind Resolution #09-049d, approved by the Township Council on April 6, 2009 and authorize the execution of the revised Developer's Agreement between the Township of Ocean and Seaview Square, LLC

09-072 Authorize the auction of public property by the Township of Ocean through PropertyRoom.com.

09-073 Authorize the Mayor and Township Clerk to execute a Service Agreement with WM Recycle America, LLC to accept certain recyclable materials at the Township of Ocean facility.

09-074 Authorize the acceptance of the Developers Agreement for the following:

- a. Block 1.05, Lot 2 . 2108 Kings Highway . Omnipoint Communications, Inc.

SPECIAL ORDINANCE:

Ordinance #2125 . To exceed the Municipal Budget Appropriation Limits and to
(Coaster) Establish a CAP Bank

PUBLIC HEARING and ADOPTION – 2009 Municipal Budget

B1 Resolution . Authorizing the Budget to be read by title

Motion to open the Public Hearing

Public Hearing

Motion to close the Public Hearing

2009 Municipal Budget

INDIVIDUAL ACTION:

VOUCHERS: \$11,139,317.45

RESOLUTIONS:

- 09-075 Authorize a salary amendment for non-union Township employees for the year 2009.
- 09-076 Authorize the purchase of four (4) in-car mobile digital video recording systems from L- 3 Communications Mobile-Vision, Inc., Boonton, NJ.
- 09-077 Authorize the purchase of four (4) mobile computer systems from Quality Communications, Lakewood, NJ.
- 09-078 Authorize the purchase of two (2) GMC Yukon Wagons from the Township of Ocean Fire District No. 2 at a cost of \$1.00 each.
- 09-079 - Authorize the refund of overpayment of taxes for Block 153.04, Lot 13.
- 09-080 - Authorize the refund of overpayment of taxes for Block 109, Lot 2.

ORDINANCES:

Adoption(s):

Ordinance #2120 . An Ordinance amending Ordinance #2085 entitled: ~~%~~An Ordinance fixing salaries and compensation of cer tain offices, positions and employees in the Township of Ocean, County of Monmouth, State of New Jersey for the year 2009.
(Coaster)

Introduction(s):

- Ordinance #2124 . An Ordinance amending Chapter 13 of the Revised General Or dinances of the Township of Ocean, 1965 entitled: Excavation and Construction of Public Streets.
(P.H. 6/15/09 Coaster)
- Ordinance #2126 . An Ordinance amending Chapter 12 of the Revised General Or dinances of the Township of Ocean, 1965 prohibiting parking along portions of Wickapecko Drive.
(P.H. 6/15/09 Coaster)
- Ordinance #2127 . A Bond Ordinance providing for various improvements, more specifically for Public Works equipment and vehicles; Police Department equipment; acquisition of MIS equipment; recreation improvements and various road improvements.
(P.H. 6/15/09 Coaster)
- Ordinance #2128 . An Ordinance amending Chapter 14 of the Revised General Or dinances of the Township of Ocean, 1965 entitled: Swimming Pools.
(P.H. 6/15/09 Coaster)
- Ordinance #2129 . An Ordinance authorizing the private sale of non-conforming real property known as Block 211, Lot 1 to contiguous property owners pursuant to N.J.S.A. 40A:12-13 (B)(5)
(P.H. 6/15/09 Coaster)

COMMENTS:

PUBLIC COMMENTS:

ADJOURNMENT: