

MEETING MINUTES

TOWNSHIP OF OCEAN
COUNTY OF OCEAN
BUSINESS MEETING
February 9, 2012

Call to Order

ROLL CALL: LACHAWIEC X WETTER X TREDY 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 a copy 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.

Presentation to the winners of the Holiday Light – House Decorating Contest

Mayor Tredy and Rita Sweeney, Chairman Recreation Board, announced the winners of the Holiday House Decorating Contest. Honorable Mention prize was awarded to Mr. & Mrs. Bonfonti, another Honorable Mention prize was awarded to Mr. & Mrs. Fortner, Third Prize was awarded to Mr. & Mrs. Striffolino, Second Prize was awarded to Mr. and Mrs. Corzo and First Prize was awarded to Ms. Schultheis.

RESOLUTION 2012-109: authorizing the Township Committee to retire into Executive Session for the purpose of discussing, Litigation, Contractual, Personnel matters
Motion to approve Resolution 2012-109 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Committee Reports

Mayor Tredy stated the Township Committees of Ocean and Barnegat had a joint meeting last night regarding shared services between the two towns. Shared services began a few years ago on an informal basis through the Road Department. Last year shared services became more formal and included Plumbing, Building and Electrical Inspectors. Last night Shared Services were increased even more by including the Zoning Officer, Tax Collector and Recreation Coordinator. Consolidation is not in the future of either town. Shared Services has nothing to do with the schools.

Committeeman – Joseph Lachawiec

The Township of Ocean has no intention to consolidate. Only the school district has the authority to make decisions regarding the schools.

The Solar Landfill project contractor Project Navigator, and the builder Chevron Energy, met with the Pennsylvania, Jersey, Maryland (PJM) Grid, which is an office that decides how and where transmission lines are sited. A Project Feasibility Study will be issued on or before February 29th. The next step is the System Impact Study, which is slated to be completed on or about July 2012. A Facility Study is slated to be completed by PJM and Atlantic City Electric by 2013. The Interconnection Agreement can be pursued once the facility study is completed. Construction would commence upon completion of the study and take about six months. The Pinelands Commission approved the amendments in October 2011. The Township of Ocean continues to receive checks from Project Navigator.

Deputy Mayor – Tina Wetter

Deputy Mayor Wetter stated the Township of Ocean and Barnegat had a great shared services meeting last night. Deputy Mayor Wetter looks forward to further focusing on the betterment of the Township of Ocean.

Administrator Report

Administrator – David Breeden

The goal of shared services is to reduce the cost of government. There is no intent to consolidate Ocean and Barnegat Townships. Each Township is special in nature and has a history that needs to be preserved and recognized. Shared services has saved money and allowed both towns to maintain a suitable level of municipal services to the community. Any shared services discussed last night has nothing to do with the schools. The Ocean and Barnegat School Districts each have their own governing body. Those governing bodies will make decisions based on what is best for them.

Last night shared services expanded between the two towns. It began in 2006 with an informal relationship between Ocean and Barnegat Townships with respect to Public Works and Water/Sewer. In 2010 the Townships agreed to have joint Administrators. In 2011 the Townships shared Uniform Construction Code Inspectors. Last night, both Governing Bodies at the same time in the same building adopted resolutions that agreed to share services between the Tax Collector, Zoning Officer and Recreation Coordinator. The three individuals in Barnegat were informed their services were no longer needed and that the Ocean Township employees will be performing those duties in Barnegat. It was very unpleasant. This is the trend in New Jersey. It is for the financial survival of both communities.

Committeeman Lachawiec inquired if there is an option in the Administrator's contract, should Mr. Breeden decide to pursue other employment.

Mayor Tredy stated the contract gives the Township of Ocean a termination clause.

Township Administrator Breeden stated every contract has a termination clause. If either party is not satisfied with the arrangement, a 90 day notice is given and each party can go their separate ways.

Ordinance 2012-1 Second Reading, Public Hearing amends the Route 9 Phase I Redevelopment Plan for Tradewinds. The plan includes 144 dwelling units, a recreation clubhouse and 26,000 feet of mixed commercial use. 115 of the 144 units will be for-sale condominiums with 29 affordable rental units.

Ordinance 2012-2 Second Reading, Public Hearing amends the 2007 Economic Redevelopment Plan for the Waretown Center and establishes a Redevelopment Plan known as Ocean Commons. Ocean Commons is a site for multifamily residential development in the Town Center, 43 of the 55 Townhomes are market rate and 12 are affordable housing. There will be onsite recreation for the residents.

Ordinance 2012-3 Second Reading, Public Hearing establishes a procedure to register and license Pet Shops, Kennels, Shelters and Pounds. It does not prohibit the establishments from selling puppies.

Resolution 2012-111 authorizes the disposal of surplus property. A resolution must acknowledge exactly what is being sold. In this case computers, printers, a postage machine and a vehicle are being sold on GovDeals, which is an electronic auction house.

Resolution 2012-114 authorizes the Chief Financial Officer to establish a reserve out of the capital improvement fund that will be used to pay for professional fees associated with the solar fields. The majority of the professional fees will be paid back through the Project Navigator payments.

Resolution 2012-116 authorizes an appropriation transfer in the amount of \$50,500 from the 2011 Current Fund Budget. Municipalities are permitted to make necessary transfers within the first three months of the year. It has no impact on the budget.

Resolution 2012-119 authorizes payment of \$10,000 for fireworks on Founder's Day.

Resolution 2012-121 authorizes T&M Associates to assist with the Stormwater General Permit. All municipalities are required to have a Stormwater Management Plan mandated by the state.

PUBLIC PORTION:

George Mackres, 535 Route 9, inquired how much Waretown will save with shared services and how much will the town make with the solar landfill project.

Township Administrator Breeden stated sharing an Administrator saves the town \$100,000 per year. The joint trash bid saves the town \$150,000 to \$170,000 per year. Sharing the UCC Inspectors saves the town \$90,000 per year. Sharing the Tax Collector, Recreation and Zoning Officer will also generate revenue of 25% of the three total position values.

John Petrosilli, 11 Vessel Road, inquired if Resolutions 2012-116 and 2012-122 are the same funds.

Township Administrator Breeden stated no. Resolution 2012-122, for \$60,000 Schedule C, informs the County that the Township anticipates spending \$60,000 on various services from the County in 2012.

Mr. Petrosilli inquired if the list of Emergency Management members on Resolution 2012-117 will receive additional monies.

Township Administrator Breeden stated the members on the Emergency Management Committee do not get paid for being on that Committee.

Bill Irving, 80 Railroad Avenue, inquired if the Pet Shops, Kennels and Shelters will have a registration fee.

Township Clerk Ambrosio stated New Jersey laws require Municipalities to license, register and report all Pet Shops, Kennels and Shelters.

Mr. Irving inquired where the Tradewinds property is and are apartments included.

Mayor Tredy stated the property is across from Shop Rite and includes proposed Townhouses.

Ron Ridsen, 11 Birdsall Street, stated the Tradewinds DEP application includes 164 units with 5,000 square feet of retail.

Township Attorney McGuckin stated there are no approvals for that. Tradewinds has not come before any board with that number of units.

Eileen Doyle, 243 11th Street, traps feral cats, has them neutered and returns them to their environment. Mrs. Doyle would like to have them vaccinated at the Rabies Clinic.

Mayor Tredy stated persons bringing feral cats to the rabies clinic will also have to license and take care of them. Feral cats will not be accepted at the Rabies Clinic.

Mary Dunkley, Marine Road, stated the Township should have a procedure for the feral cat problem.

Bob Ridsen, 97 Main Street, inquired if the shared services that were voted on last night are in effect.

Township Administrator Breeden stated yes.

Mr. Ridsen is a beekeeper and stated the adult community in town is spraying Anvil 2+2 for mosquitos two times a week without notifying the town. The DEP has fined the company. The Township should be notified any time toxic chemicals are sprayed.

Township Administrator Breeden will contact the DEP and report back.

Nick Bonamassa, 32 Belmar, stated Greenbriar discontinued the contract with H&L Landscaping. The new landscaping company will receive County permits before spraying.

Dan Travino, 51 Brigantine Blvd., the spraying time has changed to when Mr. Ridsen's bees are back in the hives.

Mr. Travino stated the County has put in barrier lines on Route 532 at the intersection of Route 9. The police need to enforce the lines on the road.

Mayor Tredy stated the Police Department had submitted a letter listing the complaints and problems at that intersection. The Township is working on correcting the problem.

Ralph Avellino, 10 Central Avenue, thanked Township Clerk Ambrosio for having the bus stop illuminated and bench installed at the corner of Route 9 and Bay Parkway.

Mr. Avellino hopes the shared services program does not dilute the quality of services the Township has now.

Motion to close Public Comment was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to approve the Meeting Minutes of December 8, December 15, 2011, January 1, January 12, and January 23, 2012; Executive Session meeting minutes November 1, December 8, December 15, 2011 and January 23, 2012.

Motion to approve meeting minutes was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to approve Community Development Block Grant meeting minutes January 12 and January 23, 2012

Motion to approve meeting minutes was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

RESOLUTION 2012-110

Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$5,038,590.95

Motion to approve Resolution 2012-110 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

ORDINANCE 2012-1 –2nd Reading – Public Hearing

An Ordinance amending the Route 9 – Phase 1 Redevelopment Plan for the Tradewinds at Waretown Site (Block 131, Lot 4) located in the Township of Ocean, County of Ocean, New Jersey

Motion to open Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Dan Travino, 51 Brigantine Blvd., inquired about the bedroom configuration of the condominiums.

Township Administrator Breeden stated the condominiums are mainly 2 bedrooms, except for the rentals. The rentals are mixed according to COAH requirements.

Dan Collamer, 24 Bay Parkway, inquired what the Redevelopment changes are in order to approve these buildings.

Township Attorney McGuckin stated what was approved by the Planning Board and recommended by the Governing Body last year, was not adopted in an ordinance. The ordinance needed to be changed to conform to the site plan.

Mr. Collamer inquired how this project will benefit the Township.

Mayor Tredy stated the Township cannot stop property owners from building. This project is a great mix of residential, commercial and retail.

Bob Ridsen, 97 Main Street, inquired the height of the condominiums and will it cause a problem for the Fire Department.

Mayor Tredy stated the height of the buildings was taken into consideration at the original hearing. The buildings are 2.5 stories. The applicant is required to submit letters of no interest from Fire and First Aid.

Committeeman Lachawiec suggested Mr. Ridsen read the Redevelopment or Planning Board minutes at which this meeting was heard.

Motion to close Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to approve Ordinance 2012-01 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

ORDINANCE 2012-2 – 2nd Reading – Public Hearing

An Ordinance amending the 2007 Economic Redevelopment Plan for the Waretown Town Center Establishing a Sub-Area Redevelopment Plan for the Ocean Commons site (Block 41, Lot 42.01) located in the TC-OC District in the Township of Ocean, County of Ocean, New Jersey

Motion to open Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

No public comment.

Motion to close Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to approve Ordinance 2012-02 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

ORDINANCE 2012-3 – 2nd Reading – Public Hearing

An Ordinance of the Township of Ocean, County of Ocean, State of New Jersey, repealing and replacing chapter 6.08.060 of the codified ordinances of the Township and redesignating same as “Kennels, Pet Shops, Shelters, Pounds-Fees”

Motion to open Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

No public comment.

Motion to close Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to approve Ordinance 2012-03 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

- 2012-111 Resolution authorizing disposal of surplus property of the Township of Ocean such as: computers, printers, various computer supplies, postage meter, 1996 Chevy Lumina
- 2012-112 Resolution authorizing the Treasurer to refund \$539.45 to 125 Brigantine Blvd due to overpayment
- 2012-113 Resolution authorizing the Treasurer to refund \$448.17 to 9 Deal Lane due to overpayment
- 2012-114 Resolution authorizing the Township's Chief Financial Officer to establish reserve out of capital improvement fund
- 2012-115 Resolution during the 2010 audit process a recommendation was made to formally cancel a grant in the amount of \$250.00
- 2012-116 Resolution authorizing an appropriation transfer in the amount of \$50,500
- 2012-117 Resolution appointing member to the Emergency Management Council
- 2012-118 Resolution proclaiming Read Across America, a national celebration of reading, will be conducted on March 2, 2012, which would have been the 108th birthday of Dr. Seuss
- 2012-119 Resolution authorizing Pyrotecnico for the Founder's Day Celebration on May 26, 2012 with a rain date May 27, 2012
- 2012-120 Resolution authorizing a donation of a free registration to the Township of Ocean Summer Camp to be donated to the Ocean Township PTA for the Penny Auction
- 2012-121 Resolution authorizing T & M Associates to assist in the Municipal Stormwater General Permit
- 2012-122 Resolution authorizing the Mayor to execute "Schedule C" with the County of Ocean
- 2012-123 Resolution Authorizing Maintenance Bond Release for the project known as Ocean Point Plaza

MOTION TO APPROVE CONSENT AGENDA RESOLUTIONS 2011-111 through Resolution 2011-123 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

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

1. WAA Baseball – Railroad Avenue, Mon, Tues, Thurs, Fri, Sat. March – November
2. Waretown Thunder – Railroad Avenue, Wed & Sunday
3. South Jersey Baseball – Railroad Avenue, *May 26 – 28, 2012, July 7 – 8, 2012, July 28 – 29, 2012, September 1 – 2, 2012, October 6 – 7, 2012. *No games to be scheduled on fields 3-4-5 until Founder's Day events are complete.
4. Greenbriar Softball – Toumey Park – April – June Monday & Thursday 1:00 pm – 4:30 pm
5. Richard R. Schwerdt III – Sunday Morning Softball – April – Dec. 11:00 am – 2:00 pm
6. Nancy Matthews – February 18, 2012
7. Nancy Matthews – April 1, 2012
8. Charlotte Shutes – March 25, 2012
9. Loretta Schultheis – March 24, 2012
10. Laura Shenouda – April 29, 2012
11. Melissa Larsen – February 5, 2012
12. Diane Visalli – February 12, 2012
13. Kerry Eck'Art – March 10, 2012
14. James Boyd – February 25, 2012
15. Township of Ocean Republican Club – Last Tues every month
16. Lord of Lords Bible Community Church – February 27 – April 2, 2012
17. Thomas Luttmann – May 5, 2012
18. Michele Clineman – March 11, 2012

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Next Scheduled Meeting – March 8, 2012 at 6:30 pm

CLOSED SESSION

Motion to recess and open Closed Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

OPEN MEETING

Motion to Open Meeting was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

RESOLUTION 2012-124: authorizing the Township of Ocean to pay the costs for post retirement medical benefits for Shirley Ballance.

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

Motion to request Township Attorney McGuckin to investigate and determine if it is an incompatible office to be an Emergency Management Coordinator and an Elected Official in the same Municipality was moved by Deputy Mayor Wetter seconded by Mayor Tredy.
Roll Call: Lachawiec: No, Wetter: Yes, Tredy: Yes

ADJOURN

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

Signed and Submitted:

Diane B. Ambrosio, RMC
Township Clerk

Date