

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

APRIL 2, 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
Vincent Buttiglieri, 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.

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 announced that the Township will participate in the reverse auction bid for electrical service on April 17, 2015. As in the past, the Township should realize significant savings through this process.

Deputy Mayor Garofalo also reported that a hiking trail behind the Ocean Township Intermediate School was dedicated on March 28, 2015. The trail is open for hikers anytime school is not in session.

Councilmember Schepiga discussed the following items concerning trash/recyclable collection:

1. Maintain segregation of brush and leaves with small brush items being able to be discarded with your household trash
2. Electronic Waste, including televisions, must bring them to the Recycling Center – they will no longer be picked up at your home.
3. Grass clippings must be brought to the Recycling Center, however, the Environmental Commission and Shade Tree Commission urge everyone to leave the grass clipping on the lawn and do not bag it. It acts as a great fertilizer.
4. Batteries no longer get recycled – they can be discarded with your regular household trash
5. Metal objects are collected on the fifth week of the month

Councilmember Long congratulated Councilmember Evans and Board of Education member Denise Parlamas on being honored at the St. Patrick's Day dinner. Both have given so much to the community and the honor was well-deserved.

Councilmember Long also announced that the Community Hope Fund will be holding a fund drive on April 15, 2015 to benefit the Township of Ocean Growing Strong program.

Councilmember Evans said that the Sunset Avenue road improvement work has reached the final phase. Work should commence on April 6 and last approximately 3-5 weeks. All paving will be done at night as to not disrupt traffic flow.

Andrew Brannen reported that Monmouth Road paving schedule is as follows:

Milling will occur on April 16-17, 2015
Paving will occur on April 22, 2015

Striping will be done on April 24, 2015

All scheduled times are subject to change due to weather conditions.

Mayor Siciliano welcomed the Boy Scouts that are in attendance at this meeting. They will be awarded a badge for their attendance.

Mayor Siciliano also mentioned that he held a breakfast with Township businesses about the Own Ocean Tax Rebate Program. It was well attended and 10 businesses signed up to participate in the program.

Rebates will be given to all property owners and will be directly taken off their property taxes. For renters who partake in this program, a rebate check will be sent directly to them.

The following did not offer a report at this time:

Martin Arbus, Esq., Township Attorney,

PRESENTATION:

Jessie M. Joseph, Deputy Township Clerk

*Jessie M. Joseph, RMC/CMR
for her Fundraising Efforts on behalf of the
AMERICAN LIVER FOUNDATION*

***WHEREAS**, Jessie M. Joseph began her employment for the Township of Ocean as a Police Records Clerk on July 31, 1990 and remained in that position until she was promoted to the position of Deputy Township Clerk on August 1, 1995; and*

***WHEREAS**, throughout her employment with the Township of Ocean Jessie has demonstrated that she lives by the motto "service above self" as she continually places the needs of those residents and businesses that she helps above all else, while always treating them with the kindness and respect that they deserve; and*

***WHEREAS**, Jessie's volunteerism knows no boundaries as she continues to volunteer her time to improve the lives of those less fortunate including assisting those residents of Monmouth County who suffered hardships as a result of SuperStorm Sandy and her continued assistance at Soul Kitchen Food Bank; and*

***WHEREAS**, in November 2014 Jessie, along with her son Steven, her daughter Lauren and her daughter-in-law Maggie entered and ran the New York City Marathon representing the American Liver Foundation in honor of her Mom, Charlotte, and through their efforts, they raised an unprecedented \$13,300.00 for the American Liver Foundation;*

***NOW, THEREFORE, BE IT PROCLAIMED** that the Township of Ocean hereby commends*

Jessie M. Joseph, RMC/CMR

for her continued efforts to improve the quality of live for those less fortunate and for her efforts on behalf of the American Liver Foundation; and

***FURTHER BE IT PROCLAIMED** that we extend our sincere appreciation to Jessie M. Joseph for her exemplary efforts as the Deputy Township Clerk for the Township of Ocean.*

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 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:

There were no questions on Agenda Items at this time.

Public Hearing and Adoption of the 2015 Municipal Budget:

B-1 Authorizing the Budget to be read by title:

WHEREAS, the 2015 Local Municipal Budget of the Township of Ocean was duly published in The Coaster on March 12, 2015 and the Public Hearing thereon was scheduled for April 2, 2015 at 7:00 p.m., or soon thereafter; and

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget, as advertised, may be read by title if at least one week prior to the date of the hearing it shall be posted in the Municipal Building, a copy of Budget be delivered to the Township of Ocean Public Library and made available to any person requesting same during said week and during the Public Hearing; and

WHEREAS, the Township Clerk has advised that the forgoing conditions have been met;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby find that the conditions set forth in N.J.S.A. 40A:4-8 have been met and, accordingly, the Municipal Budget may be read by title:

**“LOCAL BUDGET OF THE TOWNSHIP OF OCEAN,
COUNTY OF MONMOUTH FOR THE FISCAL YEAR 2015”**

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 Hearing on the 2015 Municipal Budget:

Motion to open the Public Hearing on the 2015 Municipal Budget

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 on the 2015 Municipal Budget:

Peter Siano, Jr. asked if the budget, as presented for adoption was the same as what was introduced and contained a slight decrease in property taxes.

Mayor Siciliano responded that the Governing Body has been able to maintain a stable tax levy and therefore, provide a slight decrease in property taxes.

Mr. Siano said that he applauds the Governing Body for keeping their word by reducing taxes.

Brian Lefferson commended the Council for doing a great job.

Mr. Lefferson said that he has been living in the Township for 56 years and was wondering why the Township is taking funds away from the Sewerage Authority.

Deputy Mayor Garofalo said that State law permits the municipality to take up to 5% of the Sewer Authority operating budget as revenue to the Township. In fact, this has been something that the Township and the Sewer Authority have been discussing for the past 6-7 years and the Township and Sewer Authority agreed that the time was right to begin this practice.

Deputy Mayor Garofalo said that there were many factors that went in to this decision, among them were the following:

- As vacancies came up on the Sewer Authority, people with technical experience were appointed.
- The three largest rate payers are not Ocean Township residents
- TOSA delinquent taxes are included in the Township tax sale allowing them to collect 100% of their obligation
- TOSA has over \$4 million in surplus
- Township maintains its conservative approach

Mayor Siciliano further elaborated that other towns have not adopted a conservative approach and have over anticipated revenues causing budget issues moving forward. The Township has remained free of this issue.

Mr. Lefferson asked if the Township was still charging the Sewer Authority for its billing

Mr. Brannen said yes.

Barbara Hudson asked if the tax decrease only pertains to the municipal tax while others may increase?

Mayor Siciliano responded that residents will see a decrease in their municipal tax. The Governing Body only has control over the municipal portion of your total tax.

Sylvia Sylvia said that she spoke with the Sewer Authority about the money being moved to the Township and that it will not affect them this year but what about future years

Mayor Siciliano said that this practice will be looked at from year to year to see the feasibility. The Township would never want to negatively affect the Sewer Authority.

Deputy Mayor Garofalo assured everyone that the budget is a year-round process and every item is reviewed each year.

Motion to close the Public Hearing on the 2015 Municipal Budget

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					

ADOPT 2015 Municipal Budget

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					

CONSENT AGENDA:

MINUTES:

March 18, 2015 – Workshop and Public Meeting

RESOLUTIONS:

15-071 Authorize the Release of Performance Guarantees for the following:

a. Block 26, Lot 2 - 72 Larkin Place - Board of Fire Commissioners District No. 1

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, the Board of Fire Commissioners of Fire District One has heretofore deposited with the Township of Ocean engineering inspection fees in the amount of \$1,000.00 to cover all engineering inspection costs of the sitework made on premises known as Block 26, Lot 2 also known as 72 Larkin Place; and

WHEREAS, Gregory S. Blash, P.E., 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 sitework items have been completed and said representative of the Township Engineer recommends the release of the aforementioned engineering inspection fees, subject to the payment of 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 sitework hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the engineering inspection fees totaling \$1,000.00 are hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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. Board of Fire Commissioners of Fire District One

b. Block 33.38, Lot 10 - 1708 Finderne Street - Bevin Irvin Builders, 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, Bevin Irvin Builders, 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 33.38, Lot 10 also known as 1708 Finderne Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated March 18, 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 Gregory S. Blash, P.E. 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 Engineer
3. Director of Community Development
4. Construction Official
5. Bevin Irvin Builders, Inc.

c. Block 53, Lot 9 - 250 Golf Road - Elliot Azoulay

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, Elliot Azoulay has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$10,296.00 to guarantee the completion of all improvements on premises known as Block 53, Lot 9 also known as 250 Golf Road; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated March 18, 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% (\$5,148.00) 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 Gregory S. Blash, P.E. and the performance guarantees totaling \$10,296.00 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% (\$5,148.00) 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 Engineer
3. Director of Community Development
4. Construction Official
5. Elliot Azoulay

15-072 Authorize the Release of Maintenance Guarantees for the following:
a. Block 25.34, Lot 31.01 - 406 Redmond Avenue - E-3 Developers, 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, E-3 Developers, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$534.00 for premises known as Block 25.34, Lot 31.01 also known as 406 Redmond Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manger by letter dated March 18, 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 \$534.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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. E-3 Developers, Inc.

b. Block 33.02, Lot 2 - 599 Trenton Avenue - Palatial Homes, 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, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$2,034.00 for premises known as Block 33.02, Lot 2 also known as 599 Trenton Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manger by letter dated March 18, 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 \$2,034.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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.

c. Block 105, Lot 21 - 1306 Maple Avenue - Walter J. Clifford

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, Walter J. Clifford. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,620.00 for premises known as Block 105, Lot 21 also known as 1306 Maple Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manger by letter dated March 18, 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 \$1,620.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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. Walter J. Clifford

d. Block 140, Lot 110 - 105 Berkeley Avenue - Madeline M. Badalaty

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, Madeline M. Badalaty has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$3,229.63 for premises known as Block 140, Lot 110 also known as 105 Berkeley Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manger by letter dated March 10, 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 release of the aforementioned cash performance guarantees and the waiver of the maintenance guarantees since the improvements were installed over 10 years ago; 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 Gregory S. Blash, P.E. and performance guarantees totaling \$3,229.63 are hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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. Madeline M. Badalaty

15-073 Authorize the submission of the following Grant(s):

a. State Farm Neighborhood Assist Grant

WHEREAS, State Farm Insurance Company has made funding available through their Neighborhood Assist Grant by where a municipality can obtain up to \$25,000.00 to be utilized to assist in improving some aspect of the community; and

WHEREAS, the Department of Human Services of the Township of Ocean wishes to utilize any funds received for the purchase and installation of fitness equipment stations along the trail at Joe Palaia Park

WHEREAS, it is the recommendation of the Township Manager and Co-Director of Human Services that the Township of Ocean submit a grant application to State Farm Insurance Company to secure funds through their Neighborhood Assist Grant ; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Ocean Council that authorization is hereby given to submit a grant application to State Farm Insurance Company to secure up to \$25,000.00 through their Neighborhood Assist Grant; and

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

1. Co-Director of Human Services
2. Director of Finance

b. State Police Emergency Management Grant

WHEREAS, the Township of Ocean, office of Emergency Management has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #FY14-EMPG-EMAA-1300 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of up to \$10,000.00, including up to \$5,000.00 Federal Award and up to \$5,000.00 Local Matching Funds, is for the purpose of enhancing the

Township of Ocean's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award; and

WHEREAS, the Township of Ocean Office of Emergency Management, designated by the New Jersey state Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of up to \$5,000.00 which the Township of Ocean Office of Emergency Management adequately satisfies through the Township of Ocean approved budget for Division salaries and wages and fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean accepts the award of the FFY14 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of up to \$5,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget for the year 2014 in the sum of up to \$5,000.00 which is now available from the New Jersey State Police, Office of Emergency Management in the like amount of up to \$5,000 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of up to \$5,000.00 is hereby appropriated under the caption FFY14 Homeland Security Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED that the Township Manager and the Township Director of Emergency Management are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the following:

1. New Jersey State Police, Office of Emergency Management
2. Director of the Division of Local Government Services
3. Township Manager
4. Township Chief Financial Officer
5. Monmouth County Division of Emergency Management
6. Office of the Treasury

15-074 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 18, 2015

15-075 Adopt the Hazard Mitigation Plan

WHEREAS, the Township of Ocean, County of Monmouth, NJ, has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk; and

WHEREAS, the New Jersey Office of Emergency Management provided federal mitigation funds to support development of the Monmouth County Multi-jurisdictional All Natural Hazards Pre-Disaster Mitigation Plan; and

WHEREAS, this *Hazard Mitigation Plan* has been developed by the Mitigation Planning Committee; and

WHEREAS, this *Hazard Mitigation Plan* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, that:

1. The Monmouth County Multi-Jurisdictional *Hazard Mitigation Plan*, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on March 16, 2015 by the Monmouth County Office of Emergency Management is hereby adopted as an official plan of the Township of Ocean; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Municipal Office of Emergency Management and the various Municipal Departments identified in the Plan are hereby encouraged to pursue implementation of the recommended high priority activities that are applicable to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township Council, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Municipal Office of Emergency Management is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Monmouth County Office of Emergency Management. The status reports shall be submitted by September 15th of each year.

Vote on All Consent Items:

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					

INDIVIDUAL ACTION:

RESOLUTIONS:

15-076 Approve the continuance on the assessment installment payment plan for various property owners who have become delinquent for their assessment(s) confirmed on November 14, 2013

WHEREAS, the Township Council of the Township of Ocean previously authorized for the installation of curbs, sidewalks and driveway aprons along portions of various streets in the Township of Ocean ; and

WHEREAS, said assessments were confirmed by the Township Council of the Township of Ocean on November 14, 2013 with an initial due date of January 1, 2014; and

WHEREAS, the following property owner(s) are delinquent for the payment due January 1, 2015 and are hereby required to make the payments that were due on January 1, 2015 plus delinquent interest due to the Township of Ocean by April 23, 2015 in order to continue in the installment plan, or if no payment is received by the Township of Ocean then full payment of the assessment will be required:

<u>Block</u>	<u>Lot</u>	<u>Due Date</u>	<u>Installment Amount</u>
138.01	24	1/1/15	\$283.29 (2)

(2) – includes delinquent Interest

WHEREAS, it is the intention of the Township Council to extend the payment period for those property owners affected by said assessments until April 23, 2015 and allow the property owners to continue the installment plan for the payment of the outstanding balance of the assessment; and

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that authorization is hereby given to extend the deadline for payment for the delinquent installment on the assessments due on the above noted properties until April 23, 2015; and

BE IT FURTHER RESOLVED, that the installment plan for the payment of the special assessment be reinstated as long as payment of the 2015 installments are made by April 23, 2015; and

BE IT FURTHER RESOLVED, that said property owners will be notified by mail of the time extension and the provisions for payment of said monies due the Township of Ocean; and

BE IT FURTHER RESOLVED, that any property owner who fails to make the required payment by April 23, 2015, the entire balance of the assessment due shall become and be immediately due with interest imposed at the same rate as delinquent taxes, this being 8% on the first \$1,500.00 delinquent and 18% for the balance; and

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

1. Director of Finance
2. Tax Collector

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					

15-077 Authorize the purchase of two (2) Dodge Charger Police Vehicles from Hertrick Fleet Services, Milford, DE (State Contract A88729) at a total cost not to exceed \$50,187.60

WHEREAS, N.J.S.A. 40:11-12 requires that any local contracting unit purchasing materials, supplies or equipment under a contract entered into by the State Division of Purchasing and Property shall authorize the award of such contract by Resolution of the Governing Body; and

WHEREAS, the State of New Jersey, Division of Purchase and Property has awarded a cooperative purchasing contract to Hertrick Fleet Services, Milford, DE under State Contract A88729; and

WHEREAS, the Director of Finance has certified that funds have been provided in the 2015 Budget for the Purchase of Police Vehicles in account #5-01-30-810-355; and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, Monmouth County that is does hereby approve the Township Manager’s execution of a purchase order to Hertrick Fleet Services, Milford, DE (State Contract A88729) in an amount not to exceed \$50,187.60 for the purchase of two (2) Dodge Charger Police vehicles.

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

1. Director of Finance
2. Chief of Police
3. Township Auditor

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					

15-078 Authorize a Professional Services contract for groundwater remediation with Groundwater & Environmental Services, Inc at a cost not to exceed \$48,877.00

WHEREAS, the Township of Ocean is in need of the services of a licensed site remediation firm to oversee the continued environmental investigation activities for groundwater at the Department of Public Works Facility located at Beecroft Place site; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

WHEREAS, Groundwater & Environmental Services, Inc., Neptune, NJ, is an experienced firm in this field who is available to provide the necessary services per their proposal for the Township of Ocean at a cost not to exceed \$48,877.00; and,

WHEREAS, the Township Manager has determined that the value of the services Groundwater & Environmental Services, Inc., Neptune, NJ will exceed \$17,500.00 for the calendar year 2015; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in the Public Works Budget – Contract Services (Buildings and Grounds), account # 5-01-26-772-247; and

WHEREAS, Groundwater & Environmental Services, Inc., Neptune, NJ, Neptune, NJ has previously submitted a Business Entity Disclosure Certification and the C. 271 Political Contribution Disclosure Form certifying that Groundwater & Environmental Services, Inc., Neptune, NJ has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous one year, and that the contract will prohibit Groundwater & Environmental Services, Inc., Neptune, NJ from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Groundwater & Environmental Services, Inc., Neptune, NJ, as described herein with a not to exceed provision of \$48,877.00; and

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Groundwater & Environmental Services, Inc., Neptune, NJ

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					

15-079 Authorize the Acceptance of the following Grant(s):

a. Safe and Secure Communities Sub-Grant

WHEREAS, the Township of Ocean has been selected as a recipient for the **Safe and Secure Communities Sub-Grant Award**; and

WHEREAS, the Township of Ocean has been awarded \$60,000.00 from the State of New Jersey, Division of Criminal Justice, to cover a portion of the wages for two Township of Ocean Police Officers; and

WHEREAS, the Township of Ocean Police Chief has recommended that this allocation be accepted; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, in the County of Monmouth, State of New Jersey, that the appropriate Township officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds from the State of New Jersey, Division of Criminal Justice for the **Safe and Secure Communities Sub-Grant Award**; and

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

1. Director of Finance
2. Chief of Police
3. State of New Jersey, Division of Criminal Justice

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					

15-080 Authorize the Tax Collector to issue a refund to those taxpayers who have been declared a Totally Disabled Veteran and have received a Homestead Rebate credit on their taxes

WHEREAS, the following individuals have been declared a totally exempt veteran by the Tax Assessor:

Owner Name	Block	Lot	Qual.	Address
Wein, Alan	40.01	13		10 Dwight Drive
Settimi, S & M & Alaria, V & PA	40	66		1101 Brookside Avenue

WHEREAS, the following property owner(s) were issued Homestead Rebate(s) pertaining to the year 2012 and applied to the 2nd quarter 2015 causing the following overpayment(s):

Owner Name	1 st Quarter 2015	2 nd Quarter 2015	3 rd Quarter 2015	4 th Quarter 2015	Total Refund
Wein, Alan		\$629.41			\$629.41
Settimi, S & M & Alaria, V & PA		\$423.79			\$423.79

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth, that the Tax Collector is hereby authorized to refund the above noted overpayments due to the issuance of the 2012 Homestead Rebate to the individual listed above.

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

1. Director of Finance/Tax Collector
2. Township Auditor

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					

15-081 Authorize the Mayor and Municipal Clerk to execute the Inter-local Services Agreement between the Township and the Board of Education for the rental of school buses for the 2015 Summer Recreation Program

WHEREAS, N.J. S. A. 40:8A-1 et seq. authorizes a municipality to enter into a contract with any other local unit for the joint provision of services; and

WHEREAS, the Township of Ocean is desirous of entering into a Rental Agreement with the Township of Ocean Board of Education for the use of seven (7) 54-passenger school buses for the Township of Ocean Summer 2015 Recreation Program; and

WHEREAS, the Rental Agreement provides that the Township of Ocean Board of Education will receive a flat fee of \$8,000.00; and

WHEREAS, the Director of Finance has certified that there are adequate sufficient funds available under the following line item appropriation: Recreation Trust, account # N-03-56-850-801

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean that the Mayor and Municipal Clerk are hereby authorized to execute the Rental Agreement with the Township of Ocean Board of Education for the use of seven (7) 54-passenger school buses for the Township of Ocean Summer 2015 Recreation Program, for the period June 23, 2015 through August 21, 2015; and

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

1. Township of Ocean Board of Education
2. Department of Human Services
3. Department of Public Works

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:

Marwin Meller announced that the residents of Cedar Village held another Food Drive and collected 421 pounds of food and \$890.00 for the Food Bank.

Brian Lefferson inquired about the following:

- Resolution 15-077 – are these new vehicles or used?

Mr. Brannen said that they are new vehicles

- Announced that he had completed his spring clean-up of one of his Adopt-a-Spots

Councilmember Schepiga commended Mr. Lefferson and said how good the spot looks.

- Did the homeowners pay for the curbing that was installed on Wells Avenue?

Mr. Brannen said that since the road had been repaved (by the Township), there have been issues with the roadway crown causing issues and the only way to rectify those issues was to install curbing. Therefore, the Township did pay for the installation of that curbing.

Mr. Lefferson stated that his road had been repaved in 2006 and he still has issues with his walkway.

- Complimented Mr. Reu and the Governing Body on the vast improvement to the quality of the recording of the Township Council meetings.

- Asked where Jim Sabitis resides?

Mayor Siciliano said that Mr. Sabitis lives in Spring Lake

- Is this facility costing the Township any money?

Mayor Siciliano stated that it is not costing the Township anything.

- What happens to the land its being built on?

Mayor Siciliano said that the Township owns the land and leases it to the developer while the building will be deeded back to the Township. Mayor Siciliano further stated that there is a land lease with this company who will build and operate the facility. At some point down the road, the facility will be turned over to the Township to operate but that is sometime in the future.

Mr. Lefferson asked about what happens if the builder walks away from operating the facility?

Mayor Siciliano said that the Township owns the building so we would run it.

- He inquired about why we did not ask this developer to enclose the Community Pool with a dome and take over running that facility also?

Mayor Siciliano said that the Township wants to keep control of the rates being charged for membership at the pool.

- With regard to Colonial Terrace Golf Course –

a. The Township should have built a nice patio with a food venue for people to enjoy.

- b. Currently costs approximately \$23,500 per month to maintain the golf course. The Township should be able to bring people on staff to know how to maintain that facility and save that expenditure.

Mayor Siciliano said that he will be taking a golf professional out to Colonial Terrace to get some ideas on how the Township can improve the facility.

Barbara Hudson suggested that the Council impose time limits on anyone from the public who wishes to ask questions at these meeting.

Mrs. Hudson also asked if the debates being held by various entities will be televised?

Mayor Siciliano said that the Council does not have any say in the matter.

Mr. Hudson went on to read a statement about the proposed tennis facility.

Sylvia Sylvia commented on the exchange between Mrs. Hudson and Mayor Siciliano.

F.K. Hudson asked about the following items:

- The status of the Coah and Stop and Shop litigations?

Martin Arbus, Township Attorney, said that there is a Case Management Conference scheduled for mid-April on the Stop and Shop matter.

Mr. Arbus also reported that Jeffrey Surenian, Esq., the Township's COAH Counsel, is reviewing the recent COAH decision by the Supreme Court to determine how it affects Ocean Township.

- Mr. Hudson stated that while this proposed tennis facility may be a good idea, he is reserving judgment at this time.
- Mr. Hudson was unclear on some of the dimensions in the proposal such as the size of the land and/or building, how many parking spaces there will be and the type and quantity of the signage.

Mayor Siciliano and Mr. Arbus responded that there will be 36 parking spaces and two signs with one being electronic and one non-electronic.

- With regard to the option to extend the new tennis facility lease – when will it start?

Mayor Siciliano said it will commence at the end of the previous lease

- Will the Township have any input with regard to any alterations to the building?

Mr. Arbus stated that all of those matters will be subject to Planning Board approval.

- Have the residents in and around the pool and tennis facility been notified of this new facility?

Mayor Siciliano stated that there was no formal notice, as none was required, however, this matter has been in the newspapers, the Township website etc.

- With regard to the Request for Proposals for the tennis facility, how many proposals did the Township receive?

Mr. Brannen said that 3 companies picked up the Request for Proposal and 1 company submitted.

- Did the Township receive Green Acres approval?

Mr. Brannen said that the Township did receive approval.

Susan Borea said that she does not believe there is any conflict with the process.

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

Vincent Buttiglieri, RMC/CMC/MMC
Township Clerk