

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

**APRIL 28, 2016**

**OAKHURST, NEW JERSEY**

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The Workshop Meeting was held in the Council Conference Room, Town Hall, 399 Monmouth Road, Oakhurst, NJ 07755 beginning at 5:00 p.m.

**Present:** Mayor Siciliano  
Deputy Mayor Garofalo  
Councilmember(s) Acerra, Long and Schepiga

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

Mayor Siciliano 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 29, 2015.

**REVIEW OF ALL REGULAR MEETING MATERIAL:**

Andrew Brannen, Township Manager, went through the meeting items, which were reviewed by the Governing Body and held for the Public Meeting of May 12, 2016, unless otherwise noted (\*):

**CEREMONY:**

Oath of Office - Police Officer Joseph Bones

Andrew Brannen, Township Manager, mentioned that Officer Bones will be the 62<sup>nd</sup> officer in the Police Department.

Certificates of Commemorations:

Sunset Farms - 50th Anniversary (will be held for a future meeting)

Oakhurst Independent Hose Company No. 1 - 50 Years of Service

Ocean Township High School Class of 1975 Teacher Appreciation Scholarship

**PROCLAMATIONS:**

Click It or Ticket - May 23 - June 5, 2016  
Brain Tumor Awareness Month - May 2016

**CONSENT AGENDA:**

**MINUTES:**

April 21, 2016 - Workshop Meeting  
April 28, 2016 - Workshop and Public Meeting

**RESOLUTIONS:**

**16-050 Approve the Settlement Agreement and Mutual Release between the Township of Ocean, Cedar Village at Ocean, LLC and Cedar Village at Ocean Homeowners Association, Inc.**

Mr. Brannen said this agreement pertains to the remaining landscaping issues in all four sections of the development.

**16-100 Authorize the Release of Performance Guarantees for the following:**

**a) Block 44, Lot 7 - 404 Maple Avenue - David J. Jemal**

Mr. Brannen said this performance bond was for a single family home.

16-101 Approve the Release of Closed Session Minutes from April 28, 2016

16-102 Authorize the cancellation of the May 31, 2016 Township Council Meeting

**INDIVIDUAL ACTION:**

**VOUCHERS: \$12,134,078.37**

**RESOLUTIONS:**

16-103 Authorize the submission and acceptance of the following Grant(s):

**a. Click It or Ticket 2016 Statewide Seatbelt Mobilization**

Mr. Brannen stated this resolution will be to authorize both the submission and acceptance of this grant due to the timing of both.

16-104 Approve Change Order No. 1 for the 2013 Roadway Improvement Program decreasing the total contract amount by \$250,661.11 from \$1,610,108.18 to \$1,359,447.07

16-105 Authorize the Tax Collector to issue a refund to the former property owner of Block 37.12, Lot 16 due to the payment of 2nd Quarter 2016 taxes subsequent to the sale of said property

**ORDINANCES:**

**Adoption(s):**

**Ord #2270 – (Coaster)**

**An Ordinance Amending and Supplementing Chapter VII of the "Revised General Ordinances of the Township of Ocean, 1965" entitled: Property Maintenance and Housing**

Mr. Brannen said this ordinance amends the fee for the on-line completion of Certificate of Occupancy's for affordable units.

**Ord #2271 – (Coaster)**

**An Ordinance Amending Ordinance No. 2255 entitled: "An Ordinance fixing salaries and compensation of certain offices, positions and employees in the Township of Ocean"**

Mr. Brannen said this ordinance is being adjusted to mirror the new police salary scale.

**Introduction(s):**

**Ord #2272 – (P.H. 6/9 Coaster)**

**An Ordinance Amending and Supplementing Chapter VII of the "Revised General Ordinances of the Township of Ocean, 1965" entitled: Property Maintenance and Housing**

Mr. Brannen explained that this ordinance spells out the bedroom requirements for dwelling units.

**Ord #2273 – (P.H. 6/9 Coaster)**

**Bond Ordinance providing for various Capital Improvements and the acquisition of various Capital Equipment appropriating \$2,499,375.00 and authorizing the issuance of \$2,092,375.00 Bonds or Notes to finance a portion of the costs**

Mr. Brannen said this is the annual capital budget ordinance that is done yearly after the Municipal Budget is adopted.

**Ord #2274 – (P.H. 6/9 Coaster)****An ordinance authorizing the private sale of non-conforming real property known as Block 9, Lot 53 to a contiguous property owner pursuant to N.J.S.A. 40A:12-13(B)(2)**

Mr. Brannen said the property being sold is located on Howard Avenue.

**COUNCIL REPORTS:**

**Councilmember Acerra** mentioned the difficulty he had making a left turn at the intersection of Poplar Road and Deal Road even though there is a left turn lane. .

Councilmember Acerra also inquired if the Township noise ordinance met the DEP regulations.

Martin Arbus., Esq., Township Attorney, said those regulations do not apply to municipalities that have an ordinance in place.

**Councilmember Long** discussed the Human Services meeting that he, and Deputy Mayor Garofalo attended.ower and Light Command Center. This center monitors all power outages in this region and is quite impressive. Councilmember Long encouraged all other Township officials to take advantage of this tour.

**Deputy Mayor Garofalo** discussed his concern about the fact that taxi/limousines are required to get licensed by the municipality, however, Uber drivers do not have the same licensing requirements. The Township Clerk will check with the New Jersey State League of Municipiplaities to see if there is anything that can be done to level the playing field.

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

Councilmember Schepiga  
Martin Arbus, Esq., Township Attorney

**ITEM FOR DISCUSSION:**

**SUBJECT:** EMS Operations Update

**ACTION:** Craig Flanagan, Fire Marshall from Fire District No. 1 discussed a variety of the changes to the way the Township of Ocean handles EMS Services.

Fire Marshall Flanagan went on to report in 2012, EMS calls increased from 700 to 1200 annually which caused the Township to reconsider having paid coverage during the hours of 6:00a.m. to 6:00p.m. Volunteers would handle the remainder of the hours. In January 2016, they went to a full paid EMS squad.

Mr. Flanagan went on to discuss the financial obligation of those utilizing the paid services. The paid service is not allowed to transport anyone to any hospital – only the Township of Ocean EMS is allowed to transport. There is a charge of \$750.00 per transport. They also charge \$75.00 if there is no transport. Insurance generally covers about 60% of the charge on average.

Mr. Flanagan stated the Township EMS is working hard to replenish their volunteer force but it is inherently difficult to secure volunteers but they will keep at it in the hopes that they will not need to continue with the paid service.

There was also discussion about issues surrounding Monoc Ambulance Service billing issues. It was stated that Monoc is required to respond to calls depending on the reason for the call. The local EMS may send Monoc away once they arrive.

Mr. Flanagan thanked the Governing Body for having him attend the meeting and speak on the changes that have been made concerning these services.

**SUBJECT:** Ordinance Update

**ACTION:** Mr. Brannen reported he is in the process of obtaining a copy of an ordinance adopted by the Township of Wayne concerning chickens. Further discussion will occur once the ordinance is received.

**SUBJECT:** Capital Projects Update

**ACTION:** Mr. Brannen discussed the following items:

- Indoor Tennis Facility – they will be before the Planning Board on June 14.
- Safe Route to Schools Grant – the desired project is the construction of sidewalks along Carol Avenue, however, the Township may also look at sidewalks along Deal Road.
- T2015 Road Improvement Program – Fernandes Construction will be in town next week to complete the work associated with the 2015 program and then they will move on to other work in the Township.

**SUBJECT:** West Park Avenue Corridor Study Update

**ACTION:** Mr. Brannen said the Monmouth County Report is due to be received by mid-May. Once finalized, all parties will need to lobby the New Jersey department of Transportation to endorse said project. It also is important to make sure that the work that the State has planned does not negatively affect what the County and Township have agreed upon.

**SUBJECT:** Economic Development Initiatives

**ACTION:** Mr. Brannen reported that the ordinance adopted by Brick Township to waive certain fees for vacant building has been sent off to the State of New Jersey for final sign-off. In the meantime, the Township will be holding informational meeting in June with the property owners of those areas that may be slated as redevelopment zones.

**PUBLIC COMMENTS:**

As there were no Public Comments, Mayor Siciliano read the following:

**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 – Health Benefits
  - C3. Litigation – Zoning Board of Adjustment

3. It is anticipated at this time that the Municipal Clerk shall review the minutes of closed session 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 Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Mayor Siciliano
Motion To Approve	X				
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Seeing that there were no additional comments, the meeting was adjourned.

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Mayor Siciliano
Motion To Approve		X			
Motion to Second	X				
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Respectfully submitted,

Vincent Buttiglieri, RMC/CMC/MMC  
Township Clerk