

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

**JULY 1, 2015**

**OAKHURST, NEW JERSEY**

The Reorganization Meeting of the Township Council was held in the Township Meeting Room, First Floor, Public Meeting Room, 399 Monmouth Road, Oakhurst, NJ 07755 at 5:00 pm

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

**Others:** Martin J. Arbus, Esq., Township Attorney  
Vincent Buttiglieri, Township Clerk

Mayor Siciliano presided over the meeting and asked everyone to join in the Pledge of Allegiance.

**Invocation** was done by Deacon Paul Serafino, St. Mary of the Assumption Church

**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 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 June 26, 2015.

**Fire Exit Procedures:**

There are two emergency exits on the wall to my right that will take you to the front of the building and another one to my left that will take you to the rear parking lot.

**NOTICE:**

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

**CLOSE OF OLD BUSINESS:**

Being that there was no further business to come before this Council, this meeting was adjourned to **sine die**

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					

**2015 Reorganization Meeting commences.**

A motion was made to appoint Vincent Buttiglieri, Township Clerk, as Temporary Chairperson.

Record of Vote	Councilman Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Councilman Siciliano
Motion To Approve				X	
Motion to Second	X				
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Vincent Buttiglieri, Municipal Clerk, presides over the meeting as Temporary Chairperson

**CERTIFICATION OF ELECTION:**

I, Vincent Buttiglieri, Municipal Clerk of the Township of Ocean, Monmouth County, New Jersey do hereby certify that at the Municipal Election held in the Township of Ocean on Tuesday, May 12, 2015, the following candidates were elected to the Township Council:

Robert V. Acerra, Sr.  
 William J. Garofalo  
 Richard H. Long  
 Donna L. Schepiga  
 Christopher P. Siciliano

**Swearing-in of Councilmembers-Elect**

The swearing-in of Councilmembers-elect was provided by the following:

Robert V. Acerra, Sr.	Hon. Shaun Golden, Monmouth County Sheriff
William J. Garofalo	Hon. Richard W. English, Superior Court Judge
Richard H. Long	Hon. Shaun Golden, Monmouth County Sheriff
Donna L. Schepiga	Hon. Christine G. Hanlon, Monmouth County Clerk
Christopher P. Siciliano	Hon. Richard W. English, Superior Court Judge

Vincent Buttiglieri, Temporary Chairperson, called for **NOMINATIONS FOR MAYOR**

Councilmember Schepiga made a motion, seconded by Councilmember Long to nominate Christopher P. Siciliano as Mayor.

Vincent Buttiglieri called for any further nominations. Seeing none, Councilmember Schepiga made a motion to close the nominations for Mayor, seconded by Councilmember Long.

The following vote was taken to appoint **Christopher P. Siciliano as Mayor**.

Record of Vote	Councilman Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Councilman Siciliano
Motion To Approve				X	
Motion to Second			X		
Approved	X	X	X	X	
Opposed					
Not Voting/Recuse					X
Absent/Excused					

The Honorable Richard W. English, Superior Court Judge, administers the Oath of Office to Mayor Siciliano.

Mayor Siciliano assumes the chair and continued the meeting.

Mayor Siciliano called for **NOMINATIONS FOR DEPUTY MAYOR**

Councilmember Schepiga made a motion, seconded by Councilmember Long to nominate William J. Garofalo as Deputy Mayor.

Mayor Siciliano called for any further nominations. Seeing none, Councilmember Schepiga made a motion to close the nominations for Deputy Mayor, seconded by Councilmember Long.

The following vote was taken to appoint **William J. Garofalo as Deputy Mayor**.

Record of Vote	Councilman Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Councilman Siciliano
Motion To Approve				X	
Motion to Second			X		
Approved		X	X	X	X
Opposed					
Not Voting/Recuse	X				
Absent/Excused					

The Honorable Richard W. English, Superior Court Judge, administers the Oath of Office to Deputy Mayor Garofalo.

### **Council Reports:**

**Deputy Mayor Garofalo** thanked former Councilmember Evans for his service and said he will be missed.

Deputy Mayor Garofalo also welcomed Councilmember Acerra to the Governing Body and looks forward to working with him.

**Councilmember Schepiga** echoed the comments Deputy Mayor Garofalo made.

Councilmember Schepiga also reminded all that the fireworks will be held at Palaia Park on July 3, 2015.

**Councilmember Long** said that he had learned a lot from Mr. Evans and wished him well in all his future endeavors.

Councilmember Long welcomed Councilmember Acerra on board and knows that he will do a fantastic job.

**Councilmember Acerra** said how much he is looking forward to serving in this capacity and he has learned a lot from watching and listening to former Councilmember Evans and the rest of the Governing Body.

**Martin Arbus**, Esq., Township Attorney, congratulated the new Council on their victory and wished them well.

Mr. Arbus commended Councilmember Evans for serving with distinction and for always being a true gentleman throughout his tenure.

### **Mayor's Statement:** Public Portion to Ask Questions with Regard to Resolutions

The purpose of this public portion is solely to ask questions to understand Resolutions that appear on the Agenda. 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 COMMENTS:**

There were no Public Comments at this time.

### **CONSENT ITEMS:**

**15-130 Approve appointments as follows:**

**a. Prosecutor and Alternate Prosecutor(s)**

**MEETING MINUTES****JULY 1, 2015**

**BE IT RESOLVED** by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

<b>PROSECUTOR</b>	<b>Member</b>	<b>Starting</b>	<b>Ending</b>
1 year term	Mario Delano and the Firm Campbell, Foley Delano & Adams, LLC <i>Prosecutor</i>	July 1, 2015	June 30, 2016
	Brian Wilton <i>Alternate Prosecutor</i>	July 1, 2015	June 30, 2016
	Gerald Massell <i>Alternate Prosecutor</i>	July 1, 2015	June 30, 2016

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

1. Board/Committee or Department
2. Administrative Assistant to the Township Manager
3. Public Agency Compliance Officer
4. Municipal Court

**b. Board of Adjustment, Environmental Commission, Planning Board, Multiple Dwelling Emergency Board, Monmouth County Office on Aging, Municipal Alliance to Prevent Alcohol and Drug Abuse and Clean Communities**

**BE IT RESOLVED** by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

<b>BOARD OF ADJUSTMENT</b>	<b>Member</b>	<b>Starting</b>	<b>Ending</b>
4 year term	Warren B. Goode Eric Menell	July 1, 2015 July 1, 2015	June 30, 2019 June 30, 2019
2 year terms	Maureen Bonney – Alt. #1 John Napolitani – Alt. #2 Peter Siano, Jr. – Alt. #3 Charles Theodora – Alt.#4	July 1, 2015 July 1, 2015 July 1, 2015 July 1, 2015	June 30, 2017 June 30, 2017 June 30, 2017 June 30, 2017

**ENVIRONMENTAL COMMISSION**

	<b>Members</b>		
3 year term	Raymond Pogwist Stephen Guadette	July 1, 2015 July 1, 2015	June 30, 2018 June 30, 2018
2 year term	Mark Rogoff – Alt. #1	July 1, 2015	June 30, 2017

**PLANNING BOARD  
RGO:2-6.3a**

	<b>Members</b>		
1 year term	Robert Acerra, Sr., Class III	July 1, 2015	June 30, 2016
4 year term	Mayor Christopher Siciliano, Class I (Mayor's Designee – Brian Lefferson)	July 1, 2015	June 30, 2019

**Alternate**

2 year term	Joseph DiBenedetto – Alt. #1 John Duthie – Alt. #2	July 1, 2015 July 1, 2015	June 30, 2016 June 30, 2017
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**MEETING MINUTES****JULY 1, 2015****MULTIPLE  
DWELLING  
EMERGENCY  
BOARD  
RGO:7-3.1****Member**

1 year term	William Garofalo, Councilmember	July 1, 2015	June 30, 2016
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**MONMOUTH  
COUNTY OFFICE  
ON AGING****Member**

1 year term	Judith Johnson, Delegate	July 1, 2015	June 30, 2016
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**MUNICIPAL  
ALLIANCE  
TO PREVENT  
ALCOHOL  
AND DRUG ABUSE****Member**

1 year terms	Denise Parlamus	July 1, 2015	June 30, 2016
	Judi Johnson	July 1, 2015	June 30, 2016
	Jay Boyd	July 1, 2015	June 30, 2016
	Linda Hopkins	July 1, 2015	June 30, 2016
	Marie Curtis	July 1, 2015	June 30, 2016
	Peggy Morgan	July 1, 2015	June 30, 2016
	Barbara LePosa	July 1, 2015	June 30, 2016
	Larry Kostula	July 1, 2015	June 30, 2016
	Marie Curtis	July 1, 2015	June 30, 2016
	Peggy Morgan	July 1, 2015	June 30, 2016
	Barbara LePosa	July 1, 2015	June 30, 2016
	Larry Kostula	July 1, 2015	June 30, 2016
	Richard Long	July 1, 2015	June 30, 2016
	Kathy Reiser	July 1, 2015	June 30, 2016
	Linda Kotch	July 1, 2015	June 30, 2016
	Sharon Moleski	July 1, 2015	June 30, 2016
	Cathy Brown	July 1, 2015	June 30, 2016
	Rose Acerra	July 1, 2015	June 30, 2016
	Danielle Pfeiffer	July 1, 2015	June 30, 2016
	William Garofalo	July 1, 2015	June 30, 2016
Steven R. Peters, Police Chief	July 1, 2015	June 30, 2016	
William Larkin, Mayor	July 1, 2015	June 30, 2016	
Theresa Gilvary	July 1, 2015	June 30, 2016	
Superintendent of Schools	July 1, 2015	June 30, 2016	
Margaret Simpson	July 1, 2015	June 30, 2016	
Judith Young	July 1, 2015	June 30, 2016	
Jay McManigal	July 1, 2015	June 30, 2016	
Diane Novobilsky	July 1, 2015	June 30, 2016	
TOGS Youth Representative	July 1, 2015	June 30, 2016	
Kelly Weldon	July 1, 2015	June 30, 2016	
Judy Petersen	July 1, 2015	June 30, 2016	
Kathy Rosa	July 1, 2015	June 30, 2016	
Elaine Slocum	July 1, 2015	June 30, 2016	
Sylvia Sylvia	July 1, 2015	June 30, 2016	

**CLEAN  
COMMUNITIES  
ADVISORY COMMITTEE****Members**

1 year terms	Carole Allgor	July 1, 2015	June 30, 2016
	Evelyn Hampton	July 1, 2015	June 30, 2016
	Donna Schepiga, Council Liaison	July 1, 2015	June 30, 2016
	Stephanie Wynne	July 1, 2015	June 30, 2016
	Brian Lefferson	July 1, 2015	June 30, 2016

Tom Crochet, DPW Director	July 1, 2015	June 30, 2016
Jennifer Stewart	July 1, 2015	June 30, 2016
Tom Caruso, Code Enforcement	July 1, 2015	June 30, 2016

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

1. Board/Committee or Department
2. Administrative Assistant to the Township Manager
3. Public Agency Compliance Officer

**14-131 Authorize the naming of the Official Newspapers for the Township of Ocean for the period July 1, 2015 through June 30, 2016**

**WHEREAS**, N.J.S.A. 10:4-18 authorizes a municipality to designate an official Newspaper for the Township of Ocean; and

**WHEREAS**, “Official Newspaper” means paid, published and circulated in the municipality. If there is no such newspaper, then at least one published in the county in which the municipality is located and said newspaper is circulated;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, in the County of Monmouth that the following newspapers be and are hereby designated as the “official newspapers” in the Township of Ocean in which any and all legal notices of the Township are authorized to be published:

*The Asbury Park Press*  
*The Coaster*

**Vote on All Consent Items:**

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	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:**

**15-132 Authorize a Professional Services Contracts for the period July 1, 2015 through June 30, 2016 with the following:**

**a. Martin J. Arbus, and the Firm Arbus, Maybruch & Goode, LLC – Township Attorney**

**WHEREAS**, Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” provides for the appointment of a Township Attorney and further defines their powers and duties which are incorporated herein by reference as through set forth in length; and

**WHEREAS**, the Township Council of the Township of Ocean desires to enter into a contract for said position within the dollar limits as provided by the 2015 Municipal Budget containing appropriations for legal services and/or a salary established annually through the salary ordinance; and;

**WHEREAS**, Martin J. Arbus, Esq., and the Firm Arbus, Maybruch & Goode, LLC, submitted a proposal for the position of Township Attorney for the one year term from July 1, 2015 through June 30, 2016, at the following hourly rates:

General Legal Services	
Martin J. Arbus, Esq.	\$170.00 per hour
Samuel Maybruch, Esq.	\$170.00 per hour
Matthew Goode, Esq.	\$150.00 per hour
Defense of Tax Appeals	\$150.00 per hour

**WHEREAS**, the Township Manager has recommended that a contract be awarded to Martin J. Arbus, Esq., and the Firm of Arbus, Maybruch & Goode, LLC, at a cost not to exceed \$125,000.00 and a retainer of \$36,000.00 for attendance at meetings and other items as set forth in the agreement; and

**WHEREAS**, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

**WHEREAS**, as required by law, Martin J. Arbus, and the Firm Arbus, Maybruch & Goode, LLC, has competed and submitted a Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form which will certify that he has not made and reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit Martin J. Arbus, Esq., and the Firm Arbus, Maybruch & Goode, LLC, from making any reportable contributions to a political and/or candidate committee in the Township of Ocean throughout the term of this contract; and

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of this award, specifically under the aforementioned appropriations; Legal Services & Costs – O/E, Defense of Tax Appeals – account #5-01-20-710-219 and various General Capital Ordinances ; and

**WHEREAS**, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, shall be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that Martin J. Arbus, Esq., and the Firm Arbus, Maybruch & Goode, LLC, is hereby appointed to the position of Township Attorney in accordance with the provisions above for the period July 1, 2015 through June 30, 2016 at a cost not to exceed \$125,000.00, as well as a retainer in the amount of \$36,000.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Clerk are hereby authorized to execute the contract with Martin J. Arbus, Esq., and the Firm Arbus, Maybruch & Goode, LLC, as Township Attorney; and

**BE IT FURTHER RESOLVED**, that this resolution shall be advertised according to law; and

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

1. Martin J. Arbus, Esq., and the Firm Arbus, Maybruch & Goode, LLC
2. Director of Finance
3. Township Auditor
4. Public Agency Compliance Officer

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	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					

**b. Leon S. Avakian, Inc. – Township Engineer**

**WHEREAS**, the State of New Jersey requires that every municipality appoint an individual to serve as both Township Engineer and as a licensed land surveyor; and

**WHEREAS**, Gregory Blash, on behalf of the engineering firm of Leon S. Avakian, Inc. has submitted a proposal to perform said engineering services for the period July 1, 2015 through June 30, 2016; and

**WHEREAS**, Gregory Blash, on behalf of the firm Leon S. Avakian, Inc., is fully qualified to serve as both the Township Engineer and as Township Land Surveyor since he is a licensed Professional Engineer, a Professional Planner and a Professional Land Surveyor; and

**WHEREAS**, it is the recommendation of the Township Manager that Gregory Blash, P.E., P.P., C.M.E., C.P.W.M., and the firm Leon S. Avakian, Inc., be appointed as the Township Engineer for a term of July 1, 2015 through June 30, 2016; 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**, Gregory Blash, on behalf of the firm Leon S. Avakian, Inc. has completed and submitted the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that Gregory Blash and the firm of Leon S. Avakian, Inc. has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit Gregory Blash and the firm Leon S. Avakian, Inc. from making any reportable contributions to a political or candidate committee in the Township of Ocean through the term of the contract; and

**WHEREAS**, the Director of Finance has certified that there are funds available for this purpose specifically under Engineering Services and Costs, O.E., Trust Other Fund - Reserve for Inspection Fees, General Capital Fund - various ordinances subject to adequate funds under 40A:2-20, which account will be properly charged and which funds shall not be available for more than one purpose; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council Township of Ocean in the County of Monmouth as follows:

- a. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with Leon S. Avakian, Inc., Consulting Engineers for the provision of engineering services of Gregory Blash as the Township of Ocean Engineer and his staff for the period July 1, 2015 through June 30, 2016 in accordance with the attached Schedule of Billable Hourly Rates which is made a part of this resolution with the total estimated payments not to exceed \$350,000.00 exclusive of any independent professional service contracts that may be authorized.

- b. It is further understood that there will be a rate freeze for the duration of the appointment with annual contracts setting forth the total estimated payments for the subsequent twelve months.
- c. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because engineering service is professional in nature and performed by persons authorized by law to practice a recognized profession.
- d. A notice of this action shall be published as required by law.
- e. A copy of this resolution shall be forwarded to the following:
  - 1. Gregory Blash, P.E., P.P., C.M.E. of the firm Leon S. Avakian, Inc.
  - 2. Township Manager
  - 3. Director of Finance
  - 4. Township Attorney

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	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:**

**F.K. Hudson** congratulated the returning Governing Body members and welcomed Councilmember Acerra.

Mr. Hudson said he hopes that the Governing Body continues to open up the process of governing with full disclosure.

**John Huss** stated that he met with the former Mayor and State Senator Joe Palaia recently and he wanted to extend Mr. Palaia’s good wishes.

Seeing that there were no other comments, Mayor Siciliano extended an invitation to all to attend a barbeque at Oakhurst Fireman’s field beginning at 6:00 pm.

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

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	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  
Municipal Clerk