

**WORK SHOP MEETING AGENDA
MAYOR AND COUNCIL
February 2, 2017**

MEETING CALLED TO ORDER

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 and by the posting of same on the municipal bulletin board and Borough Web Site*

FLAG SALUTE:

INVOCATION:

ROLL CALL:

PAYMENT OF BILLS:

#2017-060 Resolution authorizing the payment of bills.

RESOLUTIONS:

#2017-061 Resolution appointing John Drucker as Substitute electrical inspector and electrical sub-code official

#2017-062 Resolution approving Assignment Agreement for Solid Waste & Recycling Collection Contract

ADMINISTRATOR'S REPORT:

AGENDA ITEMS FOR 2/16/2017

Resolution awarding contract to Targeted Technologies for IT Services for 2017

Resolution opposing unfunded mandates from the Criminal Justice Reform Act

Resolution approving Certified LOSAP list(s) for 2016

Resolution accepting the NJSP – Emergency Management Assistance Grant

Resolution authorizing Change Order #1 – 2015 Road Program Contract

Approval of Fire Department Membership Application – Anthony Fragale

Reorganization Meeting Minutes of January 1, 2017

Workshop Meeting Minutes of January 5, 2017

Regular Meeting Minutes of January 5, 2017

Regular Meeting Minutes of January 19, 2017

DISCUSSION ITEMS:

1. Lion's Swim Club representatives
2. 275 Port Au Peck Avenue Associates

MAYOR'S REPORT:

1. Support for JCP&L transmission project
2. COAH GAP decision

PETITIONS FROM THE PUBLIC:

ADJOURNMENT

**WORK SHOP MEETING MINUTES
MAYOR AND COUNCIL
BOROUGH OF OCEANPORT
February 2, 2017**

The Workshop Meeting of the Oceanport Mayor and Council was called to order on February 2, 2017 at 7:03 P.M. with the Statement of Compliance with the Open Public Meetings Act given by Mayor Coffey.

"Adequate notice of this meeting has been provided by notice to the Asbury Park Press and The Link News on January 2, 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 was unable to attend.

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

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

PAYMENT OF BILLS:

#2017-060 Resolution authorizing the payment of bills.

Mr. Poerio advised of two bills being removed for vendor Targeted Technologies due to duplication, and a revised list was filed with the Borough Clerk and amended summary provided to Council in their meeting folders. Councilman Irace made a motion to approve as amended which was seconded by Council President Gallo. The Clerk called roll:

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

The Clerk stated that the motion carried.

RESOLUTIONS:

#2017-061 Resolution appointing John Drucker as Substitute electrical inspector and electrical sub-code official

Councilman Irace asked was this to help with backup. Mr. Poerio explained that the electrical inspector was out sick for a couple of months, and Mr. Drucker was filling in until his return. After which Councilman Irace made a motion to approve which was seconded by Councilwoman Cooper. The Clerk called roll:

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

The Clerk stated that the motion carried.

#2017-062 Resolution approving Assignment Agreement for Solid Waste & Recycling Collection Contract

Mayor Coffey reported that the Borough's servicer Future Sanitation was no longer able to complete the contract and after several phone calls and negotiations, an assignment agreement was signed with Suburban Disposal who has agreed to accept the contract for the remainder of its term. After which Councilman Irace made a motion to approve which was seconded by Councilman Solan. The Clerk called roll:

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

The Clerk stated that the motion carried.

ADMINISTRATOR'S REPORT: Mr. Poerio stated the Borough is carrying \$18 million in debt with the NJEIT, which is the debt that the Borough co-signed with NJSEA for Monmouth Park Racetrack for stormwater management improvements. He explained that the Borough is merely a pass through. However, carrying that debt affects the Borough's bonding capacity. He stated the Borough will be looking to create a utility to handle the debt. The CFO will act as the executive director of the utility. By creating a utility, it removes that amount out of the debt aggregate. There was additional discussion regarding the origin of the debt. Mr. Poerio will work with bond counsel to create an ordinance for Council's consideration at the next meeting.

Mr. Poerio is working with the Local Finance Board on the \$550,000 waiver of a down payment for the new municipal complex. After additional paperwork was submitted to PERC, the application has been filed. There is a hearing on February 8th with the Local Finance Board. Mr. Poerio is working on the Executive Budget to present to the Finance Committee and Mayor and Council. In concert with department heads, a 10-year capital plan has also been prepared. It focuses on equipment, with specific allocations towards the road program.

Mr. Poerio stated that for the last several months he has been gathering documentation for the \$300,000 CDL loan. He explained that the Borough needs to justify to the State that the loan does not have to be repaid. There is a strong chance that the funds will not have to be repaid.

Regarding Fort Monmouth, Mr. Poerio stated that FMERA provided asbestos reports. The Borough has hired RJB Environmental to perform additional asbestos tests. The cost is \$13,700, which is under the bid threshold.

Mr. Poerio thanked Dave Jenkins of Millennium Strategies for his work on grants. After negotiations, the fee for grant writing services has been reduced from \$24,000 to \$16,500 annually, a savings of \$7,500 for the Borough. The Borough will be applying for the Monmouth County CDBG, Open Space, DOT, FEMA Pre-Disaster Mitigation, Firefighters, USDOJ Bulletproof Vest Partnership and NJDLPS Body Armor Replacement grants. In addition to these grants, Mr. Jenkins will continue to investigate grants that may be beneficial for Oceanport.

Mr. Poerio reported that the initial grant application in 2013 for check valve had been denied. The Public Works Committee decided to hire Maser Consulting to evaluate the outfalls in the Borough and determine which ones need to be addressed and to determine a cost for that. He will provide Council with the report. The project will cost \$1,140,000 to cover approximately 50 check valves. Mr. Poerio stated that there is a 25% match associated with applying for the overall grant. He recommended applying for the full cost, of which the Borough will be responsible for approximately \$300,000. He

further recommended including \$300,000 in the 2017 budget. If the grant is approved, the entire project can be completed. If the grant is not approved, the \$300,000 could be used to complete 25 percent of the check valves. For 2018, he recommended budgeting another \$300,000 in the capital budget and reapply for the grant. This process would continue until all of the check valves are installed. There was additional discussion regarding alleviating flooding. Mayor Coffey discussed the purpose of the NJFRAMES grant, which will provide a study for resiliency and the need for check valves. Mr. Poerio and Councilman Briskey had additional discussions regarding the allocation and use of the \$300,000. Mr. Poerio stated this is a plan that is subject to the Council's approval each year for the next four years.

Mr. Poerio reported that in 2009, "Buzz" Baldanza initiated participation in the Community Rating System (CRS), which recognizes communities for implementing floodplain management practices that exceed the federal minimum requirements of the NFIP. As a Class 7 rating, residents with homes in the special flood area will save an average of \$177 a year. This year, the community as a whole will save \$97,482 on flood insurance. He thanked Mr. Baldanza and Mr. White for their work on the program. He presented a plaque to the Council from FEMA commending the Borough on its participation in CRS.

Mr. Poerio updated the Council on the Bulkhead replacement project. The bids are due February 15th. If the bids are favorable, he will have recommendation to award and add to the 2/16 agenda for action.

Mr. Poerio reported that there was a test of the emergency sirens and that all sirens are partially or fully operating. He thanked the City of Long Branch for loaning their bucket truck to install the new card at Blackberry Bay, and Mr. Baldanza for personally installing the card. He requested direction from the Council regarding the use of the sirens and who has access. Councilman Irace asked for that issue to be referred to the Public Safety Committee.

Mr. Poerio stated the First Aid Department received 10 new pagers and the Fire Department received 15 and all are operating.

Mr. Poerio met with Councilman Briskey and Mr. White regarding relocating the Osprey nest. Currently, it does not appear to be either cost effective or feasible. Councilman Briskey advised that because of the permits needed from the State, it would cost thousands of dollars to move the pole.

Mr. Poerio met with JCP&L regarding utilities at Ft. Monmouth. He also met with Mr. Arnette to draft a Memorandum of Understanding for one of the Borough's police officers who will be going on an extended tour of duty.

Mr. Poerio explained that Council has the ability to establish a Storm Trust, which would keep separate funds to be used in the event of severe weather. At the end of the year, unused funds from the budget could be transferred to the Trust.

Mr. Poerio reported that the Borough received a grant for smoke detectors. He met with Chief Tom Gallo. The smoke/CO2 detectors are for senior citizens. The Fire Department will be responsible for installing them. Over the next few weeks, information will be disseminated regarding eligibility.

Councilman Briskey commented that there hasn't been an update on the social security issue and was told correct, not since last meeting.

Councilman Briskey asked if the trees installed as part of the E. Main St. Streetscape have been installed with metal plates to restrict the roots from disturbing the pavers. Mr. Poerio advised that he will review the bid. If it wasn't included, it may be done at a later date.

Councilwoman Kahle asked about getting a copy of Mr. Poerio's report and was told yes, but normally he doesn't have a written report, but available in the minutes. There was discussion on sources for the information and in the future more detail will be provided in the minutes

AGENDA ITEMS FOR 2/16/2017

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Councilman Briskey asked if Apple products were included in the Targeted Technologies contract. Ms. Smith advised that Targeted has added staff that work with apple products. But is it in the contract. Mr. Poerio stated he will get an answer. Councilman Briskey asked for an explanation of the change order for the road program. Mr. Poerio explained that one component is for the drainage work on Shore Rd. That portion will be cancelled and incorporated into the new bid. The second component was for leftover tonnage associated with the 2015 road program, which is being cancelled.

MAYOR'S REPORT: Mayor Coffey advised there was a recent decision on the COAH Gap Period, which was from 1999 through 2015 due to COAH's failure to set a standard for the number of affordable houses to be built during that period. The Supreme Court ruling changed the formula for the number of units. The Court ruled that the Gap Period has to be folded into it. There was no determination on the number of overall units which will be addressed by each municipality. Fortunately, Oceanport is not affected by the decision due to the protection under the Judgment of Repose. However, the Borough is still in litigation and is required to meet its obligations in the third round of affordable housing.

Mayor Coffey stated that Oceanport has been asked to support JCP&L's transmission project, which is a 10 mile, 230 kilovolt transmission line on an existing right of way between energy substations in Aberdeen and Red Bank. Mayor Coffey wrote a letter in support of it and asked the Council's permission to send that letter in favor of the project. Councilman Irace believes the Borough should use caution in supporting it because opposing neighboring communities have given their support for Monmouth Park and he opposes giving support for the project for that reason. Councilmembers Kahle, Solan and Briskey also opposed supporting the project.

DISCUSSION ITEMS:

1. Lion's Swim Club Representatives – moved to Executive session

2. 275 Port Au Peck Avenue Associates. Mayor Coffey received an email from the property owner, Mr. Mazza, stating that they will be pursuing an application for environmental cleanup. He provided an overview of the statements in the email regarding asbestos, site investigation, digging test pits to determine the depth and type of debris. Mr. Mazza has met with NJDEP representatives and his engineer to discuss the landfill disruption permit and site investigation. This is voluntary notice to the public by Mr. Mazza so the public will be aware when they see activity at the site related to the remediation. Mayor Coffey opened the meeting to the public who wished to ask questions of Mr. Mazza. Dominic Mazza, Jr., 1001 Darlene Ave., Ocean Township, spoke on behalf of his father and uncle, who own the property. He requested permission to notify neighbors and advise them of the engineering controls to be put in place to protect the public. He wants to make sure everyone is comfortable with the process going forward. He requested a forum to address the project. There was discussion regarding the start of the project and logistics of making a presentation to the public.

Councilman Briskey suggested getting a 200' list and sending notices to those residents with information and a meeting date. Mayor Coffey summarized that Mr. Mazza should request a 200' list and contact Mr. Poerio or Ms. Smith to determine a meeting date and get it set up to which there were no objections by Council.

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

Keith Salnick, 60 Shore Rd., stated he received a letter from Maser Consulting regarding Project OBP-153, which is the relocation of the storm drains on Shore Rd. He objects to the plans. He has a deeded right of way that sits on the northeasterly shoreline where the plan proposes to put the outlet. He has notified Maser of the deeded right of way and his rights to both the land and the riparian grant. Mr. Poerio advised that the plans have been revised so the drain will not be on Mr. Salnick's property. Councilman Irace asked if the property was owned by anyone else. Mr. Poerio stated if it was privately owned, the Borough would need an easement. Councilman Briskey asked why the drain needed to be moved. Mayor Coffey explained that the Borough has deposited its silt and runoff in someone's private lagoon, which is unacceptable. The Borough is getting an easement to run a pipe to direct runoff to the Shrewsbury River. The owner had asked the Borough to dredge the private lagoon. Instead, the Mayor asked the Engineer to design a different solution, which resulted in the drain project.

Roseann Letson, 37 Morris Pl., asked for further explanation of the check valves. Mr. Poerio explained that a cap will be put on the pipe that will control the water at high tide to not allow the water to come back in through the pipe. If there is rain, it allows the water to come down through the pipe and out the check valve. She asked if the flood insurance company automatically knows that residents qualify for the CRS discount. Mr. Poerio stated there is no action required. Ms. Letson asked why the 275 Port Au Peck property wouldn't be a discussion, presentation and question and answer before the Planning Board. Mayor Coffey stated the reason is because there is no application before the Planning Board. This is voluntary on the part of Mr. Mazza.

John Fleming, 26 Branch Ave., advised the Council that Sustainable Jersey is hosting a tech competition called Coding for Community. The program allows towns to submit technology issues and teams will develop technology solutions for those issues. Topics include data visualization, collecting public input, innovate public meetings. He suggested tracking properties on Ft. Monmouth as a project or tracking flooding in the town. Mayor Coffey asked for additional information. Mr. Fleming will provide the information. Councilwoman Kahle noted that Oceanport was one of the first communities to become Sustainable Jersey certified. She invited Mr. Fleming to join the Committee.

Debra Sharkey, 437 River St., advised that there is a bald eagle in her backyard. She asked if the Borough was working on getting the creeks dredged. She stated that if the creeks were dredged, there would be less flooding in the streets. Mr. Poerio replied that the Borough has been discussing creek maintenance, outflow maintenance and catch basin maintenance, which require different levels of permits. He has been in discussions with the County who has better resources to deal with dredging than the Borough. Councilman Irace advised that Congressman Pallone had previously taken an interest in assisting with dredging.

Keith Salnick, 60 Shore Rd., asked if the entirety of Shore Rd. was going to be repaved as part of the drainage project. He expressed concern regarding access for emergency vehicles. Mr. Poerio replied that the entire road would not be ripped up in order to do the outfall project. The impact of the drain would be *de minimus*. He agreed that Shore Rd. is in poor condition. Councilman Irace added that Shore Rd. was slated for repair prior to Sandy. After Sandy, many houses were destroyed or damaged so the paving was delayed. Mr. Poerio met with Mr. White, and it was determined that three or four houses still need to be either reconstructed or lifted. Construction equipment is damaging the road. Mr. Poerio stated the road needs reconstruction and elevation. The short term plan is to put base asphalt in the potholes. There was discussion about whether the new outfall would be at the appropriate elevation.

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

At 8:38 p.m. the Clerk read **Resolution #2017-063** in its entirety into the record, authorizing the Governing Body to enter into Executive Session to discuss matters related to potential property acquisition or sales and contract negotiations, NJSA 10:4-12(b)(4) and (5) for Block 110, portion of Lot 2 between Murphy Drive and Stephenson Ave; litigation, negotiation and the attorney/client privilege, NJSA 10:4-12(b)(7), concerning issues for the Sea Bright tax levy and Lion's Swim Club which was made by Councilman Briskey and seconded by Councilman Irace. The Clerk called roll:

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

The Clerk stated that the motion carried.

At 10:18 p.m., Council returned from Executive Session and the regular meeting was reopened on a motion by Councilwoman Kahle and seconded by Councilwoman Cooper and approved by the Council.

The Clerk read **Resolution #2017-064** in its entirety into the record authorizing the use of competitive contracting for the Oceanport Pool concession which was moved by Councilwoman Kahle, seconded by Councilman Irace. The Clerk called the roll:

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

The Clerk stated that the motion carried.

As there was no further business, the meeting was adjourned at 10:21 p.m. on a motion by Councilwoman Kahle, seconded by Councilman Irace and approved by Council.

Respectfully submitted,

JEANNE SMITH
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR FEBRUARY 2, 2017**

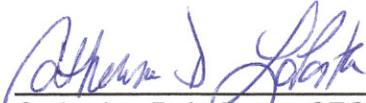
**RESOLUTION #2017-060
02-02-17**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of February 2, 2017.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated February 2, 2017 totaling \$1,541,726.41.

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 #2017-060 approved by the Oceanport Borough Council at the Regular Meeting held February 2, 2017.

JEANNE SMITH, RMC
BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

REVISED

2-Feb-17

PAYEE	AMOUNT
PAYROLL ACCOUNT	94,284.91 2nd Pay
2017 EXPENDITURES - MANUAL CHECKS	
TREASURER: STATE OF NJ (CAPITAL)	\$3,000.00
PAYFLEX - EMPLOYER CONTRIBUTION NON-UNION	\$21,000.00
NJEIT LOAN PAYMENT	\$445,540.34
GARDEN STATE PRESERVATION TRUST	\$7,688.94
CAPITAL TRUST TOTAL	\$857.00
DOG REGISTRY TOTAL	\$250.00
TRUST OTHER TOTAL	\$1,100.00
ESCROW TRUST TOTAL	\$180.00
OPEN SPACE TRUST TOTAL	\$96.50
SUI	
2016 VOUCHERS PAID THIS MEETING	\$37,304.62
2017 VOUCHERS PAID THIS MEETING	\$930,424.10
TOTAL	\$1,541,726.41

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
 APPOINTING JOHN DRUCKER AS SUBSTITUTE ELECTRICAL INSPECTOR AND
 ELECTRICAL SUBCODE OFFICIAL**

**RESOLUTION #2017-061
 02-02-2017**

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

WHEREAS, John Drucker has the required certifications from the State of New Jersey; and

WHEREAS, the Construction Official and Borough Administrator have recommended that John Drucker be appointed as a substitute Electrical Inspector and Electrical Subcode Official.

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that John Drucker is hereby appointed as a substitute 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 #2017-061 approved by the Oceanport Borough Council at the Workshop Meeting held February 2, 2017

 JEANNE SMITH, RMC
 BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
AUTHORIZING THE ASSIGNMENT AND ASSUMPTION OF THE
CONTRACT FOR THE COLLECTION OF SOLID WASTE AND RECYCLEABLES WITHIN THE
BOROUGH OF OCEANPORT FROM
FUTURE SANITATION, INC. TO SUBURBAN DISPOSAL, INC.**

**Resolution #2017-062
02-02-17**

WHEREAS, the Borough of Oceanport had entered into a contract for the collection of Solid Waste and Recyclables with Future Sanitation, Inc., a New Jersey Corporation; and

WHEREAS, Future Sanitation, Inc., has requested that the Borough allow the assignment and assumption of the contract for the collection of Solid Waste and Recyclables within the Borough of Oceanport to Suburban Disposal, Inc., a New Jersey Corporation; and

WHEREAS, the assignment and assumption by Suburban Disposal, Inc., shall be for the total interests, duties, obligations, and liabilities accruing thereafter relating to the contract; and,

WHEREAS, Suburban Disposal, Inc., and Future Sanitation, Inc., are required to file a Joint Petition with the New Jersey Department of Environmental Protection requesting and thereafter receiving approval of the assignment; and

WHEREAS, the contract requires the Borough of Oceanport to agree to the assignment of Future Sanitation Inc.'s duties and obligations under the contract to Suburban Disposal, Inc., in order for the written approval of the New Jersey Department of Environmental Protection to be received; and

WHEREAS, the Borough of Oceanport has received verbal authorization from Seth Hackman of the New Jersey Department of Environmental Protection agreeing to the assignment and assumption of the duties and obligations under the contract from Future Sanitation, Inc. to Suburban Disposal, Inc.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Oceanport that the assignment and assumption of the contract that the Borough of Oceanport presently has with Future Sanitation, Inc., is hereby approved to be assigned and assumed *in toto* by Suburban Disposal, Inc.; and

BE IT FURTHER RESOLVED, that said assignment and assumption of the contract for Solid Waste and Recyclables by Suburban Disposal, Inc., is for any and all duties and obligations under that contract, is contingent upon providing all insurance and bonding obligations set forth in the original specifications and the Contract with Future Sanitation, LLC, and is subject to the written approval of the New Jersey Department of Environmental Protection confirming the approval of the aforementioned assignment and assumption.

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 #2017-062 approved by the Oceanport Borough Council at the Workshop Meeting held February 2, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

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

**Resolution #2017-063
02-02-17**

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:

Potential Property Acquisitions or Sales – N.J.S.A. 10:4-12(b)(5) and Contract Negotiations – N.J.S.A. 10:4-12(b)(4)

Acquisition of Block 110, Portion of Lot 2 – Murphy Drive and Stephenson Ave

Litigation, Negotiations and the Attorney Client Privilege N.J.S.A. 10:4-12(b)(7)

Sea Bright Tax Levy
Lion's Swim Club

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

I certify this to be a true copy of Resolution #2017-063 approved by the Oceanport Borough Council at the Workshop Meeting held February 2, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING THE USE OF COMPETITIVE CONTRACTING
FOR THE OCEANPORT POOL CONCESSION**

**Resolution #2017-064
02-02-17**

WHEREAS, the Borough of Oceanport requires that a new contract be awarded for the operation and management concession of the Oceanport Pool; and

WHEREAS, the enacted 1999 Amendments, P.L. 1999, c. 440 to the Local Contract Laws N.J.S.A.40A: 11-1 et seq. requires the governing body to pass a resolution authorizing the use of competitive contracting for a concession in lieu of public bidding for this item; and

WHEREAS, it is the combined recommendation of the Purchasing Agent and Borough Administrator to use the competitive contracting method in the procurement of specialized goods and services such as this concession.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Oceanport, Monmouth County, New Jersey that the Purchasing Agent and Borough Administrator are authorized to use competitive contracting for the above mentioned concession:

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 #2017-064 approved by the Oceanport Borough Council at the Workshop Meeting held February 2, 2017

JEANNE SMITH, RMC
BOROUGH CLERK