

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN REGULAR BUSINESS MEETING July 14, 2011

Call to Order

ROLL CALL: WETTER X TREDY X LACHAWIEC X

Flag Salute

STATEMENT: Pursuant to the provisions of the New Jersey Open Public Meetings Act, adequate notice of this meeting was properly provided by sending copies of the Notice of Meeting to two newspapers, The Press of Atlantic City and the Asbury Park Press. The Notice was posted at the office of the Township Clerk and on the bulletin board in the Administration Building.

Proclamation for William Rott

Committeewoman Wetter presented a Proclamation to Bill Rott, President of the Society of Archeology Research. This group took the job of cleaning the cemetery of overgrown brush and removing leaves, branches and trash, to honor the veterans buried at the cemetery from the Civil War, War of 1812 and the Revolutionary War. The Township Committee would like to recognize Bill Rott for his hard work and dedication.

Good Citizenship Award – Cub Scout Pack 42

Deputy Mayor Tredy presented a Good Citizenship Award to Club Scout Pack 42. This award is given periodically to groups showing interest in their community. Cub Scout Pack 42 received the United States Heritage Award from the Cub Scouts of America. The Scouts earned the award by studying the Declaration of Independence, the Star Spangled Banner, Pledge of Allegiance, United States Flag, the 13 Original Colonies and the current President of the United States. Another requirement is to be involved in a community project, which Cub Scout Pack 42 cleaned and maintained a Township ballfield.

Committee Reports

Committeewoman – Tina Wetter

Committeewoman Wetter stated the Town Wide Clean Up was Friday & Saturday, June 17 & 18. Over 1,000 cubic yards of waste was collected, which included 500 gallons of paint, 500 gallons of antifreeze, 18 tons of concrete, 39 propane tanks and 16 refrigerators. All waste was dropped off at the site, saving hundreds of hours of labor. All items were properly disposed of in accordance of the law. The Township of Ocean staff did a great job organizing and managing the event. The Environmental Commission donated their valuable time to this worthy cause.

The Township of Barnegat also provided assistance during the event. Congratulations to everyone who worked on this event. Everyone did a great job.

On Saturday, July 2, 2011 the Township of Ocean held its Annual Independence Day Celebration at the Olde Waretown Cemetery on Main Street. Bill Rott did an excellent job preparing the site and the ceremony was well attended. Cub Scout Pack 42 performed with an Abraham Lincoln impersonator.

There is a bond ordinance on the agenda tonight, which will finance the purchase of a much-needed fire apparatus at a cost of \$775,000.00. The price of safety does not come cheap but is necessary in order to protect the well-being of the community. This fire apparatus will greatly enhance the Township's ability to respond to fires, especially in the western part of the Township where there is no water available.

Resolution 2011-239 allows Mayor Joseph Lachawiec to be discharged from paying property taxes as a result of his many years of service to this Country. The Mayor has earned this right by serving honorably in the military and defending this great country.

Deputy Mayor – Dennis F. Tredy

Deputy Mayor Tredy complimented Committeewoman Wetter, the Township of Ocean Staff and Environmental Commission for their efforts in the Town Wide Clean Up.

A new flat screen television has been installed in the senior room at the Community Center. The seniors are getting a lot of use out of it for exercising.

A surveillance camera has been installed at Sands Point Park to keep the vandals away. Sands Point Park is a popular crabbing and fishing spot. There's plenty of parking, a fish cleaning station, bathrooms, tennis court, basketball court and a boat ramp.

Crystal Bay Peninsula has a grass-cutting maintenance program. Hundreds of people came to see the Barnegat fireworks from the Crystal Bay Peninsula.

The Summer Recreation program currently has 30 children enrolled. This is a shared service with the Ocean Township School District. The program uses the school gymnasium as a gathering place. Golf Camp is at the Oceanaire Golf Course. The Greenbriar Women's Club purchased the T-shirts the children wear. The hockey camp is sponsored by the Philadelphia Flyers and the children will receive a hockey stick and a T-shirt.

The Waretown Athletic Association's 12 and under Baseball Team are district champions.

The Waretown Thunder Girls Softball team had their awards picnic on Wednesday July 13. The whole team received trophies.

Mayor – Joseph Lachawiec

Mayor Lachawiec attended a meeting at the Ocean County Planning Board with representatives from the Police Department, Fire Department and School District regarding the rail trail construction from Wawa

to Oyster Creek in Lacey. The Ocean County Planning Board made accommodations for everyone involved.

Administrator Report

Administrator – David Breeden

Ordinance 2011-11 – The Township is currently using the 2000 edition of the BOCA Code (Building Official and Code Administrators). This ordinance updates the code to the 2009 edition.

Ordinance 2011-12 – Bond Ordinance of \$1,050,000.00 of which \$997,500.00 will be bonded. \$52,500.00 is the 5% down payment, as required by state law. This bond ordinance is for the acquisition of a 3,000 gallon pumper tanker for the Waretown Volunteer Fire Department, which will replace a fifty-one year old 6,000 gallon tanker being pulled by a 1974 truck. This will include the apparatus and all materials and supplies. \$275,000.00 is for upgrades and expansion to the Public Works fleet maintenance facility.

Ordinance 2011-13 – This ordinance is for a special emergency appropriation of \$200,000.00 for the execution of a revaluation through a hybrid reassessment process for the Township of Ocean. The last assessment occurred in 2005 at the peak of the real estate market. Since then the market has declined significantly. As required by the state, every home will be inspected. At the end of the year, a new assessed value will be received by residents in the mail. The total cost of the assessment is not to exceed \$200,000.00 and will be paid over a five-year period.

Ordinance 2011-14 – Establishes fees for the performance of Marriage/Civil Union Ceremonies pursuant to state law. Mayors can elect to receive fees for officiating marriages/civil unions. Mayor Lachawiec does officiate ceremonies but does not accept fees for officiating marriages. This ordinance will be put in place in case a future Mayor elects to receive marriage/civil union fees.

Resolution 2011-232 awards bid for Rehabilitation of Well No. 6 on Route 532. This is part of the Township's ongoing water/sewer upgrades. The cost of this improvement work is \$224,375.00. This will increase the capacity of Well No. 6 from 950 gallons per minute to 1,600 gallons per minute.

Resolution 2011-233 authorizes 2012 Municipal Alliance grant of \$20,000 to provide educational programs with regards to substance abuse.

Resolution 2011-234 cancels grants receivable/grant revenue that was not utilized.

Resolution 2011-235 through 237 are various municipal liens, due to property maintenance violations. If a resident has high grass, a warning is issued, if the grass is not cut a ticket is issued, if it is still not cut the Township cuts the grass and a lien is placed on the property if the grass-cutting invoice is not paid.

Resolution 2011-238 awards recycling services to Meadowbrook Industries for a five-year period, commencing August 1, 2011 for a total cost of \$498,590.40. The Township of Ocean and Barnegat will save \$2.5 million over a five-year period, proving that shared services do work.

Resolution 2011-239 – Authorizes the Tax Collector to discharge collecting 2011 taxes from Joseph Lachawiec, a disabled veteran. If a resident is a qualifying veteran, a \$250.00 tax relief is offered by the state of New Jersey. If a resident is a disabled veteran and served during a qualifying period, a 100% tax relief is offered. Mayor Lachawiec has satisfied all the requirements of the state of New Jersey.

Township Attorney McGuckin reported a change to the Solar Project Option Agreement, as per Chris Warren, Engineer for the Solar Project. The change is that payments in the Option Agreement shall commence retroactively as of June 1, 2011, upon the execution of the Redevelopment Agreement.

PUBLIC PORTION:

Motion to open Public Comment was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Azmi Karaoglu, 5 Vessel Road, believes the fence ordinance is enforced selectively. The ordinance states that there has to be 50% vision through the fence. Mr. Karaoglu is asking for vision through his neighbor's bushes, brush and trees.

Township Attorney McGuckin corresponded with Mr. Karaoglu's attorney about 1½ years ago. The correspondence fully explained the Township's position. Township Attorney McGuckin does not recommend revisiting the issue, as there was a threat of a lawsuit by Mr. Karaoglu's attorney against the Township.

Mayor Lachawiec suggested Township Attorney McGuckin and Township Administrator Breeden meet with Mr. Karaoglu to fully discuss the set of circumstances of the property.

Michele Rosen, 29 Bradley Beach Way, inquired if Ordinance 2011-13 requires inspectors coming into people's homes.

Township Administrator Breeden stated the reassessment will be hybrid, which requires 100% inspection of the homes, as mandated by the state. It is a reassessment, which will revalue the town.

Ms. Rosen stated per the Ocean County Tax Board Commissioner, there is a different definition of a reassessment versus a revaluation. Ms. Rosen suggested the Township Committee determine whether the Township is performing a reassessment or a revaluation before passing this ordinance.

Joan Finn, 26 Ocean Grove Lane, urged the Township Committee to join Berkeley Township's request for the immediate closure of Oyster Creek Nuclear Power Plant. Ms. Finn submitted a sample resolution for comment at the next meeting. Ms. Finn read the resolution to the public.

Jackson Bennett, 101 Railroad Avenue, Chief Waretown Volunteer Fire Co. #1, thanked the Township Committee and Township Administrator Breeden for fulfilling the needs of the Fire Department, regarding the purchase of the fire truck.

On behalf of the Township Committee, Deputy Mayor Tredy thanked the Waretown Volunteer Fire Co. for protecting the Township of Ocean.

Eileen Doyle, 243 11th Street, appreciates the efforts of Bill Rott and his friend maintaining the cemetery and really enjoyed the Independence Day Celebration. The American sign-language interpreter and Adele Shaw were wonderful.

Ralph Avellino, 10 Central Avenue, inquired if the Township of Ocean sign, southbound on Route 9 near Bay Parkway, could be maintained.

Mayor Lachawiec stated the Township will attend to the sign.

William Rott, 179 Wells Mills Road, thanked the Township Committee for the Proclamation. Mr. Rott stated some of the credit goes to Matt Ambrosio, Foreman Buildings & Grounds and the Buildings & Grounds staff.

Motion to close Public Comment was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

RESOLUTION NO. 2011-231 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$604,699.27

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Ordinance 2011-11 2nd Reading – Public Hearing

An Ordinance of the Township of Ocean, County of Ocean, State of New Jersey, Amending Chapter 8.24 Entitled “Property Maintenance” of the Township Code of the Township of Ocean

Motion to Open Public Hearing was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

No comment from the public.

Motion to Close Public Hearing was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Motion to approve Ordinance 2011-11 was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Ordinance 2011-12 Second Reading – Public Hearing

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF OCEAN, IN THE COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,050,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$997,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Motion to Open Public Hearing was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Michele Rosen, 29 Bradley Beach Way, inquired if Township Attorney McGuckin is paid a separate fee for bond ordinances.

Township Attorney McGuckin stated he does not prepare bond ordinances. The Township has a bond counsel.

Mayor Lachawiec stated there are a couple bond counsels.

Ms. Rosen inquired if the Township has a financial advisory company that advises on those investments.

Township Administrator Breeden stated no.

Motion to Close Public Hearing was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Motion to approve Ordinance 2011-12 was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Ordinance 2011-13 First Reading – Title Only

AN ORDINANCE OF THE TOWNSHIP OF OCEAN, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR A SPECIAL EMERGENCY APPROPRIATION OF \$200,000.00 FOR THE PREPARATION AND EXECUTION OF A COMPLETE REVALUATION THROUGH A HYBRID REASSESSMENT PROJECT OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR OF THE TOWNSHIP OF OCEAN, IN THE COUNTY OF OCEAN, NJ

Township Administrator Breeden reported the Township is using a hybrid reassessment process in order to accomplish this revaluation reassessment of the Township of Ocean.

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Ordinance 2011-14 First Reading – Title Only

Ordinance establishing fees for performance of Marriage and Civil Union ceremonies pursuant to N.J.S.A. 40:48-1

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

CONSENT AGENDA

The below listed items are considered to be routine by the Township Committee of the Township of Ocean and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the consent agenda and will be considered separately.

RESOLUTIONS

- 2011-232** Resolution awarding bid for the rehabilitation of Well No. 6 at the Route 532 Water Treatment Plant
- 2011-233** Resolution authorizing Municipal Alliance Grant for the year 2012
- 2011-234** Resolution cancellation of grants as per Audit recommendation
- 2011-235** Resolution placing a municipal lien on block 165, Lot 8 due to property maintenance violation
- 2011-236** Resolution placing a municipal lien on block 124, Lot 32 due to property maintenance violation
- 2011-237** Resolution placing a municipal lien on block 140 Lot 8 due to property maintenance violation
- 2011-238** Resolution authorizing the awarding of a contract for the provision of recycling services within the Township of Ocean to Meadowbrook Industries, LLC for a period of five years commencing August 1, 2011

MOTION TO APPROVE CONSENT AGENDA RESOLUTIONS 2011-232 through Resolution 2011-238:

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.
Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

RESOLUTION 2011-239

Resolution authorizing the Tax Collector be and she is hereby discharged from collecting 2011 taxes from Joseph Lachawiec as his is a disabled veteran and exempt.

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.
Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Abstain

RESOLUTION 2011-240

Resolution authorizing amendment to the Option Agreement entered into between the Township of Ocean and Project Navigator LLC.

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.
Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Motion to approve the Community Center, Township Ball Fields and Waretown Memorial Recreation Park:

- 1. Ryan Dalon, July 2, 2011**
- 2. Recreation - Zumba Classes – Wednesday evenings**
- 3. Girl Scouts – August 25, 2011 and dates listed on all applications**
- 4. Ocean Township Summer Adventure Program – June – August**
- 5. Boy Scout Troop 23, July 17, 2011**
- 6. Denise Ferraro – August 20, 2011**
- 7. William Regan – August 13, 2011**
- 8. Rosemarie Dringus – July 24, 2011**

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.
Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Motion to approve Block Party Application for August 13, 2011 located on Oregon Avenue annual fishing tournament.

Motion to approve was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Next Scheduled Meeting – August 11, 2011, 7:00 PM

Motion to Adjourn:

Motion to adjourn was moved by Committeewoman Wetter, seconded by Deputy Mayor Tredy.

Roll Call: Wetter: Yes, Tredy: Yes, Lachawiec: Yes

Signed and Submitted:

Diane B. Ambrosio, RMC
Township Clerk

Date