

**REGULAR MEETING AGENDA
MAYOR AND COUNCIL
July 20, 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**
- **Administrator's Report:**
- **Consent Agenda:**
 - #2017-138 1. Resolution authorizing payment of bills
 - #2017-139 2. Resolution authorizing redemption of Tax Sale Certificate #16-00022
 - #2017-140 3. Resolution granting temporary permission for alcoholic consumption at Summer's End Festival
 - #2017-141 4. Resolution authorizing fireworks display for 2017 Summer's End Festival
 - #2017-142 5. Resolution setting the 2017 compensation for certain officials and employees
 - #2017-143 6. Resolution supporting renewal of the National Flood Insurance Program
 - #2017-144 7. Resolution urging legislature to renew 2% Arbitration Cap on Police/Fire Contracts
 - #2017-145 8. Resolution extending grace period for 3rd quarter taxes
 - #2017-146 9. Resolution amending the 2017 budget to add an item of revenue - DDEF
- **RESOLUTIONS:**
 - #2017-147 Appointment of Catherine D. LaPorta as Chief Financial Officer
 - #2017-148 Appointment of Donna Phelps as substitute Municipal Clerk
 - #2017-149 Resolution supporting participation in the Sustainable Jersey Program
 - #2017-150 Resolution establishing a Sustainable Jersey Green Team Advisory Committee
 - #2017-151 Resolution adopting a Sustainable Jersey Land Use Pledge
 - #2017-152 Resolution authorizing the waiver of street opening moratorium on Bradley Avenue
- **MINUTES:**
 - Approval of the Executive Session Minutes of June 8, 2017
 - Approval of the Workshop Meeting Minutes of June 8, 2017
 - Approval of the Regular Meeting Minutes of June 22, 2017
- **ORDINANCES:**
 - #977 Introduction of an Ordinance Amending Chapter 229 Flood Damage Prevention
- **COMMITTEE REPORTS:**
 - Public Safety, Councilman Proto, Chair
 - Finance & Administration, Councilman Irace, Chair
 - Public Works & Engineering, Council President Gallo, Chair
 - Planning & Development, Councilwoman Cooper, Chair
 - Parks & Recreation, Councilman Solan, Chair
 - Health & Human Services, Councilwoman Kahle, Chair
- **MAYOR COFFEY'S REPORT:**
 - #2017-153 Appointment of Evan DeSousa as Junior Member on Water Watch Committee
- **Petitions from the public.**
- **Adjournment.**

REGULAR MEETING MINUTES

Oceanport, New Jersey
July 20, 2017

The Regular Meeting of the Oceanport Mayor and Council was called to order on July 20, 2017 at 9:12 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 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 Chaplin Stacy Deerin gave the invocation.

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

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

ADMINISTRATOR'S REPORT: Mr. Poerio's report had been made in the earlier Workshop meeting and had nothing further report.

CONSENT AGENDA:

- #2017-138 1. Resolution authorizing payment of bills
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- #2017-140 3. Resolution granting temporary permission for alcoholic consumption at Summer's End Festival
- #2017-141 4. Resolution authorizing fireworks display for 2017 Summer's End Festival
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- #2017-144 7. Resolution urging legislature to renew 2% Arbitration Cap on Police/Fire Contracts
- #2017-145 8. Resolution extending grace period for 3rd quarter taxes
- #2017-146 9. Resolution amending the 2017 budget to add an item of revenue - DDEF

The Clerk advised there were 9 items on the consent agenda. Councilman Irace made a motion to approve the consent agenda, which was seconded by Councilman Proto.

The Clerk called roll:

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

The Clerk stated motion carried.

RESOLUTIONS:

- #2017-147 Appointment of Catherine D. LaPorta as Chief Financial Officer
- #2017-148 Appointment of Donna Phelps as substitute Municipal Clerk
- Carried** Resolution supporting participation in the Sustainable Jersey Program
- Carried** Resolution establishing a Sustainable Jersey Green Team Advisory Committee
- Carried** Resolution adopting a Sustainable Jersey Land Use Pledge
- #2017-152 Resolution authorizing the waiver of street opening moratorium on Bradley Avenue

The Clerk called for a motion to approve **Resolution #2017-147**, which was made by Councilman Irace and seconded by Councilwoman Kahle. The Clerk called roll:

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

The Clerk stated the motion carried.

The Clerk called for a motion to approve **Resolution #2017-148**, which was made by Councilman Irace and seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated the motion carried.

The Clerk called for a motion on **Resolution #2017-149**. Councilman President Gallo made a motion to carry this item to the August 17, 2017 meeting to allow for additional review time which was seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated the motion carried.

The Clerk called for a motion on **Resolution #2017-150**. Councilman President Gallo made a motion to carry this item to the August 17, 2017 meeting to allow for additional review time which was seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated the motion carried.

The Clerk called for a motion on **Resolution #2017-151**. Councilman President Gallo made a motion to carry this item to the August 17, 2017 meeting to allow for additional review time which was seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated the motion carried.

The Clerk called for a motion on **Resolution #2017-152**, which was made by Councilman President Gallo and seconded by Councilman Proto. The Clerk called roll:

AYES: Cooper, Gallo, Irace, Kahle, Proto, Solan

NAYS: Cooper, Kahle
ABSTAIN: None
ABSENT: None

The Clerk stated the motion carried.

MINUTES:

The Clerk asked for a motion to approve the Executive Session and Workshop Meeting Minutes of June 8, 2017 which was made by Councilman Irace and seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated motion carried.

The Clerk asked for a motion to approve the Regular Meeting Minutes of June 22, 2017 which was made by Councilman Irace and seconded by Councilman Proto. The Clerk called roll:

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

The Clerk stated motion carried.

ORDINANCES:

#977 Introduction of an Ordinance Amending Chapter 229 Flood Damage Prevention

Councilwoman Cooper called for the introduction of “**AN ORDINANCE AMENDING CHAPTER 229 OF THE CODE OF THE BOROUGH OF OCEANPORT ENTITLED “FLOOD DAMAGE PREVENTION” OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY**” 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 August 17, 2017 and to advertise same in accordance with the law and was seconded by Councilman Irace.

The Clerk called roll:

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

The Clerk stated that the motion carried.

COMMITTEE REPORTS:

PUBLIC SAFETY: Councilman Proto commended the Police Department for the traffic safety initiative campaign and the positive results. He hopes to see similar results in the future.

FINANCE & ADMINISTRATION: Councilman Irace stated that Monmouth Park's racing season is about half-way done; handle is down 3.8%. He discussed the pressure from tracks with support from casinos, decreased wagering, decreased attendance, decreased in horses stabled.

PUBLIC WORKS & ENGINEERING: Council President Gallo thanked Mr. Poerio for reporting on the roads and wished everyone a good summer.

PLANNING & DEVELOPMENT: Councilwoman Cooper stated that she's been preparing for the delivery of a computer dedicated to the bulletin board and PEG channel.

PARKS & RECREATION: Councilman Solan noted that Movies in the Park will start August 12th; second is September 16th. A status update meeting regarding the Oceanport Swim Club with the YMCA is scheduled for next week. July 21st and 22nd, the Bluegrass Miniature Golf will host the U.S. Miniature Golf Open, with 50 participants from all around the world. There was discussion about Olivia Propokova, a professional mini golf player from Czechoslovakia who has been practicing every day for two weeks. Councilman Solan also mentioned that the Kortney Rose Fun Walk/Run is scheduled for August 6th at Monmouth Park.

HEALTH & HUMAN SERVICES: Councilwoman Kahle reported on the June water sampling results. All but 2 locations had low levels of enterococcus. The Water Watch Committee will partner with Eatontown and West Long Branch to determine the flow of the waterway samplings. The Community Garden is hosting its 4th Annual Chili and Salsa Contest at the Summer's End Festival. She congratulated Katie LaPorta on being appointed CMFO.

MAYOR'S REPORT: Mayor Coffey again mentioned the U.S. Mini Golf Open and the Kortney Rose Fun Walk/Run. There were 2 ribbon cutting ceremonies at the Village Center for Golden Paws and Oceanport Quality Dental. Mayor Coffey stated the closing for the new municipal complex should be in August and plans are for buildings to be completed by December 2019.

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

Karen Long, 32 Revere Dr., asked when representatives from the Mazza properties would appear for questions from residents. The Clerk stated that they were originally asked to appear in September, but certain DEP timelines would be missed if they didn't appear earlier than that. There was discussion about holding a Special Meeting for just this topic. Mrs. Long stated her concern was for everyone's health. Mayor Coffey stated that the DEP has jurisdiction, not the Borough. DEP will control how remediation is performed. Mrs. Long stated that the engineer from Brinkerhoff made a fool of herself in front of the Planning Board last year. Mayor Coffey explained that this project is different than the last proposal of an equine center and different containment and remediation will be performed. There was further discussion about calling a Special Meeting, with a date to be determined.

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

As there was no further business, the meeting was adjourned at 9:47 p.m. on a motion by Councilman Irace, seconded by Councilman Solan and approved by Council.

Respectfully submitted,

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING PAYMENT OF BILL LIST FOR JULY 20, 2017**

**RESOLUTION #2017-138
07-20-17**

WHEREAS, the Governing Body has considered the payment of said bills as set forth on the bill list at its public meeting of July 20, 2017.

BE IT RESOLVED, by the Mayor and Council that the bills be paid as on the attached bill list dated July 20, 2017 totaling \$4,934,307.29.

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
Cooper	()	()	()	()
Gallo	()	()	()	()
Irace	()	()	()	()
Kahle	()	()	()	()
Proto	()	()	()	()
Solan	()	()	()	()
Coffey	()	()	()	()

I certify that the foregoing Resolution #2017-138 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

 JEANNE SMITH, RMC
 BOROUGH CLERK

**BOROUGH OF OCEANPORT
BILL LIST**

20-Jul-17

PAYEE	AMOUNT
PAYROLL ACCOUNT	\$ 112,052.57 13TH PAY
	\$ 116,730.46 14TH PAY
2017 EXPENDITURES - MANUAL CHECKS	
OCEANPORT LOCAL SCHOOL TAXES	\$819,279.75
SHORE REGIONAL SCHOOL TAXES	\$683,888.98
FMERA - MUNICIPAL COMPLEX PURCHASE	\$52,650.00
CAPITAL TRUST TOTAL	\$1,031,146.23
DOG REGISTRY TOTAL	\$250.00
OFF DUTY	\$0.00
TRUST OTHER TOTAL	\$9,341.43
ESCROW TRUST TOTAL	\$750.00
OPEN SPACE TRUST TOTAL	\$1,858.93
SUI	\$160.50
2016 VOUCHERS PAID THIS MEETING	\$12,084.92
2017 VOUCHERS PAID THIS MEETING	\$2,094,113.52
TOTAL	\$4,934,307.29

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 #16-00022
FOR BLOCK 122, LOT 25 KNOWN AS 274 PORT AU PECK AVE**

**Resolution #2017-139
07-20-17**

WHEREAS, at the Borough Tax Sale held on August 22, 2016, a lien was sold on Block 122 Lot 25 otherwise known as 274 Port au Peck Ave; and

WHEREAS, this lien, known as Tax Sale Certificate 16-00022 was sold to Culmac Capital I LLC at an interest rate of 0% and a premium of \$15,000, and;

WHEREAS, the owner has redeemed certificate 16-00022 in the amount of \$ 7,964.99.

NOW, THEREFORE, BE IT RESOLVED that the CFO be authorized to issue a check in the amount of \$7,964.99 payable Culmac Capital I LLC, Box 251, Monmouth Beach NJ 07750 for the redemption of Tax Sale Certificate 16-00022.

BE IT FUTHER RESOLVED, that the CFO be authorized to issue a check in the amount of \$15,000 (Premium) to the aforementioned lienholder.

Motion:

Second:

I certify that the foregoing Resolution #2017-139 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

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

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
GRANTING TEMPORARY PERMISSION FOR THE POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES ON OCEANPORT BOROUGH PROPERTY**

**Resolution #2017-140
07-20-17**

WHEREAS, the New Jersey Alcoholic Beverage Control Act Title 33 provides for the regulation of alcoholic beverage within the State of New Jersey; and

WHEREAS, the Alcoholic Beverage Control Law provides for an Issuing Authority in each municipality, to issue, renew and transfer retail licenses and provide for enforcement of the alcoholic beverage law, ABC rules and regulations and local Ordinances pertaining to the control of alcoholic beverages; and

WHEREAS, the Issuing Authority in the Borough of Oceanport is the Governing Body of the municipality, which is vested with the authority to enforce the ABC rules and regulations and the local Ordinances pertaining to the control of alcoholic beverages within the Borough of Oceanport and has the authority to grant temporary permission for the possession and consumption of alcoholic beverages on Borough property; and

WHEREAS, the Borough of Oceanport has enacted Ordinances under Chapter 115, entitled "Alcoholic Beverages" dealing with the distribution and consumption of alcoholic beverage within the Borough; and

WHEREAS, the Borough is desirous allowing the limited private possession and consumption of alcoholic beverages at the Summer's End Festival, sponsored by the Oceanport Parks and Recreation Committee, within the Borough of Oceanport; and,

WHEREAS, the Summer's End Festival will be held upon the property and lands owned by the Borough of Oceanport known as Blackberry Bay Park, and the temporary permission for possession and consumption of alcoholic beverages for this event on Borough property will be during the hours of 3:00.p.m. to 11:00 p.m. only, by those individuals who are over the age of 21 and would otherwise be lawfully allowed to consume alcohol in a public licensed premises;

NOW THEREFORE BE IT, RESOLVED, that the Mayor and Council of the Borough of Oceanport hereby approve and give temporary permission for the possession and consumption of alcoholic beverages at the Summer's End Festival to be held on the land and property of the Borough of Oceanport known as Blackberry Bay Park on September 9, 2017 (rain date September 10, 2017), with the hours of possession and consumption within and upon the property of Blackberry Bay Park being between 3:00 p.m. and 11:00 p.m., by individuals of lawful drinking age; and

BE IT FURTHER, RESOLVED, that nothing contained herein nor the issuance of this temporary permission for the possession and consumption of alcoholic beverages at Blackberry Bay Park shall in any way hinder or inhibit the Borough of Oceanport Police or other law enforcement agencies from their lawful duties in keeping peace and order, only that it shall be lawful to have open containers of alcohol in an individuals possession for personal consumption at Blackberry Bay Park during the time period outlined within this Resolution.

Motion:

Second:

I certify that the foregoing Resolution #2017-140 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

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

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A FIREWORKS DISPLAY
TO BE HELD AT THE 2017 SUMMER'S END FESTIVAL**

**Resolution #2017-141
07-20-17**

WHEREAS, the Mayor and Council of the Borough of Oceanport hereby authorize a fireworks display to be held at the Summer's End Festival sponsored by the Oceanport Parks and Recreation Committee scheduled to be held on September 9, 2017 or on September 10, 2017, if a rain date is needed; and

WHEREAS, Garden State Fireworks, Inc. is the company responsible for the fireworks and in accordance with Borough regulations, must secure a Fire Permit from the Oceanport Fire Marshal prior to said event.

NOW, THEREFORE, BE IT RESOLVED that the Oceanport Governing Body hereby authorizes the fireworks to be held on the above mentioned date subject to Garden State Fireworks, Inc. securing the necessary permits and that a copy of this resolution be forwarded to the Fire Marshal and the Parks and Recreation Committee.

Motion:

Second:

I certify that the foregoing Resolution #2017-141 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

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

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
FIXING THE COMPENSATION OF CERTAIN OFFICIALS AND EMPLOYEES
OF THE BOROUGH OF OCEANPORT FOR 2016**

**Resolution #2017-142
07-20-17**

WHEREAS, pursuant to N.J.S.A. 40A:9-165, the Borough must set salaries for non-contractual officers and employees, statutory employees and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance; and

WHEREAS, the Mayor and Council of the Borough of Oceanport adopted an Ordinance entitled " An Ordinance to Fix and Determine the Salaries of Certain Borough Officials" passed and approved on March 16, 1939, and as subsequently amended; and

WHEREAS, said Ordinance provides certain salary ranges for the positions set forth; and

WHEREAS, the Borough Administrator has made recommendation for the specific salaries for current employees for the calendar year 2017.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oceanport hereby authorizes the Borough Administrator to implement the following titles and salaries for the calendar year 2017 as appropriate.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Oceanport, County of Monmouth, State of New Jersey the Borough Clerk is hereby directed to forward a copy of this Resolution to the Chief Financial Officer, Borough Administrator and Payroll Clerk.

SECTION 1. Public Safety

Chief of Police	Mike Kelly	\$133,937.09
Administrative Assistant, PD Records Clerk	Cristi Mazzarella	\$ 46,956.00
Emergency Management Coordinator	Mauro Baldanza	\$ 4,000.00
Class II Special Law Enforcement Officer	Justin Gaita	\$17.50/hr
Class II Special Law Enforcement Officer	Phillip Gallo	\$17.50/hr
Class I Special Law Enforcement Officer	Thomas Pullaro	\$15.00/hr
School Crossing Guards, each (8)		\$ 9,700.00

SECTION 2. Statutory Employees (N.J.S.A. 40A:9-165).

Chief Financial Officer	Katie LaPorta	\$ 57,750.00
Tax Assessor	John Butow	\$ 25,410.00
Tax Collector	Peggy Warren	\$ 11,550.00
Borough Clerk	Jeanne Smith	\$ 57,750.00

SECTION 3. Department of Public Works

Foreman	Demetrio Zarate	\$ 73,500.00
Assistant Foreman	Maximino Lopez	\$ 47,250.00
Senior Laborer	Richard Arlt	\$ 42,000.00
Laborer 2	Jorge Segura	\$ 34,125.00
Laborer 1	Anthony Panduri	\$ 33,075.00
Laborer 1	Michael Natale	\$ 33,075.00

SECTION 4. Municipal Court.

Municipal Court Judge	John Patti	\$ 18,500.00
Municipal Prosecutor	James Butler	\$ 12,000.00

Court Administrator	Carol Smith	\$ 70,945.00
Deputy Court Administrator	Patricia White	\$75/call out
Administrative Assistant	Theresa Murrin	\$20.00/hr
Administrative Assistant	Stephanie Seyr	\$20.00/hr
Administrative Assistant	Jane Vitulli	\$20.00/hr
Public Defender	David Gardener	\$200.00/defendant
Public Defender	Robert Holden	\$200.00/defendant

SECTION 5. Recreation and Education.

Recreation Coordinator	Joanne Hunt	\$ 13,500.00
Library Aide	Arlene Welch	\$8.50/hr

SECTION 6. Code Officials.

Construction Official	John Palmer	\$ 15,000.00
Building Sub Code Official	Django Wieggers	\$ 20,000.00
Electrical Sub Code Official	James McCormick	\$ 14,535.00
Fire Sub Code Official/Building & Electrical Inspector	John Drucker	\$ 14,535.00
Plumbing Sub Code Official	John Palmer	\$ 14,535.00
Technical Assistant to Construction Official	Peggy Herchakowski	\$ 42,000.00
Administrative Assistant	Jessica Fornarotto	\$ 33,600.00
Housing Inspector	Allen Parker	\$ 6,500.00
Code Enforcement Officer	James Miller	\$ 5,250.00
Zoning Officer	James Miller	\$ 7,000.00

SECTION 7. Administration & Finance

Borough Administrator	Raymond T. Poerio	\$127,050.00
Deputy Borough Clerk	Katie LaPorta	-
Administrative Assistant, Administration	Linda Landrigan	\$ 18.90/hr
Administrative Assistant, Administration	Kim Parent	\$ 18.90/hr
Planning Board Secretary	Jeanne Smith	\$ 6,500.00
Tax Office Clerk	Jason Sutton	\$ 35,656.54
Qualified Purchasing Agent	Jeanne Smith	\$ 5,000.00

SECTION 8. Board of Health

Registrar	Jason Sutton	\$ 1,750.00
Deputy Registrar	Katie LaPorta	\$ 500.00
Secretary	Jason Sutton	\$ 535.00

SECTION 9. Elected Officials.

Mayor	\$ 1,500.00
Councilpersons, each (6)	\$ 1,500.00

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

I certify that the foregoing Resolution #2017-142 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

 JEANNE SMITH, RMC
 BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
URGING REPRESENTATIVES FROM THE STATE OF NEW JERSEY TO
SUPPORT THE LEGISLATIVE ACTION TO RE-AUTHORIZE AND EXTEND THE
NATIONAL FLOOD INSURANCE PROGRAM (“NFIP”)**

**Resolution #2017-143
07-20-17**

WHEREAS, floods are the most common and most destructive natural disasters in the United States; and

WHEREAS, the National Flood Insurance Act authorizes a National Flood Insurance Program (“NFIP”); and

WHEREAS, the NFIP is a Federal program created by Congress to mitigate future flood losses nationwide and to provide access to affordable, federally backed flood insurance protection for property owners; and

WHEREAS, the NFIP is designed to provide an insurance alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

WHEREAS, New Jersey is fourth in the nation in the number of NFIP policies enforced and third in total value of claims paid; and

WHEREAS, five hundred and fifty-two communities in New Jersey participate as members of the NFIP which amounts to over 230,000 policies enforced throughout the State of New Jersey; and

WHEREAS, the NFIP maintains a significant role in providing financial protection against flood events to New Jersey residents; and

WHEREAS, the NFIP is set to expire on September 30, 2017; and

WHEREAS, the expiration of this program could cause catastrophic loss of insurance coverage against flooding which is the number one cause of loss of property throughout the United States; and

WHEREAS, in the event the program were to expire, the consequences in the form of disruption of coverage and the potential financial burdens to residents throughout the State of New Jersey will be of great economic significance; and

WHEREAS, the purpose of this Resolution is to urge the Borough of Oceanport’s Federal Representatives to support the extension of the NFIP which promotes the public health, safety and general welfare and minimizes public and private losses due to flooding events in the State of New Jersey

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Oceanport hereby urges its Federal Legislators and Representatives to take any and all necessary action to insure that the National Flood Insurance Program is extended beyond the September 30, 2017 expiration date.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to the Borough of Oceanport’s Federal Legislators and Representatives.

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

I certify that the foregoing Resolution #2017-143 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
Urging the State Legislature to Extend the 2% Cap
on Police and Fire Arbitration Contract Awards**

**Resolution #2017-144
07-20-17**

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

WHEREAS, salary costs, to a great extent, drive property tax increases; and

WHEREAS, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

WHEREAS, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

WHEREAS, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

WHEREAS, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

WHEREAS, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

WHEREAS, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date; and

WHEREAS, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Oceanport urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to Oceanport's Legislative representatives, the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey, The New Jersey Conference of Mayors and the League of Municipalities.

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

I certify that the foregoing Resolution #2017-144 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING AN EXTENSION OF THE GRACE PERIOD
FOR THE THIRD QUARTER 2017 TAXES**

**Resolution #2017-145
07-20-17**

WHEREAS, the State of New Jersey has not released all information needed for striking a rate, and

WHEREAS, this information is needed to produce the Final 2017/Preliminary 2018 tax bills, and

WHEREAS, as a result, the County of Monmouth could not release the tax rate, and

WHEREAS, the Tax Collector must allow 25 calendar days for payment from the date of mailing pursuant to NJSA 54:4-66.3,

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Oceanport that the Tax Collector be authorized to extend the grace period for the third quarter 2017 up to and including the 25th day after the actual bills are mailed; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Oceanport that any payments received after that date, for the third quarter 2017 will be charged interest from the original due date of August 1, 2017 by the guidelines set by NJSA 54:4-67 and Resolution 2017-018 passed by the Oceanport Borough Council on January 1, 2017.

Interpretive Statement: Extension of the grace period may be needed to allow the mandated 25 days prior to payment due date. If payment for the third quarter 2017 is not received by the 25th calendar day after the delivery of the tax bills to the post office, interest will be charged back to the August 1 due date.

Peggy Warren, Tax Collector

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

I certify that the foregoing Resolution #2017-145 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**Requesting approval of the Director of the Division of Local Government Services
Amending the 2017 Municipal Budget per NJSA 40A:4-87 for
Drunk Driving Enforcement Fund**

**Resolution #2017-146
07-20-17**

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 2017 in the sum of \$3,291.79 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 \$3,291.79 be and the same is hereby appropriated under the caption of Drunk Driving Enforcement Fund, \$3,291.79.

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
Cooper	()	()	()	()
Gallo	()	()	()	()
Irace	()	()	()	()
Kahle	()	()	()	()
Proto	()	()	()	()
Solan	()	()	()	()
Coffey	()	()	()	()

I certify that the foregoing Resolution #2017-146 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING CATHERINE LAPORTA AS CHIEF FINANCIAL OFFICER**

**RESOLUTION #2017-147
07-20-17**

WHEREAS, the State of New Jersey, Department of Community Affairs, Division of Local Finance, has mandated that all municipalities in New Jersey appoint a Chief Financial Officer pursuant to N.J.S.A. 40A:9-140.10; and

WHEREAS, N.J.S.A. 40A:9-140.10 further provides that the term of office of the chief financial officer "shall be four years, which shall run from January 1 in the year in which the chief financial officer is appointed: and

WHEREAS, the Borough of Oceanport previously adopted resolution R#2015-136 appointing Catherine LaPorta as the temporary Chief Financial Officer for the Borough while pursuing the certification for Certified Municipal Finance Officer; and

WHEREAS, Catherine LaPorta has since achieved certification from the State of New Jersey as a Certified Municipal Finance Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body that Catherine LaPorta be appointed as Chief Financial Officer for a period of four years effective January 1, 2017.

BE IT FURTHER RESOLVED that compensation for Chief Financial Officer shall be in accordance with the Borough's salary ordinance.

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

Motion:

Second:

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

I certify that the foregoing Resolution #2017-147 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
APPOINTING A SUBSTITUTE MUNICIPAL CLERK**

**RESOLUTION #2017-148
07-20-17**

WHEREAS, N.J.S.A. 40A:9-133 provides that every municipality shall have a Municipal Clerk no person shall be appointed as a Municipal Clerk unless that person holds a registered municipal clerk certificate; and

WHEREAS, Jeanne Smith is serving as the Borough's Municipal Clerk and has requested a medical leave of absence; and

WHEREAS, N.J.S.A. 40A:9-157, 158 provides that the Governing Body may designate a person to act in the place of any officer or employee of the municipality for temporary absence; and

WHEREAS, Donna Phelps holds a current Registered Municipal Clerk's certificate and has expressed a willingness to serve temporarily as the substitute for the Borough's Municipal Clerk for the period of her medical leave;

NOW, THEREFORE, BE IT RESOLVED by the Oceanport Governing Body of the Borough of Oceanport that Donna Phelps is hereby appointed as substitute for the Borough Clerk, Jeanne Smith, upon commencement of her medical leave pursuant to N.J.S.A. 40A:9-157.

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

I certify that the foregoing Resolution #2017-148 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

JEANNE SMITH, RMC
BOROUGH CLERK

**RESOLUTION OF THE BOROUGH OF OCEANPORT
AUTHORIZING A STREET OPENING PERMIT FOR
PORTION OF BRADLEY AVENUE UNDER MORATORIUM**

**RESOLUTION #2017-152
07-20-17**

WHEREAS, New Jersey Natural Gas has applied for a street opening permit for openings on Bradley Avenue for the installation of safety valves and associated improvements for the residents on Bradley Ave; and

WHEREAS, Bradley Avenue is presently under moratorium which expires December 31, 2020; and

WHEREAS, the Borough Engineer has reviewed and recommended that the permit be issued subject to curb to curb mill and overlay of the impacted area.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Oceanport that the street opening application by New Jersey Natural Gas for openings on Bradley Avenue is hereby authorized based on the Borough Engineer's recommendation and subject to repair of said openings with a curb to curb mill and overlay of the impacted areas.

Motion:

Second:

I certify that the foregoing Resolution #2017-152 was adopted by the Oceanport Governing Body at the Regular Meeting held July 20, 2017

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

JEANNE SMITH, RMC
BOROUGH CLERK