

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

MARCH 18, 2015

OAKHURST, NEW JERSEY

The Regular Meeting of the Township Council was held in the Public Meeting Room, First Floor, 399 Monmouth Road, Oakhurst, NJ 07755 at 7:00 p.m.

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

Others: Martin J. Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager
Jessie M. Joseph, Deputy Township Clerk

Statement of Compliance with the Open Public Meetings Act:

Mayor Siciliano announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Meeting 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, 2014 and revised on February 19, 2015.

NOTICE:

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

COUNCIL COMMENTS:

Deputy Mayor Garofalo wanted to thank Councilwoman Schepiga and commend her on the success of the St. Patrick's Day Celebration.

Deputy Mayor Garofalo announced that the 2015 Budget Presentation will take place after the Regular Meeting Agenda. He went on to say this Budget is the end result of a lot of hard work by the Department Heads and the employees.

Councilmember Schepiga announced the following events taking place throughout the Township:

1. March 19th – Rude Awakening – 7:00 pm at the High School
2. March 28th - Police Department is holding a training session for volunteers that will be working at the Rude Awakening programs
3. March 22 – Oakhurst Fire Company is hosting a breakfast with the Easter Bunny
4. March 27th – Little League Dinner Gala
5. March 28th – Italian American Association hosting a breakfast with the Easter Bunny
6. March 28th – Colonial Terrace Golf Course opens for the season
7. March 28th – Deal Lake Clean-up – 9:00 am at the Asbury Park boat ramp
8. April 18th – Shade Tree Commission's Tree Sale at the Pool & Tennis Facility – 10:00 am - all trees are \$9.00
9. April 19th – Ocean Township Clean Sweep – 11:00 am – Oakhurst Fireman's Field

Councilmember Schepiga also wanted to remind everyone about the Township of Ocean Logo Contest which is open to all school-aged children. The deadline for submission is April 1st. There will be a Grand Prize winner who will receive a \$100 gift card and two runners-up, each of whom will receive a \$50 gift card.

Councilmember Long reported on the recent seminar he attended regarding heroin use and addiction. He was both surprised and saddened with the statistics.

Councilmember Evans also wanted to thank Councilwoman Schepiga for the tremendous job she did with the St. Patrick's Celebration.

Councilmember Evans announced that the Township has received a FEMA Grant award in the amount of \$121,000.00, which will be used for two generators.

Andrew Brannen, reported on the following:

1. Monmouth Road paving project to begin towards the end of April
2. Senior Center is 80% done
3. If you see potholes please report them. The Township has a hotline listed on our website specifically for potholes

Mayor Siciliano pointed out the drawings located in the front of the dais for the new Park Avenue Tennis Center. The Council is very excited for this project to begin. The deal was signed last week and will be another revenue stream for the Township.

The following did not offer a report at this time:

Martin Arbus, Esq., Township Attorney,
Andrew Brannen, Township Manager

PRESENTATIONS:

Aerials JOGA Level 6 Gymnastics Team

Mayor Siciliano introduced the owner of Aerials Gymnastics, Sue Sarafian who spoke about the accomplishments of the team who won first place in the JOGA 2015 State Championships. The team defeated over 40 teams from all over the state during the two day competition in Westfield. Ms. Sarafian introduced Coach Brittani Brown who is a former Aerials gymnast and was part of the Aerials State Championship team in 1999 and Coach David Kuhla who has been coaching competitive gymnastics for the past 15 years.

Mayor Siciliano presented Certificates to the following members of the team:

Emmi Terlecki, Cianna Furino, Bella Ilvento, Kayla Sobieski, Gyanna Carasquillo, Alexis DiLorenzo, Emma Gentile, Natalie Lindgren, Hannah Molymeux, Avery Hughes and Hailey Jaronko.

Mayor Siciliano congratulated the team on their great accomplishments.

Italian American Association of the Township of Ocean

Deputy Mayor Garofalo said during his career he has never been so honored to be a part of an organization as he has to be a part of the Italian American Association. The IAATO started as a small group of men in Ocean Township who met at Town Hall with Mayor Joseph Palaia in the spring of 1976. They formed the IAATO, drew up a charter and by-laws and started to meet regularly at different locations including Town Hall, Fireman's Field and the West Park Rec Center, before they bought a clubhouse on Cindy Lane. Over the next ten years the IAATO quickly outgrew the clubhouse on Cindy Lane and they decided to purchase the warehouse on Route 35 and Valley Road. The members did all the renovations themselves donating their weekends and evenings to turn the building into what it is today. One of their main events is the Ocean Township Italian Festival which first started in 1977. Last year alone they gave out \$25,000.00 in scholarships, as well as over \$20,000.00 to many other organizations, mostly for the children in Ocean Township.

Mayor Siciliano introduced the following members from the Italian American Association:

President	Jim Camoosa
1 st Vice President	Henry Schepiga
2 nd Vice President	John Addeo
Recording Secretary	Michael Manna
Financial Secretary	John Nastasi
Executive Secretary	Charles Brunetto
Treasurer	Anthony Rubino
Sergeant at Arms	Louis Albruzzese
Trustee	Angelo Schiraldi
Trustee	Anthony Caporaso

MEETING MINUTES**MARCH 18, 2015**

Jim Camoosa, President of the IAATO thanked the Mayor and Council for the recognition of the club. He presented the Mayor with a check for the electronic signs that are located at Joe Palaia Park and Town Hall.

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 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 Vouchers:

Marwin Meller questioned the payment to Det. Sgt. Burke on the voucher list.

Andrew Brannen, Township Manager explained that this money was for a drug buy and comes from the Law Enforcement Trust Fund.

Don Geiger, Grassmere Avenue asked for an explanation of various items on the voucher list.

Mr. Brannen gave an answer to each of the items (Township Clerk will retain a copy of the voucher list with the items Mr. Geiger questioned highlighted)

Martin Arbus, Township Attorney said that after reviewing the article that appeared in the Asbury Park Press and Mr. Fenton Hudson's newsletter regarding his firm's salary for 2103 and 2104 he wanted to clarify a few things. The amounts that were reported being paid to his firm were the budgeted amount not the actual amount. In 2013, it was reported my firm was paid \$318,000.00 when the actual amount for Attorney fees was \$218,000.00 of which my firm received half of that amount. The other Attorney's receiving money from the Legal Budget account are the COAH Attorney, Labor Counsel and COAH Planner. In 2014 it was reported his firm was paid \$289,000.00 when in fact it was \$193,000.00 half of which went to his firm the rest went to the other firms in the Legal Budget. It is not a cost saving approach to have an in-house Attorney.

CONSENT AGENDA:**MINUTES:**

March 4, 2015 – Workshop and Public Meeting

RESOLUTIONS:**15-062 Authorize the Release of Maintenance Guarantees for the following:****a. Block 9.03, Lot 1 – 231 Perrine Avenue – Lensu, Inc.**

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, Lensu, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$2,304.00 for premises known as Block 9.03, Lot 1 also known as 231 Perrine Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated February 25, 2015, a copy of which is on file in the

Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$2,304.00 is hereby released, canceled and discharged in accordance with the recommendation of the Township Engineer subject to the satisfaction of outstanding and anticipated engineering inspection fees which shall either be paid directly or subtracted from the cash maintenance posted.

BE IT FURTHER RESOLVED that copy of this Resolution, certified to be a true copy, be forwarded to the following:

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Lensu, Inc.

15-063 Authorize the Release of a Performance Guarantees for the following:

a. Block 25, Lot 107 – 255 Delaware Avenue – Palatial Homes, Inc.

WHEREAS, the Municipal Land use Law (N.J.S.A. 40:55D-53) permits the Township of Ocean to Accept certain improvements and to release performance guarantees posted by Developers when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$4,320.00 to guarantee the completion of all improvements on premises known as Block 25, Lot 107 also known as 255 Delaware Avenue; and

WHEREAS, Louis J. Lobosco, P.E., P.P., representing the Township Engineer, has advised the Township Manager by letter dated March 9, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$2,160.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Louis J. Lobosco, P.E., P.P. and the performance guarantees totaling \$4,320.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$2,160.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

BE IT FURTHER RESOLVED that a copy of this Resolution, certified to be a true copy, be forwarded to the following:

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official

5. Palatial Homes, Inc.

15-064 Authorize a Stormwater Management Easement and Escrow Agreement with the following:

a. Block 3, Lots 16.03 & 16.04 – 777 West Park Avenue – Heritage Village at Oakhurst, LLC

WHEREAS, the Township of Ocean designated as **Block 3, Lots 16.03 and 16.04** located at **777 West Park Avenue (Heritage Village at Oakhurst, LLC)**, required the applicant to enter into a Stormwater Management Easement and Escrow Fund Agreement; and

WHEREAS, the Township professionals in conjunction with the property owners' representatives prepared a Stormwater Management Easement and Escrow Fund Agreement, a copy of which is attached hereto; and

WHEREAS, this Stormwater Management Easement and Escrow Fund Agreement is subject to review and approval by the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to sign this Agreement on behalf of the Township of Ocean so that said Agreement can be recorded in the County of Monmouth.

BE IT FURTHER RESOLVED that a condition of the approval of this Agreement shall be that the metes and bounds description for the entire property be included as an attachment to the Agreement and the attached recorded in the County of Monmouth.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Heritage Village at Oakhurst, LLC
2. Martin J. Arbus, Esq., Township Attorney
3. Marianne Wilensky, Director of Community Development

15-065 Authorize the Release of various Closed Session Minutes

WHEREAS, Section 8 of the Open Public Meetings Act, Ch. 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstance; and

WHEREAS, the public shall be excluded from discussions of and actions upon specified subject matters including:

1. Personnel
2. Pending litigation matters involving the Township, its employees and/or agents
3. Pending or future land acquisitions
4. Pending or future contract negotiations

WHEREAS, the Township of Ocean adopted procedures to make closed session minutes available for public inspection; and

WHEREAS, the Municipal Clerk, on a periodic basis shall review the minutes of the closed sessions of the Township of Ocean and make a recommendation to the Township Council which minutes should be made available for public inspection. The minutes which are made public shall not thereafter be treated as confidential but may be viewed by and copies issued to any person so requesting them; and

WHEREAS, the release of the below noted closed session minutes are subject to certain item(s) being redacted prior to the release due to the fact that the matter has not been concluded, and therefore, are not subject to release;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby given to release the following closed session minutes, subject to any appropriate redaction:

March 4, 2015

15-066 Authorize the execution of an Agreement with the Monmouth County Mosquito Extermination Commission permitting aerial surveillance and treatment during the period April 1 through November 30, 2015

WHEREAS, the Township Council is in receipt of a letter dated March 10, 2015 from the Monmouth County Mosquito Extermination Commission advising that it anticipates resuming its aerial surveillance and treatment program on or about April 1, 2015 and continuing through November 30, 2015; and

WHEREAS, said letter further requests authorization from the Township Council to conduct its aerial surveillance and treatment program over portions of the Township of Ocean which consists of applying pesticides from an aircraft to control mosquitoes; and

WHEREAS, it is represented by the Monmouth County Mosquito Extermination Commission that all pesticides used are approved for aerial applications by both the Federal and state Governments; and

WHEREAS, the areas to be treated are only those which have significantly high mosquito populations, so as to be either a public health nuisance or disease factor; and

WHEREAS, prior to such application, the Monmouth County Mosquito Extermination Commission agrees to notify the Ocean Township Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby authorize the Mayor and Municipal Clerk to execute said Agreement with the Monmouth County Mosquito Extermination Commission permitting the aerial surveillance and treatment program during the period April 1, 2015 through November 30, 2015; and

BE IT FURTHER RESOLVED that a copy of this resolution, certified to be a true copy, be forwarded to the following:

1. Monmouth County Mosquito Extermination Commission
2. Police Chief
3. Director of Public Works

INDIVIDUAL ACTION:

VOUCHERS: \$12,673,256.72

RESOLUTIONS:

15-067 Authorize the Transfer of Funds in accordance with N.J.S.A. 40A:5-58 and N.J.S.A. 40A:4-45.4a

WHEREAS, there exists insufficient balances in certain line item appropriations of the reserve year 2014 budget, and

WHEREAS, under the provisions of N.J.S.A. 40A:5-59 it is legal to transfer to certain appropriations which are expected to be insufficient to pay claims authorized or incurred during said preceding fiscal year from certain appropriations which are expected to have an excess between January 1 and March 31,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, (not less than 2/3 of all member of the Governing Body concurring) that the Township Manager is hereby authorized to make the following transfers:

BUDGET APPROPRIATION:	TRANSFER IN:	TRANSFER OUT:
Animal Control Services - Other Expenses	2,650.00	-
Colonial Terrace Golf Course - Salary & Wages	-	(2,650.00)
TOTAL OF ALL APPROPRIATION TRANSFERS:	2,650.00	(2,650.00)

BE IT FURTHER RESOLVED that a copy of the within resolution be forwarded to the following:

1. Director of Finance
2. Township Auditor

15-068 Authorize the Township of Ocean to conduct the Annual Budget Review in accordance with the provisions of N.J.S.A. 40A:4-78b

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Township of Ocean has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2015 budget year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes

- e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)
 3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
 4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
 5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A:4-78(b) and NJAC 5:30-7.

It is further certified that the municipality has met the eligibility requirements of NJAC 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with NJAC 5:30-7.6.

Dated: March 18, 2015

By: _____
Chief Financial Officer

15-069 Authorize an application to the Local Finance Board for approval of refunding bonds pursuant to N.J.S.A. 40A:2-51

WHEREAS, the TOWNSHIP OF OCEAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY (the "Township") desires to authorize application to the Local Finance Board for its review and/or approval of a proposed financing consisting of the refunding of permanent bonds (the "Project Financing") to be funded through a Refunding Bond Ordinance; and

WHEREAS, the Project Financing is to be issued through the bond financing program of the Monmouth County Improvement Authority (the "MCIA"), which is refunding certain of its Governmental Loan Revenue Bonds; and

WHEREAS, the Township has determined to participate in said MCIA bond financing program; and

WHEREAS, the Township desires the Local Finance Board to review the proposed Refunding Bond Ordinance and approve its adoption pursuant to N.J.S.A. 40A:2-51 et seq.; and

WHEREAS, the Township believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, wealth, convenience or betterment of the inhabitants of the Township;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township;

NOW, THEREFORE, BE IT RESOLVED by the TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN IN THE COUNTY OF MONMOUTH, NEW JERSEY as follows:

Section 1. The Township hereby authorizes participation in the MCIA bond financing program.

Section 2. The Township consents to the MCIA's application to the Local Finance Board, and the MCIA Bond Counsel and Financial Advisor, Township Auditor, Township Attorney, and Township Bond Counsel, along with other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

Section 3. The Chief Financial Officer of the Township is hereby authorized to, or to direct the appropriate Township official to, enter into one or more loans with the MCIA and is further authorized to execute one or more bond purchase contracts, loan agreements and any and all documents, certificates, opinions and other instruments that are necessary and as may be reasonably required by the MCIA in connection with the bond financing program, after consultation with counsel to the Township.

Section 4. The Clerk of the Township is hereby directed to file a copy of the proposed Refunding Bond Ordinance with the Local Finance Board as part of such application.

Section 5. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Section 6. This resolution shall take effect immediately.

15-070 Authorize the submission of the ANJEC Open Space Grant for the creation, mapping and signage of a Whale Pond Preserve Trail

WHEREAS, the Association of New Jersey Environmental Commissions ("ANJEC") has announced that Open Space Grants are available for all New Jersey municipalities through their Environmental Commission; and

WHEREAS, the both the Township Council of the Township of Ocean and the Township's Environmental Commission wish to submit an application to receive funding from said Grant for the creation, mapping and signage of a Whale Pond Preserve Trail; and

WHEREAS, the Township of Ocean believes that the project will improve the quality of life for the residents of the Township and wholeheartedly supports the submission of said grant; and

WHEREAS, the Mayor, Township Manager and Municipal Clerk are authorized to execute any and all required documents for this Grant, as required by ANJEC;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, that authorization is hereby given to submit the Grant Application to the Association of New Jersey Environmental Commissions (“ANJEC”) for the creation, mapping and signage of a Whale Pond Preserve Trail; and

BE IT FURTHER RESOLVED that the Mayor, Township Manager and Municipal Clerk are hereby authorized to execute any and all documents related to said Grant Application; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. Environmental Commission
2. Director of Finance

ORDINANCES:

Adoption(s):

Ordinance #2240 – (Coaster)

An ordinance to exceed the Municipal Budget Appropriation Limits to Establish a CAP Bank

The following vote was taken to open the Public Hearing on Ordinance #2240

Record of Vote	Deputy Mayor Garofalo	Councilman Evans	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					

There were no Public comments on Ordinance #2240

The following vote was taken to close the Public Hearing on Ordinance #2240

Record of Vote	Deputy Mayor Garofalo	Councilman Evans	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					

The following vote was taken to adopt Ordinance #2240 and advertise according to law:

Record of Vote	Deputy Mayor Garofalo	Councilman Evans	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					

Introduction(s)**Ordinance #2241 – (P.H. 4/2 Coaster)**

Bond Ordinance Authorizing the issuance of not to exceed \$9,000,000.00 aggregate principal amount of general obligation refunding bonds authorized in and by the Township of Ocean in order to provide for the refunding of certain bonds issued by the Township and appropriating the proceeds of such general obligation refunding bonds to such purpose

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, the Township of Ocean, in the County of Monmouth, New Jersey (the "Township"), has heretofore issued its General Obligation Bond, Series 2007 dated December 13, 2007 (the "Bonds") to the Monmouth County Improvement Authority (the "MCIA"); and

WHEREAS, the Bonds currently are outstanding in the amount of \$10,567,000 and the Bonds maturing in 2018 through 2025, in the aggregate principal amount of \$8,190,000, may be redeemed prior to maturity at the option of the Township; and

WHEREAS, the Township has determined that it is in the best interests of the Township to refund the Bonds which are scheduled to mature on December 1 in each of the years 2018 through 2025, inclusive (the "Refunded Bonds"); and

WHEREAS, the Township has determined to provide for the refunding of the Refunded Bonds through the issuance by the Township of its General Obligation refunding bonds in an aggregate principal amount not to exceed \$9,000,000, as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concerning) **AS FOLLOWS:**

Section 1. The Township hereby authorizes the issuance of negotiable General Obligation refunding bonds of the Township (the "Refunding Bonds") in an aggregate principal amount not to exceed \$9,000,000 in order to finance the purposes described in Section 2 hereof, pursuant to the Local Bond Law. The proceeds of the Refunding Bonds are hereby appropriated to the purposes described in Section 2 hereof.

Section 2. (a) The purposes for which the Refunding Bonds are to be issued consist of (i) paying for the refunding of all or a portion of the Refunded Bonds and (ii) paying the cost of the issuance of the Refunding Bonds, including printing, advertising, accounting, financial and legal services, and further including such other costs allocable to the Township by the MCIA as costs of issuance.

(b) An aggregate amount not exceeding \$300,000 is included in the maximum principal amount of Refunding Bonds authorized herein to pay the cost of issuing the Refunding Bonds as provided by N.J.S.A. 40A:2-51(b) (which amount includes all items described in Section 2(a)(ii) hereof).

(c) The Refunded Bonds shall be called for redemption prior to maturity thereof, as provided by subsequent resolution of the Township. If provided by subsequent resolution of the Township, all or a portion of the proceeds from the sale of the Refunding Bonds shall be deposited in a sinking fund in trust to provide for the payment and retirement of the Refunded Bonds. Any moneys in such sinking fund may be invested as provided in N.J.S.A. 40A:2-60, and any moneys in excess of the amounts required for such purpose may be used for any lawful purpose of the Township.

Section 3. Further provisions as to terms of sale, deposit, securing, regulation, investment, reinvestment, disposition or application of the proceeds of the Refunding Bonds, and matters in connection herewith, shall be determined by resolution of the Township adopted prior to the issuance of the Refunding Bonds.

Section 4. All other matters relating to the Refunding Bonds shall be performed or determined by subsequent resolution of the Township, or the performance or determination thereof shall be delegated by resolution of the Township to a financial officer of the Township.

Section 5. A certified copy of this refunding bond ordinance, as passed upon first reading, has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption hereof, together with the statement required by N.J.S.A. 40A:2-55.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the Refunding Bonds authorized by this refunding bond ordinance. The Refunding Bonds shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all taxable real property within the Township for the payment of the Refunding Bonds and the interest thereon without limitation as to rate or amount.

Section 7. The Township hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt obligations as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated hereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 8. This bond ordinance shall take effect 20 days after the first publication hereof after the final adoption, but not prior to the time that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, as provided by N.J.S.A 40A:2-55.

Record of Vote	Deputy Mayor Garofalo	Councilman Evans	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					

PUBLIC COMMENTS:

Don Geiger wanted to compliment the Public Works Department for the terrific job they have done this winter.

Mr. Geiger mentioned that there are potholes in the Seaview Square parking lot that need to be filled.

Mayor Siciliano said that he has already brought this matter to their attention.

Sidney Lekash, Larchwood Avenue, was back again to discuss the problems with college rentals in his area. The behavior hasn't changed the kids have just gotten smarter. He gave examples of some of the issues that he and his neighbors are faced with. He asked if we could do the following:

1. Revisit the noise ordinance
2. When the Police send out a Nixle alert identify the address and the people involved
3. Meet with not only Monmouth University representatives but Brookdale as well. It seems students that are going to Brookdale are now renting in Ocean and after some research it appears the Brookdale students aren't even from Monmouth County.

Councilman Long said he will reach out to the Board of Chosen Freeholders since they are directly involved with Brookdale.

Mayor Siciliano said they will definitely look into all of his concerns. It is time to revisit our ordinance and to make changes. He will also reach out to the Police Department and Monmouth University.

Don Geiger asked if there was anything new with COAH.

Mr. Arbus gave a brief explanation of the third round rules and said we are still waiting to hear what the next step will be.

BUDGET PRESENTATION:

Andrew Brannen, Township Manager and Stephen O. Gallagher, Director of Finance, made a presentation of the 2015 Municipal Budget.

They highlighted the following:

1. Budget Objectives:
 - Balancing Personnel Needs
 - Stabilize Health Insurance Costs – High Deductible Plan
 - Less Reliance on Surplus
 - More Shared Services
 - More Reliance on Technology
 - Continued Investment in Infrastructure
 - Sales of Surplus Township Equipment, Land and Facilities
 - Maintain Township Quality of Life
2. Decrease Personnel – the Township has reduced its personnel by 31 full-time positions since 2008
3. Reduction in Employee Benefits
 - Eliminated Family and Member/Spouse Coverage for New Hires
 - Lower Base Level of Health Insurance Coverage
 - All Employees are at Maximum Health Insurance Contributions
 - Revised Salary Step Progression for PBA
 - Eliminated Longevity Pay for New Hires for Public Works Unions
 - Reduced Vacation and Sick Leave Allotments to Public Works Unions
 - Capped Sick Leave Payouts at Retirement for New Hires
4. Less reliance on surplus
5. Township has entered into numerous Shared Services Agreements including Regional Recycling Center which opened in 2015, 911 Dispatch Services with Eatontown, billing and collection of sewer for TOSA, courts services with West Long Branch, vehicle maintenance with Seacoast Chevrolet and electricity and natural gas through sustainable energy meeting coop of 180 municipalities in New Jersey
6. With regard to the investment in the Township infra-structure, the following projects are slated to be undertaken during 2015:
 - Prior and current year Road Program
 - Public safety equipment and enhancements
 - West Park Avenue Recreation/Senior Center Renovation
 - Poplar Village Acquisition/Demolition – FEMA/Green Acres
 - Continued Public Works heavy equipment replacement program
7. Quality of Life initiatives being taken by the Township include:
 - New Poplar Village Senior Housing complex
 - Brookside Avenue Blue Acres Program

- Community Rating System – Lower flood insurance premiums
- Whalepond/Poplar/Harvey Brooks ongoing debris removal
- Active/alternative transit network
- West Park Avenue traffic improvements
- Township newsletter
- New indoor tennis facility
- Tree replacement program
- COAH litigation

8. Assessed value on Township property has decreased over the last four years. Additionally the Township has experienced a significant decrease in revenue, including but not limited to interest and UCC fees (building/ construction)

Mr. Brannen stated that the entire Budget presentation will be put on the Township website for viewing by the public. Please contact him or Mr. Gallagher with any questions.

Public Questions on the Budget Presentation:

Merwin Meller asked if the reduction of Officers in the Police Department will compromise the safety of the residents.

Mr. Brannen, said absolutely not.

Sylvia Sylvia questioned the sale of surplus land.

Mr. Brannen explained that this was for the Boise Building. It was determined that the Township had no use for this building so we sold it at auction.

Ms. Sylvia also asked if employees do not receive the health benefits do they get payment in lieu of.

Mr. Brannen said yes.

Ms. Sylvia wanted an explanation of the TOSA surplus.

Mr. Brannen explained that TOSA generates revenue in accordance with its operations, including available surplus. We have essentially taken over most of the Sewerage Authority work and this allows the Township to recoup most of our expenses.

Susan Borea questioned how the Township bills for street lights.

Mr. Brannen explained the rate is based on the number of street lights in the community and the rate for most common fixtures.

Ms. Borea, asked if we could combine the tax bill in with the sewer bill.

Deputy Mayor Garofalo said we couldn't because TOSA is an authority governed by different statutes.

Bob Angelini asked if the Township takes the 5% will TOSA be okay if an emergency comes up.

Mayor Siciliano said this has been in the works for awhile and TOSA has been preparing for it. Since they are a separate authority they have a lot of grants and resources available to them.

Fenton Hudson asked if any employee is being paid from more than one account.

Mr. Gallagher said yes and explained that some employees such as himself fill more than one position in the Township therefore their salaries are divided accordingly in the budget.

Mr. Hudson asked if the health benefits are available to new hires.

Mr. Brannen said they are offered health benefits but it is only for themselves. They can pay the difference for their spouses and family. He went on to say all employees are contributing the maximum amount allowable to their health benefits.

Seeing that there were no other questions, the meeting was adjourned.

Record of Vote	Deputy Mayor Garofalo	Councilman Evans	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,

Christopher P. Siciliano
Mayor

Jessie M. Joseph, RMC/CMR
Deputy Township Clerk