

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

FEBRUARY 21, 2013

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 Siciliano
Councilmember(s) Evans, Garofalo and Schepiga

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 12, 2012.

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 Regular Meeting of January 23, 2013, unless otherwise noted (*):

PROCLAMATION: Dr. Richard F. Ponton
Director of Human Services
28 Years of Service

CONSENT AGENDA:

MINUTES:

January 9, 2013 – Workshop, Public and Closed Meeting
January 23, 2013 - Workshop, Public and Closed Meeting
February 7, 2013 – Special Public and Closed Meeting

RESOLUTIONS:

13-029 Accept the Performance Guarantee(s) for the following:

- a. Block 25, Lot 107 – 255 Delaware Avenue – Palatial Homes, Inc.
- b. Block 138, Lot 63 – 30 Surrey Lane – Marcos Behar
- c. Block 40, Lot 52 – 1008 Grove Avenue – Anthony Pragosa

Andrew Brannen, Township Manager, reminded the Governing Body that the property mentioned in 13-029c was sold to Mr. Pragosa by the Township in 2010.

13-030 Authorize the Release of Performance Guarantees for the following:

- a. Block 20, Lot 18 – 3 Greenbriar Road – AS Builders
- b. Block 3, Lot 5 – 2127 Highway 35 – Phase I – RSC Realities, LLC
- c. Block 3, Lot 5 – 2127 Highway 35 – Phase II – RSC Realities, LLC
- d. Block 38, Lot 92 – 137 Bowne Road – Eric and Barbara Boe

13-031 Authorize the receipt of the following bids:

- a. Grounds Maintenance for Colonial Terrace Golf Course

Mr. Brannen said that the two-year contract for maintenance has expired.

13-032 Authorize the submission of the following Grants:

a. Municipal Alliance Program Grant

13-033 Approve the release of 2013 Closed Session Minutes

INDIVIDUAL ACTION:

VOUCHERS: \$ 16,964,365.69

Mr. Brannen informed the Governing Body that many of the vouchers listed for approval at this meeting pertain to 2012.

RESOLUTIONS:

13-034 Authorize the purchase of the following vehicles for the Police Department:

a. Two (2) Ford Interceptor Utility vehicles from Winner Ford (State Contract A82925 at a cost not to exceed \$53,220.00

b. Two (2) Dodge Charger vehicles from Carmen Dodge (State Contract A82927) at a cost not to exceed \$49,230.00

Mr. Brannen said that in 2012, the Township purchased Chevrolet police vehicles, however, they are not conducive to that type of activity. In 2013, the Township will purchase two Fords and two Dodge Chargers.

13-035 Authorize the Tax Collector to issue a refund to the taxpayer of Block 37.15, Lot 5 due to a duplicate payment

13-036 Authorize the Transfer of Funds in accordance with N.J.S.A. 40A:5-58 and N.J.S.A. 40A:4-45.4a.

Mr. Brannen said that the transfers were all pertaining to the storm.

13-037 Authorize the Tax Collector to issue a refund to property owner(s) who have received a favorable State Tax Appeal judgments

ORDINANCES:

Adoption(s):

Ordinance #2193 – An Ordinance amending Chapter XIV of the “Revised General of the Township of Ocean, 1965” entitled: Swimming Pools

Mr. Brannen said that there is an across-the-board seasonal membership increase of \$5.00.

Ordinance #2196 – An Ordinance amending and supplementing Chapter 21 of the Comprehensive Land Development Ordinance of the Township of Ocean amending the sign requirements

Mr. Brannen explained that this ordinance allows electronic/digital signs on certain Township-owned property. This ordinance also amends certain corner lot sign requirements.

Introduction(s):

Ordinance #2198 - An Ordinance providing for the street vacation of a portion of (Coaster) Overbrook Avenue in the Township of Ocean, County of Monmouth, State of New Jersey

ITEM FOR DISCUSSION:**SUBJECT:** Ordinance Revisions**ACTION:** The following was discussed:

Tree Ordinance

- will be introduced on March 21
- permit will be required for the removal of 5 or more trees
- 2011-2012 90% of the removal permits were for less than 5 trees
- the Shade Tree Commission will look at ways to promote the planting of trees

Certificate of Occupancy Fees

Mr. Brannen said that there currently exists a discrepancy between the cost of CO's for Poplar Village and Whalepond Village. A decision was made to revise the cost to \$35.00 per CO.

SUBJECT: Property Acquisition Update**ACTION:** Mr. Brannen reported that the closing for Whalepond Village occurred on February 20 and CIS is on site reviewing documents.

At the meeting on March 21, there will be certain resolutions on the agenda for approval by the Governing Body authorizing the Township to submit applications to the Department of Community Affairs for funding.

SUBJECT: Whalepond Brook Flooding Update**ACTION:** Mr. Brannen said that a second meeting was held with Monmouth County concerning the flooding issues. The Monmouth County Mosquito Commission will clean Whalepond Brook from the eastern end heading west.

The Township is hoping to have the ability to work under the Mosquito Commissions permit, which will facilitate the commencement of the cleanup.

The County is waiting for the core samples to come back and if they are clean, the County will begin dredging the Lake Takanassee.

SUBJECT: Paperless Meeting Package Update**ACTION:** Vincent Buttiglieri, Township Clerk, reported that the Township has begun the set-up phase for the paperless meeting package program. This should take between 6-8 weeks. It is anticipated that the implementation will be completed by the end of May.**COUNCIL REPORTS:**

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

Deputy Mayor Sicilaino
Councilmember(s) Evans, Garofalo, Schepiga
Martin Arbus, Esq., Township Attorney

PUBLIC COMMENTS:

There were no Public Comments at this time.

Seeing that there were no Public Comments, Mayor Larkin 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 – Purchase of Real Property (Block 22, Lot 32)
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 Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
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 Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
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