

MEETING MINUTES

**TOWNSHIP OF OCEAN
COUNTY OF OCEAN
BUSINESS MEETING
September 14, 2017
7:00 pm**

Call to Order

ROLL CALL: LoParo X Collamer 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

Committee Reports

Mayor – Tina Wetter

Police Department - Ordinance 2017-10 and 2017-11. Tonight the Township will hold the public hearing on these ordinances to establish a procedure for promotions to the position of Chief of Police. This is the first step in filling this position. The Township will continue working with the New Jersey Chief's Association for moving the process forward at this time.

Also on tonight's agenda, is the public hearing for the ordinance implementing the proposed Rules and Regulations provided by the Township's Accreditation Consultant, the Rodgers Group. These will replace the Rules and Regulations adopted in 1983. This is also a part of the Police Accreditation process.

Resolutions 2017-278 & 2017-279. These are Resolutions that are done annually to enter into Shared Services Agreements with the Ocean County Prosecutor's Office regarding Drug recognition Expert Callout Program and the Driving while Intoxicated Enforcement Program.

The DWI/DRE programs are aimed at detecting and arresting impaired drivers throughout Ocean County. During times where manpower is needed for enforcement, members of our Police Department will be called upon to assist. Officers will be paid by money from the DWI/DRE grant which has been designated by the State of New Jersey, the Ocean County Prosecutor's Office and the Board of Chosen Freeholders.

Resolution 2017-280. The Police Department through the Office of Emergency Management applied for a grant to replace the Township generator. This grant is through the 966 funding. This will replace the 23 year old generator that powers the Police Department, Town Hall, and Fire Department. The generator at this time has an oil leak and has performed beyond its useful life. The Township will receive reimbursement for the cost of the generator, which is \$71,464.74.

Deputy Mayor – Dan Collamer

Ordinance 2017-13 – First Reading – Escrow. This ordinance, when adopted, would create a provision within the Township Code, making it a violation of the Township ordinances to fail to replenish an escrow account of an applicant. The ordinance can be enforced in the Township Municipal Court which would provide an easier and less expensive alternative for the Township to compel applicants into compliance in lieu of the Township Attorney's office to institute legal action against the developers. The public hearing on this ordinance will be at the October 12th meeting.

Resolution 2017-286. This resolution is to approve the removal of an unsafe structure on Township property. There were quotes obtained. The building was falling down and the Construction Official reviewed and deemed it unsafe.

Tractor Supply is still moving along. They have posted all bonds and escrow fees necessary to start the project. They need one additional Department of Environmental Protection permit (wetlands) and a Department of Transportation access permit. Once they are granted they will be moving forward.

Dunkin Donuts Drive-Thru. The project includes the construction of a pad site closest to the intersection of Route 9 and Volunteer Way. The plans have been signed and we anticipate the start of this project in the coming weeks.

Committeeman – Ben LoParo

Tonight there is a public hearing on the ordinance requiring a security deposit for the Engle Sprague Community Center on 11th Street. There will be a \$100 deposit for event rentals. It will not apply to non-profit organizations. The security deposit will be returned if there is no damage.

Pebble Beach Paving. The final coat paving will begin after Labor Day and will be complete by October 15, 2017. Any remaining restoration will also be completed.

End of Grand Bay Harbor Drive. Due to the ongoing erosion at the street end and due to the undermining of the pavement of the street and drainage pipe, the Township has hired a bulkhead company to construct a gabion basket retaining wall. The gabions are to be fastened to the existing grade to prevent migration of soils. This project has been discussed for many years to alleviate flooding in this area and to fix the drainage and drainage pipe in this area.

The Township is aware that the area is deemed by the State of New Jersey as a fishing area. This area will not block people from fishing. People will be able to continue fishing at the end of the street. The Township believed it was not necessary to have a permit for the project. The NJ Department of Environmental Protection was contacted and did not agree with the Township's assessment and has stopped the project from moving forward. The Township is in the process of submitting payment for the permit to move forward. Nothing can be done until the permit has been approved and received. The stone will remain at the site until the permit has been received. The Township is in discussions with the Department of Environmental Protection, who has stated since the Township is moving forward with the project, the stone can stay.

The Ocean Township Board of Education lost \$139,000 in school funding from the State of New Jersey. The School Board manipulated the numbers so there will be no increase to the taxpayer.

PUBLIC PORTION:

Motion to open Public Comment was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Thomas Flood, 381 Tuscarora Avenue, inquired about the street name in Committeeman LoParo's report.

Committeeman LoParo discussed it is the street end of Grand Bay Harbor Drive.

Mr. Flood thanked the Township Committee for voting against the PILOT (Payment in Lieu of Taxes) program for the new construction site on Route 9.

Joan Finn, 26 Ocean Grove Lane, inquired if there is a number recorded at the Township of how many Superstorm Sandy survivors are not yet back in their homes or are back in their homes.

Deputy Mayor Collamer discussed the Construction Office probably has that number.

Committeeman LoParo discussed he does not think the Township is required to keep that statistic.

Ms. Finn inquired where Superstorm Sandy survivors are they referred to.

Mayor Wetter discussed nobody has come to her, but they might have gone to the Construction or the front office. Township Administrator/Clerk Ambrosio is not here tonight to answer those questions.

Committeeman Collamer discussed Deputy Clerk Giardino will give Township Administrator/Clerk Ambrosio the message.

John Petrosilli, 11 Vessel Road, inquired how the Township gets reimbursed for the house demolition.

Committeeman Collamer discussed it is the Township's property. It is the Township's responsibility.

Mike Villanova, 26 Walnut Street, discussed he is here today on behalf of the Waretown Pickleball Players, who play Tuesdays and Thursdays at Sands Point Park, from 9:00 am to 1:00 pm. Play is open to everyone from novice to advance players. Mr. Villanova thanked the Recreation Department, Department of Public Works and Township Committee for providing a place to play, lining the existing tennis court, installing wind screens and designating specific days and times for scheduled pickleball games.

Mr. Villanova requested the Township Committee consider installing dedicated pickleball courts at Sands Point Park. This can be accomplished by converting the existing single tennis court into four (4) pickleball courts. The existing surface would need repainting and relining. The tennis court and posts would have to be removed and replaced with eight (8) poles and four (4) secure pickleball nets. To preserve the surface of the new courts, Mr. Villanova suggested a lock be installed on the gates, with a key available at the Police Station. This would discourage activity on the courts that could damage the surface such as bike riding, skateboarding, unleashed dogs, littering, etc. The Pickleball players often have to remove broken glass and other debris, before setting up to play.

Mr. Villanova is hoping the Recreation and Public Works Department can provide cost estimates to the Township Committee for the new pickleball courts. Mr. Villanova will work with the Recreation and Public Works departments to determine the best layouts for the new courts and the most effective use of the space. There are issues with sun glare on the courts, which can be reduced by repositioning the courts. The glare is especially difficult during late afternoon and evening play. A simple 90 degree turn would be a great help.

By installing pickleball courts, the Township will be providing residents with more opportunities to play the sport in town and eliminate the need for residents to travel to other towns to find open courts.

Committeeman LoParo discussed Public Works Superintendent Ambrosio is getting estimates in conjunction with the Recreation Department on changing the pickleball courts around. Once the estimates are received, Committeeman LoParo will discuss it with Mr. Villanova.

Motion to close Public Comment was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Resolution 2017-276 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$2,331,520.50

Motion to approve Resolutions 2017-276 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Ordinance 2017-10 –Second Reading – Public Hearing

ORDINANCE OF THE TOWNSHIP OF OCEAN, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING THE PROCEDURE FOR PROMOTIONS TO THE POSITION OF CHIEF OF POLICE FOR THE OCEAN TOWNSHIP POLICE DEPARTMENT

Motion to open Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

No comment from the public.

Motion to close Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Motion to approve Ordinance 2017-10 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Ordinance 2017-11 –Second Reading – Public Hearing

ORDINANCE OF THE TOWNSHIP OF OCEAN, OCEAN COUNTY, NEW JERSEY, ADOPTING RULES AND REGULATIONS GOVERNING THE OCEAN TOWNSHIP POLICE DEPARTMENT

Motion to open Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

John Petrosilli, 11 Vessel Road, inquired if the prior Police ordinance is being replaced by this ordinance, as far as operating procedures.

Township Attorney McGuckin discussed the Police Department has a Standard Operating Procedure, which governs certain day-to-day operations. The Rules and Regulations are part of the overall governing of the Police Department. That is why the Rules and Regulations are adopted by ordinance, by the Governing Body. It does not replace everything. It replaces the old Rules and Regulations with the new ones. The last Rules and Regulations were adopted in 1983.

Mr. Petrosilli discussed the Rules and Regulations he reviewed earlier today were broad stroked. This has nothing to do with promotions or how the officers are promoted or how officers are selected.

Township Attorney McGuckin discussed it is all done by ordinance.

Mr. Petrosilli inquired if the Township is actively looking for a Police Chief.

Committeeman LoParo discussed the ordinance was just approved tonight. A procedure has been put in place to hire a Chief of Police.

Motion to close Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Motion to approve Ordinance 2017-11 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Ordinance 2017-12 –Second Reading – Public Hearing

ORDINANCE OF THE TOWNSHIP OF OCEAN, OCEAN COUNTY, NEW JERSEY, AMENDING CHAPTER 262 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF OCEAN RELATING TO THE RENTAL OF THE TOWNSHIP OF OCEAN COMMUNITY CENTER

Motion to open Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

No public comment.

Motion to close Public Hearing was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Motion to approve Ordinance 2017-12 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Ordinance 2017-13 – First Reading – Title Only

Ordinance of the Township of Ocean, County of Ocean, State of New Jersey, Amending Chapter 209 to Create Section 209-48 entitle “Appropriate Escrow Account to be Maintained by Applicant”

Motion to approve Ordinance 2017-13 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Resolution 2017-277

Resolution Determining the form and other Details of General Improvement Refunding Bonds of the Township of Ocean, In the County of Ocean, New Jersey, and provide for the Sale and the Delivery of Such General Improvement Refunding Bonds

Motion to approve Resolution 2017-277 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

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.

- 2017-278 Resolution of the township of Ocean, County of Ocean, State of New Jersey, authorizing the Execution of Shared Services Agreement with the County of Ocean pursuant to N.J.S.A 40:8A-1 ET seq. for the Drug recognition Expert Callout program
- 2017-279 Resolution of the township of Ocean, County of Ocean, State of New Jersey, authorizing the Execution of Shared Services Agreement with the County of Ocean pursuant to N.J.S.A 40:8A-1 ET seq. for the Driving While Intoxicated Enforcement (D.W.I.E.P)
- 2017-280 Resolution authorizing the purchase of a Diesel Generator from EMR Power Systems, LLC, State Contract #A81474 in the amount of \$71,464.74 – Funded by 966 grant
- 2017-281 Resolution authorizing the hiring of part-time Meter Readers at \$10.00 per hour, hours worked
- 2017-282 Resolution of the Township of Ocean, County of Ocean, State of New Jersey Proclaiming September 17 – 23, 2017 as Constitution Week
- 2017-283 Resolution appointing Nicole Clune, Alternate Registrar
- 2017-284 Resolution authorizing change order No. 2 for the Water Contract for Pebble Beach Water/Sewer Main Replacement Project overall decrease of 5.88 percent
- 2017-285 Resolution authorizing change order No. 3 for the Sanitary Sewer Contract for Pebble Beach Water/Sewer replacement project overall increase 7.81 percent
- 2017-286 Resolution awarding a contract to Higgins Trucking for Demolition of Unsafe Structure, Dogwood Lane in the amount of \$10,000.00
- 2017-287 Resolution authorizing release of escrow money, Block 180, Lot 11 in the amount of \$7.08
- 2017-288 Resolution authorizing release of escrow money, Block 239, Lot 48 in the amount of \$951.25
- 2017-289 Resolution authorizing release of escrow money, Block 33, Lot 31 in the amount of \$202.00
- 2017-290 Resolution authorizing release of escrow money, A Team Concrete in the amount of \$1,298.94
- 2017-291 Resolution authorizing a refund of overpayments in Tax Office for Block 93, Lot 1.02 in the amount of \$921.65

- 2017-292 Resolution authorizing a refund of overpayments in Tax Office for Block 57.09, Lot 9 in the amount of \$1,536.98
- 2017-293 Resolution authorizing a refund of overpayments in Tax Office for Block 57.13, Lot 6 in the amount of \$1,906.07
- 2017-294 Resolution authorizing a refund of overpayments in Tax Office for Block 57.26, Lot 29 in the amount of \$5,122.36 – Totally disabled Veterans Tax Exemption
- 2017-295 Resolution authorizing a refund of a new water meter purchased for 112 Atlantic Avenue in the amount of \$265.00
- 2017-296 Resolution authorizing to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for Adriatic Avenue

Motion to approve Resolutions 2017-278 through 2017-296 was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.
Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Motion to approve the below listed dates in 2017 for the use of the Community Center and Waretown Memorial Recreation Park:

1. Michael Kaveney – September 2, 2017
2. Tinkergarten – September 7 – November 11, 2017
3. Annette Bonfonti – September 16, 2017 & December 17, 2017
4. Diane Fyrbert – September 17, 2017
5. Daniel Collamer – October 1, 2017
6. Rose Clermont – October 7, 2017
7. Boy Scouts of America Troop 26 – November 17 – 19, 2017

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

Motion to Approve application to use County Road – Trident Multisport Bike Race, Wells Mills Road on September 24, 2017 9:00 am – 11:00 am was moved by Deputy Mayor Collamer, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Collamer: Yes, Wetter: Yes

Next Scheduled Meeting October 12, 2017 – 7:00 pm

Adjournment

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

Signed and Submitted:

Diane B. Ambrosio, RMC
Municipal Clerk

Date