

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN BUSINESS MEETING October 9, 2014

Call to Order

ROLL CALL: LACHAWIEC X WETTER X TREDY 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.

Committee Reports

Mayor – Dennis F. Tredy

1. Lagoon Dredging

This coming Saturday, I have been invited to attend the Barnegat Beach Civic Association meeting to discuss the issue of dredging. Tonight, I would like to take an opportunity to address the topic since it has a direct impact on many residents of Waretown.

Our community has numerous lagoons and bayfront areas that must be maintained in order to have safe marine navigation. While dredging of the lagoons has always been a concern, Superstorm Sandy appears to have made matters much worse along the bay. Unfortunately, there is NO financial assistance being offered by the state or federal government to fund dredging efforts required as a result of Superstorm Sandy.

Dredging work requires permits and a close working relationship with certain governmental agencies, namely the state Department of Environmental Protection and the federal Army Corp of Engineers. According to the Township Engineer, the Township does have active dredging permits in force, however, those permits may offer only limited relief regarding our present dredging needs. The Township Engineer is researching exactly how our active permits could be of assistance to address our short term dredging concerns.

Over the long term, the Township must develop a comprehensive plan to handle the dredging of our lagoons. Two important aspects of that plan are funding mechanisms along with identifying a spoils site for dredge material. While financial assistance for dredging projects is extremely limited, there are possible programs being offered by the United States Department of the Interior along with the state Division of Fish and Wildlife that provides funding for dredging projects that create, expand or enhance wetlands. These new and innovated programs can be of great assistance to Waretown as they could be very helpful with resolving our financial and spoils site issues. I would urge the Committee tonight to authorize the Township Engineer to engage in the necessary work needed to develop a short and long term plan to properly manage dredging of the Waretown lagoons and bayfront.

The Township of Ocean is committed to maintaining lagoons that allow for safe recreational and commercial boating. We fully recognize the value of our bayfront and related marine industry and will take the necessary steps to develop a viable and fiscally responsible plan to address the ongoing dredging concerns of the lagoons.

2. Township of Ocean - October Events

The 16th Annual Haunted Hayride will take place next weekend October 17 & 18, 2014 from 7pm–10pm at the Waretown Lake & Recreation Area. All proceeds will benefit the Waretown Volunteer Fire Department and Founder's Day events.

There is a skit contest and at this time, there are 9 skits registered. The prizes range from 1st prize \$450.00 gift card to 7th prize \$25.00

Trunk or Treat - October 31, 2014 – The location has been moved to the Town Hall Parking Lot. Railroad Avenue will be closed from Town Hall to the School. Parking for the cars to participate in the Trunk or Treat will be from 5pm – 6pm and Trunk or Treating will take place from 6pm – 8pm.

There will be a movie playing in the Waretown Volunteer Fire House Hall during the event.

If you would like to donate candy there are several locations to drop off candy, Waretown United Methodist Church, Fire Company, Greenbriar Clubhouse, St. Stephen's Church, Town Hall and the Police Department.

There will be prizes for the best decorated trunks donated by Shop Rite.

Parking for the event will be at the schools. There will be spaces allocated for Handicap parking for vehicles with placards.

The annual Flu Clinic will be on October 16, 2014, from 10am-12pm at the Community Center.

Deputy Mayor – Tina Wetter

1. Traffic Signal - Route 9 and Pancoast Road

As previously discussed, the Township, with the assistance of Greenbriar residents, were successful with securing a new traffic signal for the Route 9 and Pancoast Road intersection. Currently, the New Jersey Department of Transportation's legal department is finalizing required documents needed for approval of the traffic light. Also, the traffic and electrical design and analysis element of the project has commenced and once that is completed, an electrical service request will be directed to the Township in order to be properly processed by JCP&L. The New Jersey Department of Transportation handles all aspects of this work along with assuming the majority of the cost of the new signal.

This work is anticipated to take a few months to accomplish, but the project is steadily moving forward and we are hopeful for a new traffic signal at this intersection during the first half of 2015.

Committeeman – Joseph Lachawiec

Committeeman Lachawiec does not recall the Township Committee ever talking about Ordinance 2014-08 before. The ordinance changes the code regarding the Police Department. The last sentence of the ordinance reads “in addition, before any member of the department may register or be scheduled to attend any training session or course outside of the territory or jurisdiction of Ocean Township, same must be approved by an appropriate authority”. Committeeman Lachawiec inquired who the appropriate authority is.

Mayor Tredy discussed the appropriate authority would be the Chairman of the Police Department.

Administrator Report

Administrator – David Breeden

- Best Practice Submittal to the State of New Jersey

Since 2010, all local governments in the state of New Jersey have been required to complete and publicly discussed a Best Practice Worksheet, in order to receive 100% of the state aid. For the Township of Ocean for 2014, the amount of state aid is approximately \$606,000. The result of that worksheet or questionnaire will be a determination of whether or not the Township receives 100% of the state aid.

Since 2010, the Township has been successful in answering the worksheet, regarding best practices in order to obtain 100% of state aid. The Township Committee is pleased to report that once again, the Township of Ocean has accomplished the goal of answering enough questions affirmatively to receive 100% of the state aid for 2014, which is approximately \$606,000.

To comply with Local Finance Notice 2014-16, Township Administrator Breeden will discuss each element of the worksheet in order to fully comply and fulfill the requirements mandated by the state. The worksheet consisted of 50 questions broken down into several categories. The categories are General Management, Finance and Audit, Purchasing, Budget Preparation and Presentation, Health Insurance and Personnel.

A sample of the questions is whether the Township is aggressive in pursuing shared services. Since 2010, the Township of Ocean and the Township of Barnegat have a proven track record of meaningful and far reaching shared service agreements, which yield both operational and financial benefits to both towns. In 2010, when discussions were initiated between Barnegat and Ocean regarding shared services, there was a consensus that merger consolidation did not represent the best interest of both Townships. Each Township is special and unique and has its own special characteristics. As a result, the best way to save money and enhance services is through shared services.

Committeeman Lachawiec discussed a lot of people believe when the Township receives state aid, it is a gift from the state. It is the Township's money that passes through the state. The state skims a good portion of the money, gives it to the Township and calls it state aid. This money comes from franchise fees. Up until a few years ago, towns would generate money with property taxes and franchise fees from the telephone, gas, electric and utilities companies.

Township Administrator Breeden discussed state aid to municipalities peaked in 2009. In 2010, as a result of economic conditions and the adverse state budget, state aid to both municipalities and school drastically dropped. Since 2010, state aid to schools has steadily increased to record levels. State aid to municipalities has stayed the same since 2010. Committeeman Lachawiec's observations are correct, however, Ocean and Barnegat Townships have been a leader in the state with respect to shared services, which yields cost savings. Anyone saying Ocean and Barnegat Townships will merge has been misinformed. That is not going to happen.

Ordinance 2014-08, Second Reading, Public Hearing. This ordinance was approved on First Reading by a vote of 3-0 on September 11, 2014. The Township was made aware of late today of a letter from the legal counsel for the Local PBA, expressing concerns over this ordinance. As a result, in the spirit of cooperation and respect for the Local Police Department, this ordinance will be tabled for 30 days to allow the Township Attorney and the attorney representing the PBA to discuss the issues surrounding this ordinance with the hopes of having it voted on in November or December.

Committeeman Lachawiec inquired why the Township is amending this ordinance.

Mayor Tredy discussed Committeeman Lachawiec voted on this ordinance last month.

Township Attorney McGuckin discussed if there is a public hearing next month, there will be a public discussion.

Resolution 2014-305 authorizing the Township to submit a grant for the 2015 NJ Dept. of Transportation paving grant. Since 2010, the Township of Ocean has received over a half million dollars for paving assistance. This money comes out of the state Transportation Trust Fund.

Resolution 2014-306 appointing a utility worker to permanent full-time status, replacing a utility worker that passed away in August.

Resolution 2014-307 and 308 are shared-service agreements with the County of Ocean for law enforcement activity. The County will reimburse the Township \$55.00 per hour when Township Police personnel are engaged in the activity outlined in both resolutions.

Resolution 2014-309 awarding a state contract for the purchase of three 2015 police interceptors, fully equipped for patrol. This makes four (4) patrol vehicles that will be purchased for the Police Department. Based on Township records, that is the most vehicles ever purchased for patrol in one year.

Resolution 2014-310 hiring a full-time dispatcher. The dispatcher is currently part-time and is replacing a vacancy as a result of a full-time dispatcher leaving the Township.

Resolution 2014-312 authorizing the Police Department to purchase a communication logging recorder in the amount of \$31,000. This will replace a recorder that is in desperate need of replacement and has greatly exceeded the useful life.

Resolution 2014-313 through 318 awarding various grants to the Township of Ocean for Sandy Recovery efforts and Planning and Zoning. Initially the Township received a grant in the amount of \$30,000. The Township was successful in completing that grant. The Township now receives grants in excess of \$200,000 to make the Township more resilient for future storm events.

Resolution 2014-334 requesting Professional proposals. There are 30 professional positions mostly legal, engineering and professional planning. The proposals are due the first week in December.

Resolution 2014-336 is a change order for the 2013 Department of Transportation paving grant. The initial amount of the contract was approximately \$153,000. The change order will decrease the amount of the project by \$18,000 down to \$135,569.

Resolution 2014-340 and 341 are NJ Environmental Infrastructure Trust (NJEIT) funding. As a result of Superstorm Sandy, there was funding available by the state of New Jersey. NJEIT placed a priority on the communities that suffered damage as a result of Superstorm Sandy. The Township of Ocean submitted a grant application for two (2) permanent generators at the water treatment plant and Well 5 and two portable generators for sewer pump stations throughout the community. The amount of this grant can be up to \$1 million. These two resolutions provide interim financing to the Township to secure the generators in a timely fashion. NJEIT will reimburse the Township for any funds expended during that time period.

The Township has received over \$600,000 in principal forgiveness in addition to over \$2 million in no-interest loans. The amount of capital improvement work needed on the water/sewer infrastructure is considerable. When the Township assumed the responsibility of the MUA, the Township received a list of 30-50 projects amounting to over \$30 million.

PUBLIC PORTION:

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

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

John Petrosilli, 11 Vessel Road, inquired if the grant money for the Master Plan is not used in its entirety, does it go to the general fund.

Township Administrator Breeden discussed the Township must demonstrate to the state of New Jersey that the grant money has been spent. It is approximately \$225,000 worth of grants. If only \$220,000 has been spent, the Township will have to reimburse the state \$5,000.

Mayor Tredy discussed many projects the grant money is used for are required and usually paid for by the Township on its own.

Township Administrator Breeden discussed most of the projects deal with planning and preparation for future disasters. The Planning Board and Zoning would be actively involved in the process. Much of this work would have to be done by the Township on its own. In this case, some of it will be funded by the state, which is beneficial to the Township.

Officer Andrew Ridsen, President, PBA 371, thanked Township Administrator Breeden for his reassuring words. Based upon the rumors between Waretown and Barnegat, Officer Ridsen would like to take this opportunity to thank the Township Committee for reconsidering Ordinance 2014-08, amending Chapter 61-6 of the codified ordinances. Mr. Ridsen is looking forward to working with Township Administrator Breeden.

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

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

Approval of the Meeting Minutes dated August 14, 2014, September 11, 2014 and September 29, 2014

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

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

RESOLUTION 2014- 304 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$1,159,763.89

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

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

ORDINANCE NO. 2014 – 8 – Second Reading – Public Hearing

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 61 OF THE CODIFIED ORDINANCES OF THE TOWNSHIP OF OCEAN

Township Attorney McGuckin discussed receiving a letter this afternoon from the Attorney of the PBA and spoke to the Attorney at 5:30 pm. The Attorney respectfully requested tabling the Ordinance for a few weeks. Township Attorney McGuckin requested the Township Committee carry the ordinance to a date certain, not just carry. There will be no additional public notice. The Second Reading will be carried to the next meeting of November 13, 2014.

Motion to table Ordinance 2014-08 until November 13, 2014 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.

- 2014-305** Resolution authorizing to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for Oregon Avenue for Improvement Project
- 2014-306** Resolution authorizing the appointment of Utility Worker, Anthony O'Hara
- 2014-307** Resolution authorizing the Execution of Shared Service Agreement with the County of Ocean Pursuant to N.J.S.A. 40:8A-1 ET. Seq for the Prosecutor's Program, Driving While Intoxicated Enforcement Program
- 2014-308** Resolution authorizing the Execution of Shared Service Agreement with the County of Ocean Pursuant to N.J.S.A. 40:8A-1 ET. Seq for the Prosecutor's Program, Drug Recognition Expert Callout Program
- 2014-309** Resolution authorizing the purchase of 2015 Police Interceptor vehicles on State Contract #82925 from Winner Ford
- 2014-310** Resolution authorizing the hiring of Jennie Hollingsworth as a full time dispatcher
- 2014-311** Resolution authorizing the Mayor and Clerk to execute the Ocean County Recycling Center Use and Revenue Sharing agreement
- 2014-312** Resolution authorizing Police Department to purchase One Eventide Nex Log Communication Logging Recorder on State Contract #83891 Commodity #19
- 2014-313** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$50,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for the Master Plan Reexamination and Update
- 2014-314** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$50,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for Develop Geographic Information System
- 2014-315** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$25,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for the Permit Application Process
- 2014-316** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$20,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for the Waterfront Zoning Update
- 2014-317** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$50,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for the Update Floodplain Management Plan Master Element
- 2014-318** Resolution authorizing an insertion of an item of revenue in the 2014 Budget in the sum of \$30,000 for the DCA Community Development Block Grant Disaster Recovery Program through the Post Sandy Planning Assistance Grant Program for the Development of a Capital Improvement Plan
- 2014-319** Resolution authorizing the release of escrow money held in Mackres Family LLC, Block 41, Lot 38.02
- 2014-320** Resolution authorizing the release of escrow money held in Paul and Kathleen Kavka, Block 220, Lot 22.01
- 2014-321** Resolution recognizing that the month of October 2014 is declared Breast Cancer Awareness Month and proclaims that the 15th of October 2014 is "Pretty in Pink Day" in Ocean County

- 2014-322** Resolution recognizing the month of October 2014 is hereby declared as Domestic Violence Awareness Month
- 2014-323** Resolution recognizing the week of October 13 – 17, 2014 is declared as National Health Education Week
- 2014-324** Resolution recognizing the week of October 23 – 31, 2014 is declared Red Ribbon Week with the theme Love Yourself, Be Drug Free
- 2014-325** Resolution recognizing that September 2014 is hereby recognized as “National Preparedness Month” in Ocean County and encourages all citizens and organizations to take action to become better prepared for any disaster or emergency
- 2014-326** Resolution recognizing that September 2014 as Fruits and Veggies Month in Ocean County and will continue to promote and encourage healthy eating
- 2014-327** Resolution recognizing that September 2014 as National Childhood Obesity Awareness Month in Ocean County and will continue to promote and encourage healthy eating and exercise in an effort to prevent childhood obesity
- 2014-328** Resolution recognizing September 2014 as Hunger Action Month more than 131,600 individuals in Monmouth and Ocean Counties rely on food provided by the Foodbank of Monmouth and Ocean Counties annually
- 2014-329** Resolution recognizing and hereby proclaims the day of September 28, 2014 as World Rabies Day and encourages all residents to vaccinate their pets and become educated on the risk factors and warning signs of rabies
- 2014-330** Resolution canceling taxes to 4 Mantoloking Lane as he is a totally disabled veteran and qualifies for property tax Exemption
- 2014-331** Resolution authorizing a Lien be placed on 209 6th Street in the amount of \$267.23 for property maintenance
- 2014-332** Resolution authorizing a Lien be placed on 361 Tuscarora Avenue in the amount of \$90.62 for property maintenance
- 2014-333** Resolution authorizing a Lien be placed on 54 Central Avenue in the amount of \$90.62 for property maintenance
- 2014-334** Resolution authorizing the Township to go out for Request for Proposals for professionals for the year 2015
- 2014-335** Resolution authorizing the a refund to Surety Abstract Ventures for overpayment in the amount of \$19,000
- 2014-336** Resolution authorizing Change order No. 2 – final Change Order – for 2013 NJ DOT Municipal Aid Road Program Improvements to Caldwell Road
- 2014-337** Resolution authorizing a Utility Credit for 36 Cape May Court in the amount \$42.65
- 2014-338** Resolution authorizing refund to Mark Properties LLC regarding a lien in the amount \$475.76
- 2014-339** Resolution authorizing the cancelling of taxes due to 7 Fair Haven Way is a totally disabled Veteran

Motion to approve Resolutions 2014-305 through 2014-339 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.
Roll Call: Lachawiec: Yes, Wetter: Yes, Tredy: Yes

Resolution 2014 – 340

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR AN INTERIM PROJECT CONSTRUCTION LOAN FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST UNDER THE 2015 FINANCING PROGRAM

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

Resolution 2014 – 341

RESOLUTION OF THE TOWNSHIP OF OCEAN, IN THE COUNTY OF OCEAN, NEW JERSEY, DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR PROJECT COSTS FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE 2015 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

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

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

Motion to approve Matthew Ambrosio, Jr. to the New Jersey State Firemen's Association

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

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

Motion to approve: the below listed dates in 2014 for the use of the Community Center and Waretown Memorial Recreation Park:

1. Maureen Barte – November 2, 2014
2. Claire Mundt – November 9, 2014
3. Lydia Todd – October 4, 2014
4. BSA Troop 26 – Boyscout Thanksgiving Feast – Nov 20 & 21, 2014
5. John Surace – October 12, 2014
6. Kelly Stefanelli – October 5, 2014
7. John Surace – October 25, 2014
8. Waretown Historical Society – June 12, 2015 – Music in the Park
9. Daisy Troop 225 – 1st & 3rd Friday – 2014 - 2015

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

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

Next Meeting – November 13, 2014 at 6:30 pm

Adjournment:

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
Municipal Clerk

Date