

**REGULAR MEETING AGENDA  
MAYOR AND COUNCIL  
October 20, 2016**

**Call to Order.**

**Statement of Compliance with Open Public Meetings Act:** *This meeting complies with the Open Public Meeting Act by notification on January 4, 2016 of this location, date and time to the Asbury Park Press and the LINK News, publication on January 7, 2016 and by the posting of same on the municipal bulletin board and Borough Web Site.*

**Flag Salute**

**Invocation**

**Roll Call**

**MAYOR'S PROCLAMATION** recognizing 50-year Volunteer DALE BURD

**Resolution #2016-202 authorizing the Governing Body to enter into Executive Session**  
Personnel Matters – N.J.S.A. 10:4-12(b)(8): Police Department Vacancies

**Administrator's Report:**

**Clerk's Report:**

1. Consent Agenda:

- |                  |      |   |
|------------------|------|---|
| <b>#2016-186</b> | 1.1  | Resolution authorizing payment of bills   |
| <b>#2016-187</b> | 1.2  | Resolution authorizing redemption of Tax Sale Certificate #16-00015   |
| <b>#2016-188</b> | 1.3  | Resolution authorizing redemption of Tax Sale Certificate #16-00021   |
| <b>#2016-189</b> | 1.4  | Resolution authorizing redemption of Tax Sale Certificate #16-00025   |
| <b>#2016-190</b> | 1.5  | Resolution authorizing redemption of Tax Sale Certificate #15-00012   |
| <b>#2016-191</b> | 1.6  | Resolution authorizing redemption of Tax Sale Certificate #15-00016   |
| <b>#2016-192</b> | 1.7  | Resolution amending the 2016 budget to add an item of revenue: Drunk Driving Enforc.  |
| <b>#2016-193</b> | 1.8  | Resolution authorizing agreement for use of court facilities with Shrewsbury Borough  |
| <b>#2016-194</b> | 1.9  | Resolution approving policy for monitoring and compliance of PILOTS   |
| <b>#2016-195</b> | 1.10 | Resolution approving policy for reporting of Tax Appeals  |
| <b>#2016-196</b> | 1.11 | Resolution authorizing submittal of the 2016 Best Practices Inventory   |
| <b>#2016-197</b> | 1.12 | Resolution authorizing renewal of 2017 group health insurance benefits  |
| <b>#2016-198</b> | 1.13 | Resolution authorizing redemption of Tax Sale Certificate #16-00004   |
| <b>#2016-199</b> | 1.14 | Resolution authorizing release of levied funds  |
| <b>#2016-200</b> | 1.15 | Resolution authorizing additional expenses for Nicholas Teetelli Consulting contract for administration of insurance claims and FEMA Public Assistance Projects |
| <b>#2016-201</b> | 1.16 | Resolution authorizing waiver of §390-17(F) for 23 Ithaca Ave   |

2. Minutes
- Approval of the Executive Session Minutes of September 1, 2016
  - Approval of the Workshop Minutes of September 1, 2016
  - Approval of the Special Meeting Minutes of September 1, 2016
  - Approval of the Regular Meeting Minutes of September 15, 2016

**ORDINANCES:**

Introduction of an Ordinance Amending Chapter 115 Alcoholic Beverages

**COMMITTEE REPORTS:**

- Public Safety, Councilman Briskey, Chair
- Finance & Administration, Council President Irace, Chair
- Planning & Development, Councilwoman Cooper, Chair
- Public Works & Engineering, Councilman Gallo, Chair
- Health & Human Services, Councilwoman Kahle, Chair
- Parks & Recreation, Councilman Patti, Chair

**MAYOR COFFEY'S REPORT:**

**Petitions from the public.**

**Adjournment.**

## REGULAR MEETING MINUTES

Oceanport, New Jersey  
October 20, 2016

The Regular Meeting of the Oceanport Mayor and Council was called to order on October 20, 2016 at 7:00 PM with the Statement of Compliance with the Open Public Meetings Act given by Mayor Coffey.

**Statement of Compliance with Open Public Meetings Act:** *This meeting complies with the Open Public Meeting Act by notification on January 4, 2016 of this location, date and time to the Asbury Park Press and the LINK News, publication on January 7, 2016 and by the posting of same on the municipal bulletin board and Borough Web Site.*

**PLEDGE OF ALLEGIANCE:** Mayor Coffey led the audience and members of the Council in the flag salute.

**INVOCATION:** Borough Chaplain Stacy Deerin gave the invocation.

**MEMBERS PRESENT:** Councilpersons Briskey, Cooper, Gallo, Irace, Kahle, Patti and Mayor Coffey

**OFFICIALS PRESENT:** Borough Administrator, Ray Poerio, Borough Clerk, Jeanne Smith, and Borough Attorney, Scott Arnette

Mayor Coffey stated that the first agenda item, a proclamation recognizing 50 year volunteer Dale Burd would be presented to Mr. Burd while being honored by firefighters at the Port-Au-Peck firehouse on October 24, 2016.

### EXECUTIVE SESSION:

**Resolution #2016-202 authorizing the Governing Body to enter into Executive Session** for the purposes of **Personnel Matters** – N.J.S.A. 10:4-12(b)(8) Police Department Vacancies

At 7:04 PM, the Mayor asked for a motion on **Resolution #2016-202** authorizing the meeting to enter Executive Session for the purposes of Personnel Matters related to filling Police Department vacancies, which was moved by Councilman Briskey and seconded by Council President Irace. The Clerk called roll:

AYES: Briskey, Cooper, Irace, Kahle, Patti  
NAYS: None  
ABSTAIN: Gallo  
ABSENT: None

The Clerk stated the motion carried.

At 8:10 PM, Council returned from Executive Session and the regular meeting was reopened on a motion by Councilwoman Cooper, which was seconded by Councilwoman Kahle. The Clerk called roll:

AYES: Briskey, Cooper, Gallo, Irace, Kahle, Patti  
NAYS: None  
ABSTAIN: None  
ABSENT: None

The Clerk stated the motion carried.

**Resolution #2016-203 authorizing the Borough Administrator to offer employment for the filling of vacancies in the Oceanport Police Department**

The Mayor asked the Clerk to read **Resolution #2016-203**, which was read in its entirety, authorizing the Borough Administrator to offer employment to candidates for police department vacancies which was moved by Council President Irace and seconded by Councilman Briskey. The Clerk called roll:

AYES:           Briskey, Cooper, Irace, Kahle  
NAYS:           None  
ABSTAIN:       Gallo, Patti  
ABSENT:        None

The Clerk stated the motion carried.

**ADMINISTRATOR’S REPORT:** Mr. Poerio provided an update regarding the shared services agreement with Shrewsbury Borough. Its governing body had already passed their resolution and requested that Oceanport remove the portion concerning shared services for the street sweeper from their resolution and present it at a later date. He expressed his sincere gratitude to Mayor Burden, the entire Shrewsbury Council and particularly Peter Meyer. Mr. Poerio reported that the Governor had lifted Executive Order No. 10, which had halted all work funded by the Transportation Trust Fund. Due to the upcoming winter season, road work will most likely be postponed until early spring. He thanked Councilman Gallo for his assistance in planning road projects. The East Main Street Streetscape project will begin on October 24.

Mr. Poerio and Katie LaPorta, CFO, will meet with the final vendor for the new financial software. There will be a resolution added to the agenda for the next regular meeting. He advised there will be a resolution added to the agenda to award a two month contract to Targeted, the Borough’s IT service. The Borough will receive a body armor replacement grant in the amount of \$1,622.17. He asked that it be approved for the consent agenda for the next regular meeting. Mr. Poerio advised that he and Ms. Smith reviewed the current contract for garbage pick up. He explained the benefits of remaining with Future Sanitation for another year and recommended that the one year extension be awarded at the next meeting.

**CLERK’S REPORT:**

1. Consent Agenda

- separate**    1.1   Resolution authorizing payment of bills
- #2016-187**   1.2   Resolution authorizing redemption of Tax Sale Certificate #16-00015
- #2016-188**   1.3   Resolution authorizing redemption of Tax Sale Certificate #16-00021
- #2016-189**   1.4   Resolution authorizing redemption of Tax Sale Certificate #16-00025
- #2016-190**   1.5   Resolution authorizing redemption of Tax Sale Certificate #15-00012
- #2016-191**   1.6   Resolution authorizing redemption of Tax Sale Certificate #15-00016
- #2016-192**   1.7   Resolution amending the 2016 budget to add an item of revenue: Drunk Driving Enforc.
- #2016-193**   1.8   Resolution authorizing agreement for use of court facilities with Shrewsbury Borough
- #2016-194**   1.9   Resolution approving policy for monitoring and compliance of PILOTS
- #2016-195**   1.10  Resolution approving policy for reporting of Tax Appeals
- #2016-196**   1.11  Resolution authorizing submittal of the 2016 Best Practices Inventory
- #2016-197**   1.12  Resolution authorizing renewal of 2017 group health insurance benefits
- #2016-198**   1.13  Resolution authorizing redemption of Tax Sale Certificate #16-00004
- #2016-199**   1.14  Resolution authorizing release of levied funds
- #2016-200**   1.15  Resolution authorizing additional expenses for Nicholas Teetelli Consulting contract for administration of insurance claims and FEMA Public Assistance Projects
- #2016-201**   1.16  Resolution authorizing waiver of §390-17(F) for 23 Ithaca Ave

The Clerk stated there were 16 items on the consent agenda. Councilman Briskey requested to take Resolution **#2016-186** separately. The Clerk asked for a motion to approve remaining items which was made by Council President Irace and seconded by Councilman Gallo.

The Clerk called roll:

AYES: Briskey, Cooper, Gallo, Irace, Kahle  
NAYS: None  
ABSTAIN: Patti  
ABSENT: None

The Clerk stated the motion carried.

**#2016-186** 1.1 Resolution authorizing payment of bills

The Clerk asked for a motion to approve **#2016-186** Payment of Bills which was made by Council President Irace and seconded by Councilman Gallo.

The Clerk called roll:

AYES: Cooper, Gallo, Irace, Kahle, Patti  
NAYS: Briskey  
ABSTAIN: None  
ABSENT: None

The Clerk stated the motion carried.

- 2. Minutes Approval of the Executive Session Minutes of September 1, 2016  
Approval of the Workshop Minutes of September 1, 2016  
Approval of the Regular Minutes of September 1, 2016

The Clerk called for a motion to approve Executive Session Minutes, Workshop Minutes and Regular Minutes of September 1, 2016, which was made by Council President Irace and seconded by Councilman Gallo.

The Clerk called roll:

AYES: Briskey, Cooper, Gallo, Irace, Patti  
NAYS: None  
ABSTAIN: Kahle  
ABSENT: None

The Clerk stated that the motion carried.

The Clerk called for a motion to approve Regular Minutes of September 15, 2016, which was made by Council President Irace and seconded by Councilman Briskey.

The Clerk called roll:

AYES: Briskey, Cooper, Irace, Patti  
NAYS: None  
ABSTAIN: Gallo, Kahle  
ABSENT: None

The Clerk stated that the motion carried.

**ORDINANCES:**

**#969** Introduction of an Ordinance Amending Chapter 115 Alcoholic Beverages

Councilwoman Cooper called for the introduction of “**AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AMENDING CHAPTER 115, “ALCOHOLIC BEVERAGES”** and then asked the Clerk to read the proposed ordinance by title only, after which Councilwoman Cooper moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of November 3, 2016 and to advertise same in accordance with the law and was seconded by Council President Irace. The Clerk called roll:

AYES:           Briskey, Cooper, Gallo, Irace, Kahle, Patti  
NAYS:           None  
ABSTAIN:       None  
ABSENT:        None

The Clerk stated that the motion carried.

#### **COMMITTEE REPORTS:**

**PUBLIC SAFETY:** Councilman Briskey reported that the First Aid Squad held its Awards Dinner, which is held every 10 years, to present service awards. Port-Au-Peck will be hosting Old Timer’s Dinner on October 24 to present their awards. The Eatontown Fire Department invited Oceanport, Little Silver and Shrewsbury Fire Departments to a drill at Ft. Monmouth. The new class of Fire Explorers were able to participate. He announced the Fire Explorers will be holding their first Halloween Breakfast at the Hook and Ladder firehouse on October 23, and he encouraged everyone to support the Fire Explorers. He extended his congratulations to the new police officers and wished them well.

**FINANCE AND ADMINISTRATION:** Council President Irace reported on the November referendum for allowing gambling outside of Atlantic City. The perception is the amendment will not pass. He explained a proposal by Assemblyman Caputo to allow video lottery terminals at racetracks based on an Attorney General ruling from 1982. Council President Irace attended an Asbury Park Press editorial board with individuals representing the pro and con sides of the gambling issue. He discussed how in the past horseracing received \$30 million from Atlantic City in exchange for not having slot machines at the racetrack. He outlined the options the legislators could choose to include language to specify how much revenue would be given to horseracing. He spoke about his recent experience at Parx Casino and Racetrack in Pennsylvania, which is an ideal example of what could be established at Monmouth Park.

**PLANNING & DEVELOPMENT:** Councilwoman Cooper reported that the Planning Board approved the proposed Master Plan. It is available on the Borough website and at Borough Hall. The Planning Board recommended adding Ft. Monmouth’s Redevelopment Plan and its amendments as well as Oceanport’s 2008 Vision Plan as appendices. The Master Plan will provide guidance for plans, policies and zoning. She advised that the Board of Education has approved the Governing Body’s request to install equipment which allow for a public access channel to televise meetings. The BOE’s approval was required because the Council meetings are currently held at Maple Place School. The Technology Committee will meet with Verizon to discuss the small nodes that Verizon wants to install. She mentioned the Shore Regional Girls Field Hockey team won its 46<sup>th</sup> consecutive division title. The team will compete for the conference title on Saturday, and she encouraged residents to show their support.

**PUBLIC WORKS:** Councilman Gallo did not attend the last meeting. However, he thanked Chief Barcus for his service and wished him well on his retirement.

**HEALTH AND HUMAN SERVICES:** Councilwoman Kahle announced that the Oceanport Police Department is partnering with other law enforcement agencies to “Take Back New Jersey”, a project to collect unused, unneeded or expired medications. Residents can drop off those medications at the Police Department on Saturday for safe disposal. She attended the Monmouth County Health Department meeting, where the discussion focused on Narcan, the antidote for heroin overdose. The Department also distributed Zika kits and is involved in testing for lead in the schools’ water. She noted

that Monmouth Medical Center received a large donation to use to assist families in negotiating the recovery process. She stated the Water Watch Committee reported the main body of the Shrewsbury River is satisfactory to enjoy water sports, but there are still concerns about fecal bacteria in the creeks which feed into the Shrewsbury. The Committee will conduct testing to determine the point source of the pollution. The Two Rivers Times reported that the Water Watch Committee testing has been used as a model for other municipalities.

**PARKS AND RECREATION:** Councilman Patti advised that the Halloween Parade will be held on Oct 30<sup>th</sup>. There will be costume contest with prizes and the inaugural pumpkin painting contest. He asked for event suggestions for 2017. Some ideas are a fishing derby and drive-in movies. Plans are underway for the Christmas tree lighting on December 4<sup>th</sup> and installing benches at Memorial Park in the spring. The Eagle Scout projects at Sommers Park are progressing. He thanked Mr. Poerio and Councilwoman Cooper for their efforts in assisting the Scouts. He reported that there was a photo contest to prepare a video for the Borough's twin city, Penestin, France. Winners will be announced Sunday. Councilman Briskey asked if the walkway at the park was going to be elevated so it didn't flood. Mr. Poerio will reevaluate the grade of the path. Councilman Patti added that the projects were combined to get a complete oval.

**MAYOR COFFEY'S REPORT:** Mayor Coffey spoke about the last FMERA meeting, where FMERA approved the receipt of \$35 million from Monmouth County to buyout the Army's interest in the Oceanport section of Ft. Monmouth. The County will approve that at their next meeting on November 2<sup>nd</sup>. MCIA is the guarantor of the bond for the purchase. A condition of that purchase is that Route 537 between Rt. 35 in Eatontown and Oceanport Ave. in Oceanport be opened to the public. Another issue discussed was the deer on the property. The current plan is for the State and the federal government to address reducing the deer population.

Mayor Coffey expressed his pleasure of being a member of the Oceanport community. He experienced a wonderful small town feeling when he attended the First Aid Squad's Awards Dinner.

Councilman Briskey asked the Mayor to again place the Council's position on the record regarding the gambling referendum. Mayor Coffey stated that whether or not the referendum passes, there is no question that Monmouth Park was not given a fair deal. He recounted a recent interview, where he touched on other details in the congressional amendment such as the requirement for an entity to invest a billion dollars on a facility, the need to be licensed. The wording of the legislation is not specific regarding location of the facilities, it does not advise how much revenue is anticipated, and it does not lay out how the revenue will be distributed. His position is decidedly against the referendum.

#### **PETITIONS FROM THE PUBLIC:**

Mayor Coffey then opened the meeting to anyone from the public who wished to be heard.

Roseann Letson, 37 Morris Place, asked about the status of the municipal complex and if the move to the Ft. Monmouth property is definite and the status of the affordable housing units and the location. Mayor Coffey responded that there has been no commitment to FMERA. Another issue is reconciling the appraisers for FMERA and the Borough. Regarding the affordable housing units, the Borough negotiated with the owner of the new Village Center to allow using unoccupied commercial units for the Borough's obligation. Currently, there is an issue of determining whether it comports with the affordable housing that is needed. The Court and Special Master are pleased with the proposal.

Ron Sickler, 45 Morris Place, asked if the Army will still be responsible for environmental issues after purchase by the Borough. Mayor Coffey replied that the Army will continue to be responsible for certain carve outs, and the Army has an ongoing obligation to cure any environmental issues. Councilman Patti stated the issue of contamination has been the subject of frequent discussion at FMERA meetings. Mr.

Sickler asked if contaminated areas are outside of the carve outs, will the Army still be responsible. Mayor Coffey stated those issues will be included in the sale documents.

Roseann Letson, 37 Morris Place, asked if the plan for Ft. Monmouth still included a river walk. She expressed concern that the waterfront property will be sold and Borough residents will not be permitted access to the waterways. Mayor Coffey stated that the DEP would be involved in development near waterfront and it would be a requirement to provide public access and the developer would have to maintain the property.

As no one else from the public wished to be heard, Mayor Coffey closed the public portion of the meeting.

As there was no further business, the meeting was adjourned at 9:09 PM on a motion by Council President Irace, seconded by Councilman Patti and approved by Council.

Respectfully submitted,

JEANNE SMITH  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING PAYMENT OF BILL LIST FOR OCTOBER 20, 2016**

**RESOLUTION #2016-186  
10-20-16**

**WHEREAS**, the Governing Body of the Borough of Oceanport has reviewed the vouchers submitted in support of the bill list dated October 20, 2016; and

**WHEREAS**, the Governing Body has determined that the bill list as prepared comports with the vouchers submitted by various vendors; and

**WHEREAS**, the Governing Body has considered the payment of said bills as set forth on the bill lists at its public meeting of October 20, 2016.

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Oceanport hereby authorizes payment of all bills on the bill list dated October 20, 2016 subject to the Borough's Chief Financial Officer certifying there is sufficient funds for the payment of same.

**CERTIFICATION OF FUNDS**

I, Catherine D. LaPorta, Chief Financial Officer, of the Borough of Oceanport, do hereby certify that funds are available for the purpose stated herein.

\_\_\_\_\_  
Catherine D. LaPorta, CFO

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-186 approved by the Oceanport Borough Council at the Workshop Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK



**BOROUGH OF OCEANPORT  
BILL LIST**

20-Oct-16

PAYEE	AMOUNT
PAYROLL ACCOUNT	113,879.05 20TH PAY
<b>2016 EXPENDITURES - MANUAL CHECKS</b>	
SHORE TAX LEVY	\$ 327,803.17
OCEANPORT TAX LEVY	\$ 738,100.17
 <b>MANUAL CHECKS - CAPITAL</b>	
TREASURER: STATE OF NEW JERSEY - ASBURY AVE	\$ 1,000.00
TREASURER: STATE OF NEW JERSEY - MOHICAN AVE	\$ 1,000.00
TREASURER: STATE OF NEW JERSEY - ITASKA PLACE	\$ 1,000.00
CATEL, INC	\$ 5,903.68
OLD CASTLE	\$ 22,036.14
 <b>MANUAL CHECKS - OPEN SPACE</b>	
OLD CASTLE	\$ 30,575.05
 <b>CAPITAL TRUST TOTAL</b>	\$ 1,460.02
<b>DOG REGISTRY TOTAL</b>	\$ 2.40
<b>ESCROW TRUST TOTAL</b>	\$ 1,480.75
<b>OPEN SPACE TRUST TOTAL</b>	\$ 1,108.85
<b>TRUST OTHER TOTAL</b>	\$ 1,174.98
 <b>2015 VOUCHERS PAID</b>	\$ 233,154.41
<b>2015 VOUCHERS PAID THIS MEETING</b>	\$ -
<b>TOTAL</b>	\$ 233,154.41
 <b>2016VOUCHERS PAID</b>	\$ 18,230,855.31
<b>2016 VOUCHERS PAID THIS MEETING</b>	\$ 251,021.34
<b>TOTAL</b>	\$ 18,481,876.65

I CERTIFY THAT THE ABOVE ITEMS ARE TRUE AND CORRECT AS PRESENTED  
TO THE MAYOR AND COUNCIL FOR PAYMENT



**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #16-00015  
FOR BLOCK 65, LOT 3.09 KNOWN AS 263 PORT AU PECK AVE**

**Resolution #2016-187  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 65 Lot 3.09, otherwise known as 263 Port au Peck Ave; and

**WHEREAS**, this lien, known as Tax Sale Certificate 16-00015 was sold Culmac Capital II LLC at an interest rate of 0% and a premium of \$40,000; and

**WHEREAS**, a representative for the owner has redeemed certificate 16-00015 in the amount of \$ 17,005.66.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$17,005.66 payable to Culmac Capital II LLC, Box 251, Monmouth Beach NJ 07750 for the redemption of Tax Sale Certificate 16-00015.

**BE IT FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$40,000 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-187 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #16-00021  
FOR BLOCK 115, LOT 14 KNOWN AS 7 CENTER STREET**

**Resolution #2016-188  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 115 Lot 14, otherwise known as 7 Center St; and

**WHEREAS**, this lien, known as Tax Sale Certificate 16-00021 was sold US Bank cust for PC6, Sterling N at an interest rate of 0% and a premium of \$1,200; and

**WHEREAS**, a representative for the owner has redeemed certificate 16-00021 in the amount of \$ 488.01.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$488.01 payable to US Bank cust for PC6, Sterling N, Tax Lien Services Group, 50 S16th St Suite 2050, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 16-00021.

**BE IT FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$1,200 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-188 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #16-00025  
FOR BLOCK 138, LOT 14 KNOWN AS 100 MAIN STREET**

**Resolution #2016-189  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 138 Lot 14, otherwise known as 100 Main St; and

**WHEREAS**, this lien, known as Tax Sale Certificate 16-00025 was sold Trystone Capital Assets LLC at an interest rate of 0% and a premium of \$1,300; and

**WHEREAS**, a representative for the owner has redeemed certificate 16-00025 in the amount of \$ 442.77.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$442.77 payable to Trystone Capital Assets LLC, POBox 1030, Brick NJ 08723 for the redemption of Tax Sale Certificate 16-00025.

**BE IN FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$1,300 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-189 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #15-00012  
FOR BLOCK 115, LOT 14 KNOWN AS 7 CENTER STREET**

**Resolution #2016-190  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on November 16, 2015, a lien was sold on Block 115 Lot 14, otherwise known as 7 Center St; and

**WHEREAS**, this lien, known as Tax Sale Certificate 15-00012 was sold Tower as cust for Ebury Fund 2 NJ LLC at an interest rate of 0% and a premium of \$1,400; and

**WHEREAS**, a representative for the owner has redeemed certificate 15-00012 in the amount of \$ 511.39.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$511.39 payable to Tower as cust for Ebury Fund 2 NJ LLC, POBox 54908, New Orleans LA 70154 for the redemption of Tax Sale Certificate 15-00012.

**BE IT FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$1,400 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-190 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #15-00016  
FOR BLOCK 138, LOT 14 KNOWN AS 100 MAIN STREET**

**Resolution #2016-191  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on November 16, 2015, a lien was sold on Block 138 Lot 14, otherwise known as 100 Main St; and

**WHEREAS**, this lien, known as Tax Sale Certificate 15-00016 was sold Public Tax Investments LLC at an interest rate of 0% and a premium of \$1,400; and

**WHEREAS**, a representative for the owner has redeemed certificate 15-00016 in the amount of \$ 484.12.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$484.12 payable to Public Tax Investments LLC, PO Box 1030, Brick NJ 08723 for the redemption of Tax Sale Certificate 15-00016.

**BE IN FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$1,400 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-191 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**Requesting approval of the Director of the Division of Local Government Services  
Amending the 2016 Municipal Budget per NJSA 40A:4-87 for  
Drunk Driving Enforcement Fund**

**Resolution #2016-192  
10-20-16**

**WHEREAS**, N.J.S.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Oceanport hereby request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$5,000.00 which item is now available as a revenue from Drunk Driving Enforcement Fund pursuant to the provisions of statute; and

**BE IT FURTHER RESOLVED**, that a like sum of \$5,000.00 be and the same is hereby appropriated under the caption of Drunk Driving Enforcement Fund, \$5,000.00.

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer file this resolution electronically with the Division of Local Government Services.

Motion:			Second:	
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-192 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY  
AUTHORIZING AN AGREEMENT WITH THE BOROUGH OF SHREWSBURY  
FOR THE USE OF COURTROOM FACILITIES**

**Resolution #2016-193  
10-20-2016**

**WHEREAS**, the Borough of Oceanport is a municipal corporation having its principal offices located at 315 East Main Street, Oceanport, New Jersey, 07757

**WHEREAS**, the Borough of Shrewsbury is a municipal corporation having offices at Sycamore Avenue & Broad Street, in the Borough of Shrewsbury, Monmouth County, New Jersey; and

**WHEREAS**, the Borough of Shrewsbury and the Borough of Oceanport are desirous of entering into an Interlocal Shared Services Agreement effective November 1, 2016 for the Borough of Oceanport Municipal Court's use of the Borough of Shrewsbury's Courtroom Facilities; and

**WHEREAS**, the services outlined hereinafter have been agreed upon and cover court sessions for the Borough of Oceanport; and

**WHEREAS**, the Borough of Shrewsbury will not be responsible for the Borough of Oceanport's Judge, Prosecutor, Public Defender, Court Assistance, Arrest, Processing, and Release of Prisoners; and

**WHEREAS**; it is in the best interest of the Borough of Shrewsbury and the Borough of Oceanport to enter into this Interlocal Shared Services Agreement;

**NOW THEREFORE, IT IS HEREBY AGREED** on this 3rd day of October 2016, by and between **THE BOROUGH OF OCEANPORT** in the County of Monmouth, State of New Jersey with their principal offices located at 315 East Main Street, Oceanport, New Jersey, 07757 and **THE BOROUGH OF SHREWSBURY** in the County of Monmouth, State of New Jersey with principal offices located at Sycamore Avenue and Broad Street, Shrewsbury, New Jersey, 07702, that the Interlocal Services Agreement for Shared Services of the Borough of Shrewsbury's Municipal Court is as follows:

**NOW, THEREFORE**, in consideration of the promises set forth, herein, the parties hereto agree as follows:

1. The costs for all of the above-mentioned services will be \$1,500 per month for November and December of 2016. Beginning January 1, 2017 through December 31, 2017 the costs for all of the above-mentioned services will be \$2,500 per month. Beginning January 1, 2018 through October 31, 2018 the costs for all of the above-mentioned services will be \$3,000.00 per month. The Borough of Oceanport will be responsible for any extraordinary cost (damage to equipment or electronics, anything outside of ordinary cleaning services) that is not included in this agreement.
2. This agreement expires October 31, 2018. Even so, the Borough of Oceanport may terminate this agreement, for breach or any other good cause shown including completion of the Borough of Oceanport's permanent facilities prior to the expiration of this agreement upon thirty (30) days written notice. The Borough of Shrewsbury may terminate this agreement, for breach or any other cause shown, upon ninety (90) days written notice.



IN WITNESS WHEREOF on the seals and date below written:

ATTEST:

BOROUGH OF SHREWSBURY

\_\_\_\_\_  
KATHLEEN P. KRUEGER  
Municipal Clerk

\_\_\_\_\_  
DONALD W. BURDEN  
Mayor

BOROUGH OF OCEANPORT

\_\_\_\_\_  
JEANNE SMITH  
Municipal Clerk

\_\_\_\_\_  
JOHN F. COFFEY, II  
Mayor

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-193 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT,  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY  
CREATING A POLICY FOR THE MONITORING OF “PAYMENTS IN LIEU OF TAXES” (PILOTS)**

**Resolution #2016-194  
10-20-16**

**WHEREAS**, it is the intent of the Borough Council to implement and maintain best practices for the management and monitoring of the Borough’s “Payment in Lieu of Taxes” (hereinafter “PILOTS”) agreements; and

**WHEREAS**, the Borough has entered into PILOT agreements, presently with Oceanport Gardens and the Affordable Housing Alliance and may enter into future agreements as the Governing Body may deem in the best interest of the Borough; and

**WHEREAS**, the Governing Body has determined that certain procedures need to be established to create a policy for the monitoring and compliance of PILOT terms.

**NOW, THEREFORE BE IT ADOPTED** by the Mayor and Council that the below policy for the Monitoring of the Borough’s PILOTS be implemented:

- Section 1: The Borough Clerk shall distribute copies of any PILOT Agreements upon approval and execution by all parties.
- Section 2: The Tax Collector shall monitor all PILOT agreements for compliance including payment terms and required documentation that is filed annually.
- Section 3: For those Agreements that are entered into pursuant to N.J.S.A. 40A:21-1 et seq. (Five-Year Exemptions/Abatements The Tax Assessor shall update the annual assessments as appropriate for billing by the Tax Collector.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Tax Collector, Tax Assessor, Chief Financial Officer, Borough Administrator and Borough Clerk.

Motion:				
		Second:		
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-194 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT,  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY  
CREATING A POLICY FOR THE REPORTING OF TAX APPEALS**

**Resolution #2016-195  
10-20-16**

**WHEREAS**, it is the intent of the Borough Council to implement and maintain best practices for the management and monitoring of the Borough’s ratable base to assist in ensuring fiscal stability, and

**WHEREAS**, the Governing Body of the Borough has determined that certain procedures need to be established to accomplish this policy.

**NOW, THEREFORE BE IT ADOPTED** by the Mayor and Council that the below policy for the Reporting of Tax Appeals be implemented:

Section 1: The Borough’s Tax Assessor shall prepare a list of all open tax appeals for submittal to the Governing Body, Borough Administrator, Chief Financial Officer and Borough Clerk.

Section 2: The Tax Assessor shall provide said list no later than June 1<sup>st</sup> of each year.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Tax Assessor, Chief Financial Officer, Borough Administrator and Borough Clerk.

Motion:

Second:

I certify this to be a true copy of Resolution #2016-195 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
ACKNOWLEDGING REVIEW AND AUTHORIZING SUBMITTAL OF THE  
2016 BEST PRACTICES INVENTORY**

**RESOLUTION #2016-196  
10-20-16**

**WHEREAS**, the State's Fiscal Year Appropriations Act (P.L. 2011, c.85) requires the Division of Local Government Services to determine how much of each municipality's allocation of its CMPTRA and ETR aid will be disbursed based upon the results of Best Practices Inventory to be completed by each municipality; and

**WHEREAS**, the Inventory is a constructive way to encourage municipalities to consider and embrace a range of best practices that will help improve financial accountability and transparency; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Oceanport that the best practices inventory was discussed publicly at the Mayor and Council meeting of October 6, 2016, and shall be submitted to the Division of Local Government Services and certified by the Chief Administrative Officer and Chief Financial Officer and a certification by the Municipal Clerk that the Inventory was discussed publicly.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-196 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT,  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY  
AUTHORIZING RENEWAL OF HEALTH AND DENTAL BENEFITS CONTRACT**

**Resolution #2016-197  
10-20-16**

**WHEREAS**, the Borough of Oceanport is a member of the Central Jersey Health Insurance Fund by which the Borough provides health insurance and related benefits to certain Borough employees; and

**WHEREAS**, the Borough Administrator directed the Borough's health insurance broker Conner Strong & Buckelew to issue a Request for Proposals which was issued on August 11, 2016

**WHEREAS**, the Borough received 2 competitive proposals for health coverage for the 2017 Calendar Year, one from CJHIF for continuation of current plans and one from the State Health Benefits Plan; and

**WHEREAS**, the CJHIF renewal amounts to a 2.3% increase over the 2016 premium when compared with the State Health Benefits Plan which amounted to a 7.6% increase over the 2016 premium.

**WHEREAS**, the Borough Administrator has recommended renewal of the current plans as administered by the CJHIF at the rate increase of 2.3%.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Oceanport does hereby authorize the Borough Administrator to renew the Borough's currently offered plans for the 2017 calendar year at a rate increase of 2.3%. The Mayor, Borough Administrator and Borough Clerk are hereby authorized and directed to execute any and all documents needed to effectuate this health insurance service renewal.

Motion:	Second:			
ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-197 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE #16-00004  
FOR BLOCK 16, LOT 2 KNOWN AS 66 ALGONQUIN AVE**

**Resolution #2016-198  
10-20-16**

**WHEREAS**, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 16, Lot 2, otherwise known as 66 Algonquin Ave; and

**WHEREAS**, this lien, known as Tax Sale Certificate 16-00004 was sold US Bank cust BV002 Trst & Crdtrs at an interest rate of 0% and a premium of \$3,000; and

**WHEREAS**, a representative for the owner has redeemed certificate 16-00004 in the amount of \$ 2,510.55.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$2,510.55 payable to US Bank cust BV002 Trst & Crdtrs, 50 S 16<sup>th</sup> St Suite 2050, Philadelphia PA 19102 for the redemption of Tax Sale Certificate 16-00004.

**BE IT FURTHER RESOLVED**, that the CFO be authorized to issue a check in the amount of \$3,000 (Premium) to the aforementioned lienholder.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-198 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING RELEASE OF LEVIED FUNDS**

**Resolution #2016-199  
10-20-16**

**WHEREAS**, the Borough of Oceanport contracted with Future Sanitation to provide solid waste and recycling collection services; and

**WHEREAS**, on September 27, 2016 the Borough received an executed notice of Court-issued Affidavit of Levy DC-010985-15 to the Borough against Future Sanitation in the amount of \$3,293.43; and

**WHEREAS**, an amount of \$3,293.43 was held from the Borough's contracted monthly payment to Future Sanitation pursuant to the Order.

**NOW, THEREFORE, BE IT RESOLVED** that the CFO be authorized to issue a check in the amount of \$3,293.43 payable to Wallace Michals, Court Officer, PO Box 404, Oakhurst, NJ 07755 pursuant to executed Docket No. DC-10985-15 issued by the Superior Court of New Jersey, Law Division, Special Civil Part, Monmouth County.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-199 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
MONMOUTH COUNTY, STATE OF NEW JERSEY  
AUTHORIZING ADDITIONAL EXPENSES RELATED TO  
ADMINISTRATIVE SERVICES FOR INSURANCE CLAIMS AND  
FEMA PUBLIC ASSISTANCE PROJECTS**

**RESOLUTION #2016-200  
10-20-16**

**WHEREAS**, the Borough of Oceanport retained Nicholas H. Teetelli Consulting Services for administrative services related to the Borough's insurance claims and FEMA Public Assistance projects by means of a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.B; and

**WHEREAS**, the term of this contract is one (1) year expiring January 24, 2017 as approved by this governing body; and

**WHEREAS**, the original contract was for an amount not to exceed \$40,000.00 per Resolution #2016-059; and

**WHEREAS**, the Borough is aggressively pursuing the close out of FEMA public assistance project worksheets related to Superstorm Sandy expenses prior to December 31, 2016 thereby requiring additional hours per week; and

**WHEREAS**, the Borough Administrator has recommended an additional \$12,000.00 for expenses incurred in 2016 through the end of the calendar year 2016.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey that:

1. That the original contract amount be increased an additional amount not to exceed \$12,000.00
2. Funds shall be charged to Account #6-01-20-155-218, Superstorm Sandy
3. That the within Resolution shall be subject to the Borough CFO confirming that funds are available for the stated purpose.

**CERTIFICATION OF FUNDS**

As required by N.J.A.C. 5:34-5.1 et. seq., and any other applicable requirement, I, Catherine D. LaPorta, Chief Financial Officer of the Borough of Oceanport, have ascertained that there are sufficient uncommitted funds in Account #6-01-20-155-218, Superstorm Sandy, not to exceed \$12,000.00 for the above referenced professional services contract

\_\_\_\_\_  
Catherine D. LaPorta, CFO

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-200 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK



**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING A WAIVER OF §390-17(F) ACCESSORY STRUCTURES  
FOR 23 ITHACA AVENUE**

**RESOLUTION #2016-201  
10-20-16**

**WHEREAS**, resident Debra Rubenstein purchased the property known as 23 Ithaca Avenue in 2003; and

**WHEREAS**, Ms. Rubenstein appeared before the Governing Body at the October 6, 2016 Workshop meeting seeking a determination of the applicability of Borough Code §390-17(F) for improvements on her property that encroach into the Borough’s right of way prior to adoption of that code; and

**WHEREAS**, the Governing Body in 2013 adopted the following Borough Code §390-17(F) *Improvements shall not be placed or constructed within the Borough’s right-of-way, i.e., sprinkler heads, decorative mailbox columns, pillars, fencing and any curbing, specialty or otherwise, such as Belgian block, not part of an approved development plan, a Borough road-improvement program or a right-of-way not having curbing without written permission from the Borough Council. Such items that are placed in the Borough rights-of-way shall not be the responsibility of the Borough should they be damaged, whether it be by snow plowing or otherwise;* and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Oceanport that the existing front yard improvements at 23 Ithaca Ave encroaching into the Borough’s unimproved right of way is hereby authorized subject to the following conditions:

1. Property Owner accepting full responsibility for the construction maintenance or failure of the proposed improvement and all existing improvements currently placed within the Borough’s right of way.
2. The Property Owner entering into a hold harmless agreement with the Borough of Oceanport agreeing to release, indemnify and hold the Borough harmless from any loss damage or liability, including Attorney Fees and expenses of litigation or otherwise stemming from the performance, installation, maintenance, failure or existence of the work to be performed at that site.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-201 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING THE GOVERNING BODY TO ENTER EXECUTIVE SESSION**

**Resolution #2016-202  
10-20-16**

**WHEREAS**, the Open Public Meetings Act provides that the Borough Council may go into executive session to discuss matters that may be confidential or listed pursuant to N.J.S.A. 10:4-12; and

**WHEREAS**, it is recommended by the Borough Attorney that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Oceanport that the Council shall go into executive session to discuss the following items:

Personnel Matters – N.J.S.A. 10:4-12(b)(8): Police Department Vacancies

**BE IT FURTHER RESOLVED** that formal action may be taken after the Executive Session.

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-202 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT  
AUTHORIZING THE BOROUGH ADMINISTRATOR TO OFFER EMPLOYMENT  
FOR THE FILLING OF VACANCIES IN THE OCEANPORT POLICE DEPARTMENT**

**Resolution #2016-203  
10-20-16**

**WHEREAS**, the Governing Body of the Borough of Oceanport has determined that it is in the best interest of the Borough to fill certain vacancies within the Oceanport Police Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Oceanport follows that the Borough Administrator is hereby authorized to offer employment to the following individuals for the following positions

Class A Police Officer:           Evan Ruane

Class A Police Officer:           Charles Svenson

Special Law Enforcement Officer, Class II: Ryan Spahr

Motion:

Second:

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Briskey	( )	( )	( )	( )
Cooper	( )	( )	( )	( )
Gallo	( )	( )	( )	( )
Irace	( )	( )	( )	( )
Kahle	( )	( )	( )	( )
Patti	( )	( )	( )	( )
Coffey	( )	( )	( )	( )

I certify this to be a true copy of Resolution #2016-203 approved by the Oceanport Borough Council at the Regular Meeting held October 20, 2016

\_\_\_\_\_  
JEANNE SMITH, RMC  
BOROUGH CLERK