

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

APRIL 18, 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: Matthew Goode, 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 April 18, 2013, unless otherwise noted (*):

CONSENT AGENDA:

MINUTES:

March 21, 2013 – Workshop, Public and Closed Meeting
April 4, 2013 – Workshop and Closed Meeting

RESOLUTIONS:

13-067 Approve the Release of Maintenance Guarantee(s) for the following:

- a. Block 10, Lot 18 – 4 Saxony Drive – Maurice Zakaria
- b. Block 33.27, Lot 2.01 – 1809 Fanwood Street – Palatial Homes, Inc.
- c. Block 189, Lots 6 & 9 – 1110 Highway 35 – Italian American Association of Ocean Township
- d. Block 214, Lots 3 & 3.01 and Block 215, Lots 4 & 4.01 – 3320 Doris Avenue - Nelson-Schneider, LLC
- e. Block 34, Lot 6 – 1604 Highway 35 South – Ancar Realty

Andrew Brannen, Township Manager, said that the above resolutions were all standard maintenance bond releases.

13-068 Authorize the receipt of Requests for Proposals for the following:

- a. Engineering Services

Mr. Brannen said that the current contract is due to expire on June 30, 2013.

13-069 Authorize the Mayor to execute the Memorandum of Agreement between the Township and the Monmouth County Mosquito Extermination Commission to perform aerial surveillance and treatment in the Township from April 15 through November 30, 2013

Mr. Brannen informed the Governing Body that this is a standard resolution done each year.

13-070 Authorize the submission of the FY2013 Emergency Management Performance Grant

Mr. Brannen informed the Governing Body that the Township usually receives \$5,000.00 from this Grant.

13-071 Approve the release of 2013 Closed Session Minutes

13-072 Authorize a Developers Agreement for the following:

a. Block 34, Lot 22 – 1910 Highway 35 – 1910 Investments, LLC

Mr. Brannen said that this was a transfer of ownership and the new owners are replacing the bonds submitted by the previous ownership.

INDIVIDUAL ACTION:

VOUCHERS: \$ 7,856,491.81

RESOLUTIONS:

13-073 Authorize the purchase of a Chevrolet Tahoe from Day Chevrolet, Inc. (State Contract #A82926) at a cost not to exceed \$30,229.00

Mr. Brannen stated that this vehicle will be replacing a 1996 Suburban.

13-074 Authorize a contract with Max Spann R.E. & Auction Co., Clinton, NJ to provide auction services related to Block 152, Lot 2.01

Mr. Brannen said that this company will facilitate the auction of the Boise Building located at 1 Centre Street.

13-075 Authorize the owner of Block 140.05, Lot 4 to continue on the installment payment plan for special assessment confirmed on April 19, 2010

Mr. Brannen stated that this resident missed their 2012 installment but did pay their 2013 payment. In order to get back on the installment plan, a resolution is needed.

13-076 Accept the following Grants:

a. 2013 Green Communities

Mr. Brannen said that the Townships Community Forestry Plan needs to be updated and this Grant will go towards offsetting the cost.

13-077 Authorize the Inter-local Services Agreement between the Township of Ocean and City of Long Branch for animal control services

13-078 Authorize the acceptance of the NJDEP Green Acres Grant for the acquisition of a portion of Poplar Village

Mr. Brannen said that this Grant pertains to the Phase I acquisition of Poplar Village.

13-079 Authorize the Tax Collector to issue refund check(s) to the owner of Block 150.01, Lot 31 who has been declared a 100% disabled veteran

13-080 Authorize a Professional Services contract for site remediation with French & Parrello at a cost not to exceed \$2,900.00

Mr. Brannen said that one of the requirements of the grant is to test the soil for contaminants.

ORDINANCES:

Adoption(s):

Ordinance #2195 – An Ordinance amending Chapter V of the “Revised General
(Coaster) of the Township of Ocean, 1965” entitled: Licenses

Mr. Brannen said that the secondhand dealers will now be required to adopt a 7-day holding period on all merchandise.

Ordinance #2197 – An ordinance to exceed the Municipal Budget Appropriation Limits
(Coaster) and to Establish a CAP Bank

Mr. Brannen reiterated that this ordinance deals with the appropriation side of the municipal budget.

Ordinance #2199 – An Ordinance amending Chapter III of the “Revised General
(Coaster) of the Township of Ocean, 1965” entitled: Alarm Services

Mr. Brannen said that this ordinance revises the late fee charges and eliminates the charge for those who wish to file an appeal.

Ordinance #2200 – An Ordinance authorizing the private sale of non-conforming real
(Coaster) property known as a portion of Block 8, Lot 27 to contiguous property owners pursuant to N.J.S.A. 40A:12-13 (B)(5)

Ordinance #2201 – An Ordinance amending Chapter VI of the “Revised General
(Coaster) of the Township of Ocean, 1965” entitled: Property Maintenance and Housing

Mr. Brannen said that this ordinance standardized the Certificate of Occupancy fee for Poplar Village and Whalepond Village.

Ordinance #2202 – An Ordinance amending Chapter IX of the “Revised General
(Coaster) of the Township of Ocean, 1965” entitled: Soil and Tree Removal

Mr. Brannen stated that the main revision is that if a property owner wishes to remove less than five trees, they are no longer required to get a permit.

Introduction(s):

Ordinance #2194 – An Ordinance amending Chapter XI of the “Revised General
(P.H. 5/2 Coaster) of the Township of Ocean, 1965” entitled: Health

Mr. Brannen stated that this ordinances changes the annual inspection date to October 1st of each year.

Ordinance #2203 - An Ordinance providing for the street vacation of a portion of Drift Road
(P.H. 5/2 Coaster) a/k/a Truax Avenue in the Township of Ocean, County of Monmouth, State of New Jersey

ITEM FOR DISCUSSION:

SUBJECT: Council Meeting Schedule

ACTION: Discussion occurred about making the May 15th a Public Meeting so asto be able to adopt a Capital Budget Ordinance. This ordinance will be introduced at the May 2nd Public Meeting. Further discussion will occur.

SUBJECT: Friends of Deal Lake Commission

ACTION: Mr. Brannen said that Tom Caruso, OEM Coordinator, and Don Brockel, Deal Lake Commission Representative, attended a meeting with representatives from the State of New Jersey with regard to the trees in Deal Lake. Subsequent to that meeting, the Township was informed that the State will be removing the trees from Deal Lake.

As part of the Townships FEMA reimbursement application, it has put in a cost estimate for the tree removal as a contingency in case the State does not cover the cost.

SUBJECT: Historical Museum Update

ACTION: Mr. Brannen informed the Governing Body that there are two (2) potential projects that the Historical Museum is looking to the Township for assistance: Painting of the old pool house and painting of the Eden Woolley House. The cost estimates are \$5,500.00 and \$20,000.00, respectively.

SUBJECT: Camp Avenue Parking Update

ACTION: Mr. Brannen discussed a request that was received to eliminate parking on the inside portion of Camp Avenue. This request will be forwarded to the Traffic Division for their review.

COUNCIL REPORTS:

Councilmember Schepiga reminded all of the following events:

Earth Day is April 20, 2013 beginning at 10:00 am
Clean Sweep is April 21, 2013 beginning at 11:00 am
Italian American Clubs Scholarship Dinner will be held on June 12, 2013

Andrew Brannen reported that Martin Arbus, Esq., Township Attorney, will look into whose responsibility it is to pay for the installation of curbing along portions of Monmouth Road.

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

Deputy Mayor Siciliano
Councilmember(s) Evans and Garofalo
Matthew Goode, Esq., Township Attorney

PUBLIC COMMENTS:

There were no comments at this time.

Seeing that there were no Public Comments, Deputy 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 – Sale of Real 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.

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