

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

DECEMBER 4, 2014

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: Deputy Mayor Siciliano
Councilmember(s) Garofalo and Schepiga

Absent: Mayor Larkin
Councilmember Evans

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 30, 2013.

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 December 4, 2014, unless otherwise noted (*):

PROCLAMATIONS: **Ocean little League Challenger Division**

 Ocean Township Hammerheads
 8U Fall Champions

CONSENT AGENDA:

MINUTES:

November 6, 2014 – Workshop, Public and Closed Meeting

RESOLUTIONS:

14-214 Accept the Performance Guarantee(s) for the following:

- a. Block 23, Lot 18 – 318 Sherman Avenue – Samuel & Jane Sutton
- b. Block 33.41, Lot 10.01 – 1640 Westfield Street – Palatial Homes, Inc.
- c. Block 33.38, Lot 11 – 1710 Finderne Street – Palatial Homes, Inc.

Andrew Brannen, Township Manager, said that the bonds posted are all for single family homes

14-217 Authorize the Release of Maintenance Guarantee(s) for the following:

- a. Block 203, Lot 16 – 1217 Allenhurst Avenue – Nancy Weldon
- b. Block 20, Lot 18 – 3 Greenbrier Road – AS Builders

14-218 Approve the Release of various 2014 Closed Session Minutes.

14-219 Approve the appointment(s) of the Registrar, Deputy Registrar and Alternate Deputy Registrar of Vital Statistics

Mr. Brannen said that these positions are currently held by Jessie Joseph, Vincent Buttiglieri and Allison Hollister, respectively.

14-220 Authorize the submission of the NJDEP Flood Hazard Risk Reduction and Resiliency Grant for the Whalepond Brook Watershed Project

Mr. Brannen reported that the Township would utilize these funds to construct a flood wall behind the affected homes.

14-221 Support the Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown

14-222 Request approval from the NJDOT to combine two grants received by the Township for Allaire Avenue and Sunset Avenue

INDIVIDUAL ACTION:

VOUCHERS: \$ 16,690,160.41

RESOLUTIONS:

14-223 Approve Change Order No. 2 for the Improvements to the DPW Recycling Center decreasing the total contract amount by \$8,230.40

Mr. Brannen said that this resolution reduces the overall contract price by \$8,230.40.

14-224 Authorize the Tax Collector to issue a refund for the overpayment of taxes on Block 56 Lot 5

Mr. Brannen said that this refund was necessary due to an overpayment by the homeowner who then requested the excess to be refunded. Rather than applied towards the next quarter.

14-225 Authorize an Interlocal Agreement with the Township of Ocean Sewerage Authority for the use and maintenance of the Cablevision Tower

Mr. Brannen said that the Sewerage Authority has requested to use the communications tower to assist in their notification process.

14-226 Award a contract with MTB Contracting, LLC for renovations to the Police Evidence Room at a cost not to exceed \$9,269.00

14-228 Authorize the execution of a Settlement Agreement and Release with Shearon Environmental Design Co., Inc.

Martin Arbus, Township Attorney explained that the entity was the previous maintenance company at Colonial Terrace Golf Course but due to non-performance, their contract was previously terminated. However, they had performed work for two months and felt they should be compensated. After much negotiation, Mr. Arbus said that the entity will be paid a pro-rata portion for the two months that they were engaged by the Township. In exchange, the Township would retain the Performance Guarantee in the amount of \$20,000 that was posted by Shearon at the commencement of the contract.

14-229 Authorize the execution of the Settlement of Dispute with Advanced Fiber Works

Mr. Arbus said that the sales price was \$412,500. The deal was never finalized due to various issues, however, they have been rectified so the deal can be finalized and transfer of title can commence.

14-230 Authorize the Right-of-Way Agreement with the County of Monmouth for the repairs to the Bridge O-7 on Wickapecko Drive and Deal Lake

14-231 Approve the extension of the Services Agreement between the Township and Hidden Meadows Condominium Association

Mr. Brannen said that this is merely an extension of the existing agreement and there are no changes. This agreement will be in place until December 31, 2019.

14-232 Accept the Proposal from Park Avenue Tennis Facility, LLC subject to the an acceptable lease agreement

14-233 Authorize the Tax Collector to issue refunds/credits to those taxpayers that have received favorable State Tax Appeal judgments.

ORDINANCES:

Mr. Brannen said that due to an advertising error, Ordinance(s) No.s 2234, 2235 and 2236 will have its Public Hearing and Adoption at the December 20, 2014 Council Meeting.

ITEM FOR DISCUSSION:

SUBJECT: Animal Control Update

ACTION: Discussion occurred with regard to whether the Township wanted to engage the company to perform another fly-over this winter to try and determine the trend concerning the deer population. Due to the excessive cost, it was determined to not undertake that process this year.

SUBJECT: Township Welcome Signs

ACTION: Mr. Brannen said that Matthew Clark, Monmouth County Tax Administrator will be meeting with residents from some of the adult communities to explain the program and how their assessments were determined. These meetings should be held in mid-December.

SUBJECT: Township Website Update

ACTION: Mr. Brannen said that as of January 1, 2015, all resolutions and/or ordinances will be made available to the public as part of the Agenda that gets placed on the Township website.

SUBJECT: Residential Tree Update

ACTION: Mr. Brannen gave an update on this program in which the Township will encourage residents to plant trees on their own property and not in the Township right-of-way by providing a subsidy towards the purchase of these trees.

SUBJECT: Green/Blue Acres Update

ACTION: Mr. Brannen said that 13 homes submitted the paperwork to have the State purchase their homes. If the State determined that they meet the criteria to proceed, they will receive fair market value for their home. The homes would then be demolished and the area would be used for a retention basin.

If someone did not submit the paperwork by the deadline, they cannot decide to submit it afterwards.

COUNCIL REPORTS:

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

Deputy Mayor Siciliano
Councilmember(s) Garofalo and Schepiga
Martin Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager

PUBLIC COMMENTS:

Seeing that there were no Public Comments, Mayor 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:

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