

MEETING MINUTES

**TOWNSHIP OF OCEAN
COUNTY OF OCEAN
BUSINESS MEETING
May 30, 2013**

Call to Order

ROLL CALL: LACHAWIEC X TREDY X WETTER X

Flag Salute

STATEMENT: Pursuant to the provisions of the New Jersey Open Public Meeting Act, adequate notice of this meeting was properly provided by sending a copy of the Notice of Meeting to two newspapers, The Asbury Park Press and the Press of Atlantic City. The Notice was posted at the office of the Township Clerk

Committeeman Lachawiec discussed this meeting should be reclassified as a Special Meeting and not a Regular Meeting.

Deputy Mayor Tredy discussed the matter will be checked with the Township Attorney.

RESOLUTION 2013-178: authorizing the Township Committee to retire into Executive Session for the purpose of discussing: Contractual, Litigation, and Personnel matters
Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.
Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

PUBLIC PORTION:

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

No public present.

Committeeman Lachawiec discussed there is no public because this is not a regularly scheduled meeting.

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

- 2013-179 Resolution releasing escrow money in the amount of \$71.40 to Block 130, Lot 9
- 2013-180 Resolution transferring Michael Matelski from dispatch to Special Police Officer Class II
- 2013-181 Resolution appointing Pamela M. Reimers and David L. Kurinsky III as part-time dispatchers
- 2013-182 Resolution increasing the Temporary Operating Budget \$2,026,000.00
- 2013-183 Resolution increasing the Temporary Sewer Operating Budget \$371,000.00
- 2013-184 Resolution increasing the Temporary Water Operating Budget \$171,000.00

Motion to approve Resolutions 2013-179, 181, 183 and 184 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

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

Committeeman Lachawiec requested discussion on Resolution 2013-180 and 2013-182 and inquired if Michael Matelski has been to the Police Academy yet?

Township Administrator Breeden discussed Mr. Matelski will be going to the Police Academy as a Special Police Officer Class II.

Deputy Mayor Tredy discussed individuals must be appointed as Police Officers before they can attend a Police Academy and have to be appointed as a Class II before you can go to a Class II school.

RESOLUTION 2013-180: Resolution transferring Michael Matelski from dispatch to Special Police Officer Class II.

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

Committeeman Lachawiec objected to the motion and inquired why the Township hired two people last year as full-time, full-pay police officers in order to attend the Police Academy and this year the Township does not have to.

Township Administrator Breeden discussed there are different types of academies. There is a regular police academy and academies for Class I and Class II. Mr. Matelski is being sent to Class II. Class II has all the power and authority of a regular Police Officer that carries a weapon.

Township Attorney McGuckin discussed Class II officers are paid less and receive no benefits.

Committeeman Lachawiec discussed last year two persons were hired, who had not been to Class II school to be full-time police officers and to go to the Police Academy for full-time Police Officers.

Township Administrator Breeden discussed there are separate academies. There is an academy for a regular Police Officer and there are academies for Class I and Class II. Class I is for an officer that does not carry a weapon and enforces parking and local ordinances. Class II is full power.

Township Attorney McGuckin discussed there is a separate Class I academy. The Class II academy can also be hired as a full-time Police Officer after the academy training has been completed. The individual must be employed by the municipality in order to attend the academy.

Deputy Mayor Tredy discussed Committeeman Lachawiec voted in favor of the two police officers last year.

Committeeman Lachawiec discussed not knowing the answers to these questions until today.

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

RESOLUTION 2013-182: Resolution increasing the Temporary Operating Budget
\$2,026,000.00.

Township Administrator Breeden discussed in the 2012 calendar year the Township's operating municipal budget was approximately \$10 million. On January 1, 2013, the Temporary Operating Budget represented 25% of the 2012 budget. A resolution for the Temporary Budget is approximately \$2 million. When all temporary budget resolutions for 2013 are added up it comes to \$5.2 million, which is approximately 50% of last year's budget.

Motion approve Resolution 2013-182 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Committeeman Lachawiec requested a discussion on the motion. The budget has not even been introduced yet.

Township Administrator Breeden discussed the Township has not introduced the 2013 Fiscal Year Budget. There is one significant item of anticipated revenue. This issue could be resolved.

Committeeman Lachawiec inquired if there was an official impediment or state law stating the Township could not introduce the budget.

Township Administrator Breeden discussed the state reviews the budget. If there is an anticipated revenue item, there must be documentation and back up to demonstrate the Township will be receiving

the revenue. The reason for Closed Session today is to resolve that concern and get the needed documentation.

Committeeman Lachawiec inquired what budget is the state is reviewing.

Township Administrator Breeden discussed the state is not reviewing anything yet. Once the budget is introduced, the state reviews the introduced budget between introduction and adoption, which is within about 30 days.

Committeeman Lachawiec discussed if the Township keeps spending more money without having a budget, this could go on until December.

Township Administrator Breeden discussed the state will not allow the Township to not have a budget until December.

Committeeman Lachawiec discussed the budgets are supposed to be completed earlier than now or the Township could be fined.

Township Attorney McGuckin discussed the state can notify the Township to introduce the budget or be subject to a fine. The state has not notified the Township of Ocean or most of the shore communities.

Township Administrator Breeden discussed the state is very flexible, especially if there are outstanding items that significantly impact the budget.

Roll Call: Lachawiec: No, Tredy: Yes, Wetter: Yes

Motion to move into Closed Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

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

Motion to move into Open Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

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

RESOLUTION 2013-185: authorizing consenting for the Phase II Senior Housing Project in accordance with the Township's Redevelopment Agreement with Coastal Redevelopment Partners LP. The Township previously entered into an agreement with Coastal. In accordance with the terms, the Township may in its discretion consent to portions of the project being undertaken by experienced, successful developers. MBI Development is to develop an age-restricted 100% affordable housing development as part of Phase II for the construction of 76 units of affordable housing. Said project is consistent with the Township's 2008 Housing Plan

Element and Fair Share Plan. The Township Committee wishes to support and authorize the Phase II project.

Therefore be it resolved the Township hereby consents to the construction of the 100% affordable senior apartment complex in the Waretown Town Center Phase II portion of the property.

Be it further resolved this resolution is conditioned upon an amendment being entered into between the Township of Ocean and Coastal Redevelopment Partners with respect to the Redevelopment Agreement. This resolution is to be forwarded to the parties of interest.

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

RESOLUTION 2013-186: authorizing the Mayor to execute the agreement with MBI Development Company for the project as mentioned.

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

ORDINANCE NO. 2013-17 – First Reading

An Ordinance of the Township of Ocean, County of Ocean, State of New Jersey, authorizing an amendment to the Township's Redevelopment Agreement with Coastal Redevelopment Partners LP

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

Motion to move into Closed Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

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

Motion to move into Open Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

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

Committeeman Lachawiec inquired if a motion to adjourn is needed at a public meeting.

Deputy Mayor Tredy discussed a motion to adjourn is not needed. The Chairman can adjourn the meeting.

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

Signed and Submitted:

Diane B. Ambrosio, RMC
Township Clerk

Date