

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
January 19, 2017**

Call to Order.

Statement of Compliance with Open Public Meetings Act: *This meeting complies with the Open Public Meetings Act by notification on January 2, 2017 of this location, date and time to the Asbury Park Press and the LINK News and by the posting of same on the municipal bulletin board and Borough Web Site.*

Flag Salute

Invocation

Roll Call

Mayor's Proclamation: Captain Chenoweth

Resolution:

#2017-059 Resolution Appointing Chief of Police

OATH OF OFFICE: Michael P. Kelly

PRESENTATION: Winners of Holiday Decorating Contest

PRESENTATION: Municipal Complex at Fort Monmouth

Administrator's Report:

Consent Agenda:

- #2017-046** 1.1 Resolution authorizing payment of bills
- #2017-047** 1.2 Resolution authorizing redemption of Tax Sale Certificate #16-00026
- #2017-048** 1.3 Resolution authorizing veteran's tax exemption status to James Palumbo
- #2017-049** 1.4 Resolution appointing substitute electrical inspector and electrical sub-code official
- #2017-050** 1.5 Resolution adopting a 2017 temporary capital budget
- #2017-051** 1.6 Resolution funding the health insurance deductible for non-union employees
- #2017-052** 1.7 Resolution authorizing NJDOT application for Main Street Phase 2 Improvements
- #2017-053** 1.8 Resolution authorizing NJDOT application for Bridgewater Dr. Improvements
- #2017-054** 1.9 Resolution approving Special Events Permit for NJ Marathon
- #2017-055** 1.10 Resolution authorizing use of Borough facilities
- #2017-056** 1.11 Resolution awarding contract for Architectural Services for Phase I of Municipal Complex to The Goldstein Partnership
- #2017-057** 1.12 Resolution authorizing budget appropriation transfers
- #2017-058** 1.13 Resolution renewing shared services agreement with Eatontown for Brush Compost

COMMITTEE REPORTS:

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

MAYOR COFFEY'S REPORT:

Petitions from the public.

Adjournment.

REGULAR MEETING MINUTES

Oceanport, New Jersey
January 19, 2017

The Regular Meeting of the Oceanport Mayor and Council was called to order on January 19, 2017 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 2, 2017 of this location, date and time to the Asbury Park Press and the LINK News, publication on January 7, 2017 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, Irace, Cooper, Gallo, Kahle, Solan and Mayor Coffey

MEMBERS ABSENT: None

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

Resolution #2017-059 Resolution Appointing Chief of Police.

Mayor Coffey asked for a motion to approve the resolution appointing the Chief of Police, which was made by Councilwoman Kahle and seconded by Councilman Irace. The Clerk called roll:

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

The Clerk stated the motion carried.

OATH OF OFFICE: Mayor Coffey administered the oath of office for Chief of Police to Michael P. Kelly. Chief Kelly then thanked the Mayor and Council and Borough Administrator for appointing him Chief. He expressed his thanks to other Chiefs, fellow officers, citizens and his family for attending the ceremony. He looks forward to the opportunity and working with the best police department in New Jersey. He thanked the residents and stated the department is there for them.

At 7:05 pm, the Mayor called for a motion for a brief recess, which was made by Councilwoman Kahle and seconded by Councilman Irace, which was approved by the Board. Council returned to the regular meeting at 7:17 pm with all present.

PRESENTATION: Winners of the Holiday Decorating Contest. Mike MacStudy announced the following first place winners: Best Overall, the Patocks, 56 Wittenburg Pl.; Best Tree, the Kleibergs, 425 Branchport Ave.; Best Yard, the Bovas, 24 Dwayne St.; Best Doors/Windows, the Luis', 23 Main St.; Best Condo/Townhouse, the Koblans, 51 Steeplechase Ct.; Most Original, the Goodhues, 86 Horseneck Pt. Road. The winners received gift cards to The Marina at Oceanport. Second Place Best Overall was 11 Mohawk Ave. and third place Best Overall was the Baldanzas, 43 Algonquin Ave.

CONSENT AGENDA:

- #2017-046 1.1 Resolution authorizing payment of bills
- #2017-047 1.2 Resolution authorizing redemption of Tax Sale Certificate #16-00026
- #2017-048 1.3 Resolution authorizing veteran’s tax exemption status to James Palumbo
- #2017-049 1.4 Resolution appointing substitute electrical inspector and electrical sub-code official
- #2017-050 1.5 Resolution adopting a 2017 temporary capital budget
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- #2017-055 1.10 Resolution authorizing use of Borough facilities
- #2017-056 1.11 Resolution awarding contract for Architectural Services for Phase I of Municipal Complex toThe Goldstein Partnership
- #2017-057 1.12 Resolution authorizing budget appropriation transfers
- #2017-058 1.13 Resolution renewing shared services agreement with Eatontown for Brush Compost

The Clerk stated there were 13 items on the consent agenda. The Clerk asked for a motion to approve which was made by Councilwoman Cooper and seconded by Councilman Irace. The Clerk called roll:

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

The Clerk stated the motion carried.

COMMITTEE REPORTS:

PUBLIC SAFETY: Councilman Briskey congratulated Chief Kelly on his promotion and wished him well. He stated after the “Santa runs” by the fire department in December, it was noted that house numbers are not always visible. He asked residents to make sure their house numbers are prominent.

FINANCE AND ADMINISTRATION: Councilman Irace reported that the Supreme Court in Washington has asked the Solicitor General for further comment on sports wagering. President-elect Trump will be appointing a new Solicitor General. President-elect Trump has made statements in support of legalizing sports betting.

PLANNING & DEVELOPMENT: Councilwoman Cooper stated there will be a presentation this evening regarding a proposal for a municipal complex on Ft. Monmouth property. She attended a FMERA meeting, at which it was disclosed that RPM closed on their parcel, 117 units, 20 % for low and moderate housing. That closing allows FMERA to repay \$8 million of the loan from the County. Public auctions are set for March 13 and March 18 to dispose of office equipment. Another auction in the future will be held to dispose of furniture. FMERA sent out an RFP for guard services, which will be discussed at the next meeting. Redevelopment through FMERA had been set at approximately 30 months. FMERA is streamlining the process to between 6 and 12 months. Bids are out for the Nurses’ Quarters, 24 units, of which 20% is affordable housing. Parcel B has been approved for retail and commercial, which is in Eatontown, will have 302 units. Mayor Coffey has been named as chair of the Historical Committee.

PUBLIC WORKS: Council President Gallo stated that applications were approved for a DOT grant for repaving Main Street from Eatontown Blvd. to Brookview Dr. The second choice is Bridgewater Dr. from E. Main St. to Relwolf Ave. The Committee will be meeting to review the 2017 road program. He wished Chief Kelly well in his new position.

HEALTH AND HUMAN SERVICES: Councilwoman Kahle congratulated Chief Kelly and wished him all the best in his new position.

PARKS AND RECREATION: Councilman Solan congratulated the Holiday Decorating Contest winners. He congratulated Chief Kelly and wished him a long and happy career as the Chief.

MAYOR COFFEY'S REPORT: Mayor Coffey noted that Rt. 537 opened up at Ft. Monmouth. He saw an increase in traffic. He stated the opening will hasten the redevelopment at Ft. Monmouth. He commended RPM, Mr. Poerio and staff at Borough Hall for working together on the permits. Russel Hall is under contract and will close in a few months. The application for the fitness center will come before the Planning Board in two or three months. He is pleased with the interest from commercial developers. Installing the Borough's municipal complex on Ft. Monmouth will transform the property to Oceanport, no longer the Fort. The takeover of Fort property can no longer be considered a problem, but as an opportunity. He encouraged residents to take an interest in the redevelopment.

PRESENTATION: Municipal Complex at Fort Monmouth. Mr. Poerio began the presentation noting that the process took several months of meetings, research and review with department heads, employees and the ad-hoc committee of Marc Lower and Wayne Mackenrodt, to culminate in this presentation. He introduced Eli Goldstein, Architect. Mr. Goldstein described the current status of buildings on the site. Building 977 is currently used by the State Police, who will be vacating it. Oceanport PD and OEM will move there. Building 900 houses the Oceanport DPW. Building 901 is a large building in the center of the property, another vacant office building and showed barracks buildings that are proposed to be demolished. He explained the current parking lots. The functions to be accommodated on the site are the municipal offices, police department, municipal court, library and a community center as well as offices for OEM.

Mr. Goldstein described the proposed layout of Building 901 as the Oceanport Municipal Complex, which will consist of a courtroom with administrative offices, the Borough library and municipal administrative space. The design allows flexibility for each area to be accessible on its own schedule. Mr. Poerio explained that the red lines on the drawings depict areas for demolition/reconstruction, which is minimal and will contain costs. Peter Jaworski, Oceanport resident, asked if Building 901 is a one story building, which was confirmed.

Mr. Goldstein continued to explain the site plan, traffic flow, parking, recycling and locations for Borough vehicles. The plan suggests adding a driveway on the south side of the property for staff members and convenient access for recycling. Peter Jaworski, asked if the green areas were grass and which areas would become parking areas. Mr. Goldstein explained that once the barracks are demolished, that area will expand the existing parking lot toward Building 918. The parking near building 977 will be modified and slightly enlarged for the police department. Mr. Poerio added that the Borough had received a \$250,000 grant from the Monmouth County Freeholders which will allow the large green area to remain open space/recreation.

Mr. Goldstein continued to explain that Building 918 is proposed to be converted into a community center. There were several meetings with senior citizen representatives. It will include multipurpose rooms, meeting rooms, a kitchen and offices. Another entrance will be added, near the public parking lot. Councilwoman Cooper added that it is a dual purpose community/senior center. Roseanne Letson, 37 Morris Place, asked if the community center would be available for rent. Mr. Poerio stated that that is a policy decision to be made by the Council, with input from the Recreation Committee. There is a catering kitchen in the building. If the Council desires, that option is available. Councilwoman Kahle asked if the current senior center will remain. Mr. Poerio explained that decision lies with the Council. Peter Jaworski again asked if Building 918 was one story, which was confirmed.

Mr. Goldstein continued describing the layout and uses for Building 977, the current State Police facility, which is planned for the police department and OEM. It will contain communication facilities, detention,

patrol, administration, detectives, records, shared facilities, equipment rooms, locker and shower facilities. There is a heavily reinforced area which will be used for archives and storage. The old kennel building will also be used for storage and equipment.

Ray Bavarian, 4 Iselin Lane, asked for the total square footage for all three buildings. Mr. Goldstein stated it is approximately 40,000. There was discussion regarding the current square footage versus the proposed square footing. Walt Anderson, Iroquois Ave., expressed concern that the increased acreage would mean an additional maintenance burden. Mr. Poerio explained that the Borough currently is responsible for snow plowing and mowing. There are difference levels of maintenance required for passive and active areas. The impact should be minimal, and there are no plans to increase the public works workforce.

Natalie Zilincar, 7 Bungalow Place, asked for the reasons for a 500% increase in footprint. Mr. Poerio explained that current conditions are cramped, and the old Borough Hall was inadequate. He noted that approximately 8,000 sq. feet of the police building is storage, which will be climate controlled which decreases the active area to about 30,000 sq. feet. The Borough is going to increase by 433 acres with the transfer of Fort property, which will require increased space to provide services. He stated the wave of the future is shared services, and it is in the Borough's best interest to offer shared services and bring in revenue. Mayor Coffey added that renovation costs are much less expensive than new building costs. The town is getting one-third larger and having this much room will allow the municipal complex to expand as the town expands. Mayor Coffey also noted that 13.25 acres of developable property comes off the purchase block. By occupying these buildings with municipal offices, there will be no additional residential units to overburden the school system. Mr. Goldstein noted that the proposal includes areas that didn't exist in the old building. There were inadequate facilities for the police department and many areas were not handicap accessible.

Ray Bavarian, 4 Iselin Lane, stated the acquisition of this property is a rare luxury. He praised the plan for centralizing services and the economy of efficiency. There was discussion regarding the prior processing of police prisoners in the old police department. Mayor Coffey stated the senior citizens want to go back to the Old Wharf House. He met with senior citizen representative to discuss what could meet their needs. He stated this new complex will be a clarion call to everything else around it.

Mike MacStudy, Oceanport Ave., asked if there were any asbestos or environmental issues with the buildings or any of the property. Mr. Poerio stated there was an asbestos report conducted in 2015. An updated report will be prepared. There are some older tiles, but there are no plans to tear up those tiles and make them airborne. Little to no asbestos was found on the pipes. The roofs do have asbestos, however, the needed roof repairs are either flashing, caulking or downspouts and fill in. However, all preliminary results show very few issues with asbestos. FMERA received reports on every building. Mr. Poerio stated the Borough received the reports, which were sent to the Borough's professionals for review.

Natalie Zilincar, 7 Bungalow Place, asked when the last soil sample report conducted. Mr. Poerio wasn't able to answer. Ms. Zilincar followed up on Mr. Poerio's shared services comments. Currently, Oceanport pays Long Branch for fire inspection services. She asked if services that are farmed out could return to Oceanport. Mr. Poerio replied that the fire marshal is the only service farmed out. His idea is for Oceanport to provide services, such as the Borough does with Sea Bright's Court. He thinks the opportunity is there to offer shared court services to other municipalities. The idea needs further discussion with the Mayor and Council. She was happy with the idea of removing 13.25 acres from FMERA's hands, and asked what would be left in FMERA's hands if the municipal complex comes to fruition. Mayor Coffey stated there are six projects spoken for, but there is still a lot of land to be developed within Oceanport. The overall redevelopment calls for 740 homes to be built in Oceanport. How to minimize that is a long term issue. FMERA committed to 740 homes, including the 20% affordable housing requirement. Mayor Coffey's opinion is that the affordable housing law doesn't apply to these houses because they are not new homes. In Oceanport, the RPM project, the fitness center, Russel Hall,

dance hall and post chapel are in the process of closing. The Nurses Quarters, Marina and Squire Hall complex are in negotiations. There is one bidder, who is proposing office research, institutional, civic, including educational and open space and recreational uses. The last part to be developed will be where the "golf balls" were. In addition, the whole 400 district near Horseneck Pt. Rd. For the lodging area and Allison Hall, FMERA is seeking proposals for medium density residential, institutional, civic and/or office research development for approximately 15 acres. Allison Hall proposed reuse is for a boutique hotel as well as retail, office, research, open space and recreation, approximately 13 acres. FMERA just received authorization to issue an RFOTP for Barker's Circle, which will have housing and retail.

Culin Wible, 67 Wolf Hill Ave., expressed concern about the location of the recycling center. He asked for information about the flood zone elevation of this location and if there were flood hazards for any of the buildings. Mr. Goldstein acknowledged there was discussion about the recycling center. Mr. Goldstein added that the site is and has supported public works and equipment. He stated all of the buildings are above the base flood elevation. Councilman Briskey asked Mr. Goldstein if he knew how much higher they were. Mr. Goldstein will provide that information.

Beth Henderson, 11 Port Au Peck Ave., stated her concern about commercial development, in light of the vacant New Village Center. She wanted to know what will be done to attract businesses. Mayor Coffey replied that if a developer buys and builds, it's their responsibility to fill spots. He noted that Eatontown has plans for an inordinate amount of residential units. If that type of development was proposed for Oceanport, it would not be well received. Councilwoman Cooper added that at the FMERA meeting, she learned that Howard Commons will have 275 homes and Parcel B is 302 homes. Mayor Coffey mentioned a presentation made at a Council meeting earlier in the year that contemplated an assisted living facility, with retail and a small hotel. Residential homes do not comport with how Oceanport is developing and available infrastructure. Ms. Henderson stated she understood the Mayor's point, but believes the empty space reflects poorly on Oceanport. Mayor Coffey discussed commercial development and the need for traffic to support businesses.

Marion Wilhelm, 96 Comanche Dr., requested clarification regarding the RPM project. Mayor Coffey replied that those are one and two-bedroom units as both rentals and for sale. Ms. Wilhelm asked when the 740 units are anticipated. Mayor Coffey stated that it was subject to market conditions.

Ray Bavarian, 4 Iselin Lane, asked what the total ratables and revenue generated. Mayor Coffey stated it depends on what is built. For example, the chapel will not be a ratable, but it also doesn't impose on the school system. The fitness center will be a ratable and again, will not impact the schools. Mr. Bavarian opined that the best outcome would be to attract light industry.

Natalie Zilincar, 7 Bungalow Pl., asked if the 740 homes with 20% affordable housing needed to be done in a certain timeframe. Mayor Coffey stated it was his understanding there is no specific timeframe. It is dictated by the market.

Mr. Poerio returned and asked the group to focus on the municipal complex, rather than ask general questions about the Fort. He turned to the financing of the complex. The bottom line cost is between \$3.7 and \$3.8 million that would fall on the taxpayers of Oceanport, which equates to about \$7 a month on the average assessed home (\$440,000).

Tom Duffy, Mohican Ave., asked if the numbers shown in the slide included the sale of the former municipal complex to offset these costs and what the timetable is for disposing of that property. Mr. Poerio replied that the figures reflect the sale of the old Borough Hall. The timetable for disposing of that property depends on the ability to move forward on this proposal. His expectation is that if the Council approves a sale, he would hope to move forward this year.

Pete Jaworski, 11 Irma Place, asked if demolition costs were included. Mr. Poerio replied that it is included. Marion Wilhelm, Comanche Dr., asked if old Borough Hall was sold, was there any plan to

build homes. Mr. Poerio replied that an RFP would be issued for bidders and Council would have to make a decision.

Culin Wible, 67 Wolf Hill Ave., asked about projected revenue and the timing of these transactions. He understands \$3.8 million breaks down to \$7 a month and \$11 million total costs. He asked if the Borough will bond \$11 million or \$3.8. Mr. Poerio explained that the Borough is expecting to get \$5.3 million from FEMA. The projected sale of old Borough Hall and additional grants is approximately \$1.850 million. Total revenue should be around \$7.2 or \$7.3 million. A bond has been introduced for \$11 million. The Borough will appear before the Local Finance Board in February to request a waiver of the cash down payment. February will also be the final reading on the bond ordinance. The Borough will BAN \$11 million. The following year as the Borough receives money from FEMA and grants, the Borough would refund perhaps \$7 million and after the third year wrap it into your bond.

Roseanne Letson, 37 Morris Place, asked for clarification of the \$7 tax increase per month. Mr. Poerio replied that he asked the Borough's financial advisor to calculate that and it amounts to \$83 per year. He will provide the information to Ms. Letson. Mr. Poerio stated there will be a 30 year bond of \$3.7 million, after FEMA funds are applied to pay the down payment of the note, the tax impact is 0.0186 which equates to \$83 a year on the average assessed home.

PETITIONS FROM THE PUBLIC: Mayor Coffey then opened the meeting to anyone from the public who wished to be heard.

Mike MacStudy, Oceanport Ave., stated that several years ago, the Parks and Recreation Committee conducted an adopt a bench program. Most of the new benches at Blackberry Bay and the Community Center were a result of that program. A new program will be introduced this year. Approximately 25 new benches could be placed in the Borough's Park. The formal program will be presented to the Recreation Committee to present to the Council.

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 8:45 PM on a motion by Councilman Irace, seconded by Council President Gallo and approved by Council.

Respectfully submitted,

JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR JANUARY 19, 2017**

**RESOLUTION #2017-046
01-19-17**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of January 19, 2017.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated January 19, 2017 totaling \$1,804,670.34

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	()	()	()	()
Solan	()	()	()	()
Coffey	()	()	()	()

I certify this to be a true copy of Resolution #2017-046 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017.

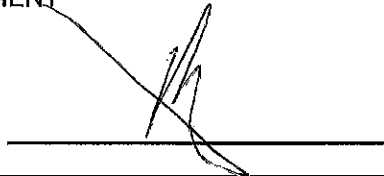
 JEANNE SMITH, RMC
 BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

19-Jan-17

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$92,339.60 1ST PAY
2017 EXPENDITURES - MANUAL CHECKS	
TD BANK -MCIA 2011	\$91,299.93
PAYFLEX - CONTRACTUAL CONTRIBUTION	\$49,500.00
TREASURER: STATE OF NJ PRESERVATION TRUST	\$1,094.44
SHORE REGIONAL SCHOOL TAXES	\$327,803.17
OCEANPORT LOCAL SCHOOL TAXES	\$738,100.17
CAPITAL TRUST TOTAL	\$112,171.19
DOG REGISTRY TOTAL	\$371.70
TRUST OTHER TOTAL	\$4,700.00
ESCROW TRUST TOTAL	\$72,179.70
OPEN SPACE TRUST TOTAL	\$3,773.47
SUI	\$25.37
2016 VOUCHERS PAID THIS MEETING	\$95,760.95
2017 VOUCHERS PAID THIS MEETING	\$215,550.65
TOTAL	\$1,804,670.34

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 #16-00026
FOR BLOCK 139, LOT 9 KNOWN AS 124 S. PEMBERTON AVE**

**Resolution #2017-047
01-19-17**

WHEREAS, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 139 Lot 9 otherwise known as 124 S Pemberton Ave; and

WHEREAS, this lien, known as Tax Sale Certificate 16-00026 was sold to Trystone Capital Assets LLC at an interest rate of 0% and a premium of \$400; and

WHEREAS, a representative for the owner has redeemed certificate 16-00026 in the amount of \$ 157.80.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$157.80 payable to Trystone Capital Assets LLC, PO Box 1030, Brick NJ 08723 for the redemption of Tax Sale Certificate 16-00026.

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

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-047 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING VETERAN'S TAX EXEMPTION APPROVAL FOR JAMES A. PALUMBO**

**Resolution #2017-048
01-19-17**

WHEREAS, the owner for Block 130 Lot 4 has filed an application for total exemption on taxes due to a total and permanent veteran disability, and

WHEREAS, the owner is entitled to the exemption as a result of the total and permanent veteran disability per NJSA 54:4-3.30, and

WHEREAS, the Tax Assessor has approved said application in the year 2016 and every year the applicant is qualified,

NOW, THEREFORE, BE IT RESOLVED, the Tax Collector for the Borough of Oceanport recommends that the taxes on Block 130 Lot 4, otherwise known as 1202 Turf Dr., effective June 30, 2016, currently owned by James A & Janis R Palumbo be canceled and therefore exempt for the duration of ownership and as long as the applicant meets all qualifications for said exemption.

Interpretative Statement:

The above property owner has requested and received an exemption from taxes due to a total and permanent disability of a war veteran. Since the request was granted during the tax year 2016 and after taxes were levied on their property, I need to obtain an approved resolution dismissing taxes for June 30, 2016 through to the end of 2017. Starting in 2018, taxes will be exempt from the levy.

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-048 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
 APPOINTING ARMAND DEFAZIO AS SUBSTITUTE BUILDING INSPECTOR AND
 BUILDING SUBCODE OFFICIAL**

**RESOLUTION #2017-049
 01-19-2017**

WHEREAS, there is a need to appoint a substitute Electrical Inspector and Electrical Subcode Official to cover in the event of absence; and

WHEREAS, Armand DeFazio has the required certifications from the State of New Jersey and has served the Borough of Oceanport in the same capacity previously; and

WHEREAS, the Construction Official and Borough Administrator have recommended that Armand DeFazio be appointed as the Electrical Inspector and Electrical Subcode Official.

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Armand DeFazio is hereby appointed as Electrical Inspector and Electrical Subcode Official on an as needed basis commensurate with the salary established by resolution for the Electrical Inspector and Electrical Subcode Official position.

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

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

I certify this to be a true copy of Resolution #2017-049 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

 JEANNE SMITH, RMC
 BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
ESTABLISHING TEMPORARY CAPITAL BUDGET FOR 2017**

**Resolution #2017-050
01-19-2017**

WHEREAS, the Division of Local Government Services requires the adoption of a Local Capital Budget; and

WHEREAS, the local capital budget for the year 2017 has not yet been adopted; and

WHEREAS, it is desired to adopt a temporary capital budget for the year 2017.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oceanport, in the County of Monmouth and State of New Jersey that the following capital appropriations be made:

**TEMPORARY CAPITAL BUDGET
(CURRENT YEAR ACTION)
2017**

Planned Funding Services for Current Year 2017								
		Amounts		Capital				
	Estimated	Reserved	2017 Budget	Improvement	Capital	Grants-in-	Debt	To Be Funded
Project	Total Cost	Prior	Appropriation	Fund	Surplus	Aid &	Authorized	in
		Years				Other Funds		Future Years
Municipal Complex	\$11,000,000						\$11,000,000.00	
Total All Projects	\$11,000,000	-	-	-	-		\$11,000,000.00	-

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-050 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE FUNDING OF HEALTH BENEFIT BASE PLAN DEDUCTIBLES FOR
NON-UNION BOROUGH EMPLOYEES**

**Resolution #2017-051
01-19-17**

WHEREAS, the Mayor and Council are committed to providing a comprehensive employee benefit package for its employees; and

WHEREAS, the Borough's Base Plan is AETNA Choice POS II High Deductible Health Plan (HDHP); and

WHEREAS, the Plan provides for a Health Savings Account (HSA) which permits employees to fund their HSA with pre-tax dollars; and

WHEREAS, the Mayor and Council are desirous to assist in funding each HSA account on an annual basis; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport that effective January 1, 2017 all eligible non-contractual employees and non-Medicare retirees eligible for health benefits that have selected the Borough's Base Plan with a Health Savings Account shall have funded the deductible of \$1,500 for single coverage and \$3,000 for all other types of coverage until such time that the Governing Body determines to end or change said funding.

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-051 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING SUBMITTAL OF A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NJ DEPARTMENT OF TRANSPORTATION FOR THE
MAIN STREET – PHASE 2 IMPROVEMENTS PROJECT**

**Resolution #2017-052
01-19-2017**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Oceanport formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Oceanport Borough-00335 to the New Jersey Department of Transportation on behalf of the Borough of Oceanport.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Oceanport and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)

(Presiding Officer)

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

I certify this to be a true copy of Resolution #2017-052 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING SUBMITTAL OF A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NJ DEPARTMENT OF TRANSPORTATION FOR THE
BRIDGEWATERS DRIVE IMPROVEMENT PROJECT**

**Resolution #2017-053
01-19-2017**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Oceanport formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Oceanport Borough-00336 to the New Jersey Department of Transportation on behalf of the Borough of Oceanport.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Oceanport and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)

(Presiding Officer)

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

I certify this to be a true copy of Resolution #2017-053 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A SPECIAL EVENTS PERMIT TO BE ISSUED
TO PACERS EVENTS LLC FOR THE NJ MARATHON TO BE HELD
APRIL 30, 2017 WITHIN THE BOROUGH OF OCEANPORT**

**Resolution #2017-054
01-19-17**

WHEREAS, Pacers Events LLC made application for a Special Events Permit to hold the 2017 NJ Marathon and Half Marathon with a course that includes portions of Borough roadways; and

WHEREAS, as required by ordinance the Police Department has reviewed the application and have recommended that the application be approved.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that a Special Events Permit be issued to Pacers Events LLC for the 2017 NJ Marathon and Half Marathon in accordance with the application made and recommendation by the Traffic Safety Unit upon receipt of appropriate permit fee to be paid by Applicant.

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

I certify this to be a true copy of Resolution #2017-054 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING USE OF BOROUGH FACILITIES**

**Resolution #2017-055
01-19-17**

WHEREAS, a Facility use Request has been submitted by the New Logic Marine Science Camp for use of Blackberry Bay Park for the purpose of a marine and environmental science education camp including water quality, seining and outdoor lessons as well as Blackberry Bay Pavilion in the event of severe weather the week of July 31, 2017 through August 4, 2017; and

WHEREAS, the Parks and Recreation Committee has reviewed the request and has recommended approval: and

WHEREAS, as required by ordinance the Borough Council has considered the recommendations of said committee.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council approves the facility use request made by New Logic Marine Science Camp with the following conditions:

1. That proof of Liability Insurance be provided covering the period of use and the type of use for both the park lands and the building
2. Payment of the appropriate fees per Borough Code 279-7
3. Availability of the Pavilion is subject to priority group use, i.e., the Seniors Club.
4. That all trash and garbage generated from the camp be removed by the applicant immediately following activities each day of use.

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-055 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A NON-FAIR AND OPEN CONTRACT BETWEEN
THE GOLDSTEIN PARTNERSHIP AND THE BOROUGH OF OCEANPORT**

**RESOLUTION #2017-056
01-19-17**

WHEREAS, the Borough of Oceanport intends to purchase a portion of the decommissioned Fort Monmouth that will require the renovation existing buildings on the property into a Police Headquarters, a Municipal Building/Municipal Court/Public Library, and a Community Center; and

WHEREAS, the Borough has a need to retain architectural services for said renovations and wishes to retain The Goldstein Partnership by means of a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.B; and

WHEREAS, Eli Goldstein, AIA, PP, LEED of The Goldstein Partnership has completed and submitted a Business Entity Disclosure Certification and Political Contribution Disclosure Form which certifies that The Goldstein Partnership has not made any reportable contributions to a political or candidate committee in the Borough of Oceanport in the previous one year, and the contract will prohibit The Goldstein Partnership from making any reportable contributions through the term of the contract; and

WHEREAS, The Goldstein Partnership has submitted a proposal for said services dated January 13, 2017 for the project which will consist of Phase I for the schematic and design development of a new municipal complex for the amount of Two Hundred Fifty Thousand (\$250,000.00); Phase II consisting of the preparation of construction documents, bidding services and construction administration for the amount of Three Hundred Sixty Thousand Dollars (\$360,000.00); and an Expense Allowance in the amount of Twenty Five Thousand Dollars (\$25,000.00) for a total contract amount of Six Hundred Thirty-Five Thousand Dollars (\$635,000.00); and

WHEREAS, funds for Phase I and allowable expenses up to \$250,000 are available in the Borough's Capital Account as certified by the Borough's Chief Financial Officer; and

WHEREAS, the balance of funding for the project including Phase II and allowable expenses shall be made available upon adoption of Bond Ordinance #970; and

WHEREAS, the Borough having considered the matter now wishes to authorize The Goldstein Partnership to proceed with Phase I of their proposal upon adoption of this Resolution.

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

1. The Mayor and the Borough Clerk are hereby authorized and directed to execute an agreement with **The Goldstein Partnership, 515 Valley Street, Suite 110, Maplewood, New Jersey 07040** to provide architectural professional services to the Borough of Oceanport for the renovation of existing buildings into a Police Headquarters, a Municipal Building/Municipal Court/Public Library, and a Community Center located on a portion of property on former Fort Monmouth subject to review by the Borough Attorney.

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AWARDING A NON-FAIR AND OPEN CONTRACT BETWEEN
THE GOLDSTEIN PARTNERSHIP AND THE BOROUGH OF OCEANPORT**

**RESOLUTION #2017-056
01-19-17**

2. That The Goldstein Partnership is hereby authorized to proceed with Phase I and allowable expenses of their proposal dated January 13, 2017 for an amount not to exceed \$250,000.00.
3. That upon adoption of Bond Ordinance #970, the Borough Administrator is authorized to issue notice to proceed with Phase II and allowable expenses to The Goldstein Partnership for proposal dated January 13, 2017 for an amount not to exceed \$385,000.00
4. That the total contract amount for the project shall not exceed \$635,000.00
5. The Borough Clerk shall publish a Notice of Award of said contract in an official newspaper of the Borough in accordance with the Local Public Contracts Law.
6. A copy of the Resolution and Contract shall remain on file in the Borough Clerk's Office.
7. Subject to the Borough CFO certifying that funds are available for the stated purpose.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Political Contribution Disclosure Form be placed on file with said contract.

BE IT FURTHER RESOLVED that the Borough Clerk provide a copy of this Resolution to the Borough Administrator, Borough Attorney, Chief Financial Officer and The Goldstein Partnership

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 the Capital Ordinance #965 not to exceed \$250,000.00 for the above referenced professional services contract.



CATHERINE D. LAPORTA, CFO

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

I certify this to be a true copy of Resolution #2017-056 approved by the Oceanport Borough Council at the Reorganization Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING BUDGET APPROPRIATION TRANSFERS**

**RESOLUTION #2017-057
01-19-17**

WHEREAS, it shall become necessary to expend for some of the purposes specified in the Budget an excess of the respective sums appropriated, and

WHEREAS, there is an excess in one or more appropriations over and above the amount deemed necessary to fulfill the purposes of such appropriations, and

WHEREAS, the transfers about to be authorized do not affect an appropriation to which or from which transfers are prohibited under the statutes.

NOW, THEREFORE BE IT RESOLVED the following transfers between appropriations be authorized pursuant to N.J.S.A. 40A:4-58:

FROM:		
1 Super Storm Sandy	10,000.00	6-01-27-331-201
2 Police S/W	<u>5,000.00</u>	6-01-25-240-111
	15,000.00	
 TO:		
1 Finance Misc.	2,000.00	6-01-20-130-205
2 Sanitation Dumping Fee	10,000.00	6-01-31-465-201
3 PFRS Retirement	1,000.00	6-01-36-475-201
4 PERS Retirement	1,000.00	6-01-36-471-201
5 Fire Hydrant Service	<u>1,000.00</u>	6-01-25-255-299
	15,000.00	

BE IT FURTHER RESOLVED that a copy of this resolution be filed forthwith with the Borough Chief Financial Officer.

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

I certify this to be a true copy of Resolution #2017-057 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING SHARED SERVICE AGREEMENT FOR COMPOST BRUSH SERVICES
WITH THE BOROUGH OF EATONTOWN**

**Resolution #2017-058
01-19-17**

WHEREAS, the Oceanport Governing Body desires to renew an Interlocal Services Agreement with the Borough of Eatontown for the purpose of dropping off brush at the Eatontown Compost Facility by the Borough of Oceanport; and

WHEREAS, the Borough of Eatontown will charge the Borough of Oceanport \$9.50 per cubic yard of brush for the first one thousand cubic yards and \$8.00 per cubic yard of brush thereafter delivered to the Borough of Eatontown facility.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Oceanport enter into an agreement with the Borough of Eatontown for the disposal of brush for two (2) year period beginning January 1, 2017 to December 31, 2018.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign an Interlocal Services Agreement between the Borough of Oceanport and the Borough of Eatontown for brush disposal.

Motion:

Second:

I certify this to be a true copy of Resolution #2017-058 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

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

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
APPOINTING MICHAEL P. KELLY AS CHIEF OF POLICE**

**RESOLUTION #2017-059
01-19-2017**

WHEREAS, the Governing Body of the Borough of Oceanport has determined that it is in the best interest of the Borough to promote the following individual to Chief of the Oceanport Police Department effective January 19, 2017; and

WHEREAS, an agreement outlining the terms of employment between the Mayor and Council of the Borough of Oceanport and Michael P. Kelly has been prepared.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Oceanport as follows;

Michael P. Kelly is hereby promoted to the rank of Chief'

in accordance with the specific terms and conditions set forth in the Employment Agreement.

BE IT FURTHER RESOLVED, that a certified true copy of the within Resolution be furnished to the Chief of Police of the Borough of Oceanport, the Chief Financial Officer, the Borough Attorney, and the Oceanport PBA Representative.

Motion:

Second:

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

I certify this to be a true copy of Resolution #2017-059 approved by the Oceanport Borough Council at the Regular Meeting held January 19, 2017

JEANNE SMITH, RMC
BOROUGH CLERK