

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN BUSINESS MEETING January 23, 2020

Call to Order

ROLL CALL: LOPARO X DODD X BAULDERSTONE 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

Items for Discussion:

1. Bryant Road Park/Old Fishing Station

Township Administrator/Clerk Ambrosio discussed the Township purchased the Bryant Road Park / Old Fishing Station property. The Township is moving forward with the Green Acres funding. When the Township purchased the property, one of the stipulations with the New Jersey Department of Environmental Protection (NJDEP) was the Township would rectify all items that were illegal on the property. That agreement was made in order for the NJDEP to abate the fines.

One of the items the NJDEP required is that the Township give them a plan of what the Town wants to do on the property, prior to doing anything on the property, besides removing the buildings and illegal items. The Township has to decide what to do with the longer dock. There is the long dock and the short dock with the boat ramp. The NJDEP said the Township cannot close the boat ramp. The boat ramp has to stay. The little dock is legal and has all the permitting, which the Township wants to keep. The beautiful dock was built after Superstorm Sandy with FEMA money. The second dock is in major disrepair. The Township will have to remove the illegal docks that were put in later. Township Administrator/Clerk Ambrosio recommended taking down that dock so the Township does not have to continue maintenance and the handling of that pier. The Township will have to go out for an RFP or bid to have it removed.

Committeeman LoParo discussed the Township should keep the small dock and inquired if the Township can go out to bid today to remove the large dock.

Township Administrator/Clerk Ambrosio discussed the Township Committee could give the authorization today and she will work with T&M Engineering to get that moved quickly. The Township has to go to the NJDEP and let them know what we are going to do first.

Committeeman LoParo discussed putting in a non-motorized boat rental and putting out an RFP for that.

Township Administrator/Clerk Ambrosio discussed she obtained an RFP from South Toms River for a project they did at one of their parks and will forward it to Township Attorney Dasti. Once the Township submits to the NJDEP, the Township will be removing the dock, keep the bathrooms and make them look more like a fishing station.

Committeeman LoParo discussed it was also discussed having a food vendor there for the summer.

Township Administrator/Clerk Ambrosio recommended the Township not bulkhead, due to constant maintenance.

Mayor Baulderstone inquired if the Township is going to recommend using riprap rock.

Township Administrator/Clerk Ambrosio discussed the riprap at the end of Tuscarora is working, it looks nice and it holds up well. It lets the water flow in and out. With a bulkhead, the water comes over the bulkhead and behind the bulkhead.

Deputy Mayor Dodd discussed the cages require constant maintenance as well.

Committeeman LoParo discussed residents will still have the boat ramp to launch their kayaks.

Township Administrator/Clerk Ambrosio discussed the Township will remove the large dock, put in permits for the riprap rock, fill with sand behind the rock and clean up the bathrooms. The biggest item the NJDEP wants is to make sure it is open to the public, as it is waterfront property.

Ray Savacool, T&M Engineering discussed if the Township wanted to expand those bathrooms, the current bathrooms would need flood compliance. The Township can rehabilitate.

Committeeman LoParo inquired if the Township is allowed to have a food vendor there and does the Township want to pave over the rocks.

Township Administrator/Clerk Ambrosio discussed the NJDEP did not have a problem with the renting of non-motorized items. They just wanted a picnic table and ramp access. Paving might require another CAFRA permit.

Mr. Savacool discussed the Township would have to replace the bulkhead in kind, without getting permits under the State's exemption. The riprap work will probably have to be permitted. At the same time, the Township can advise the NJDEP that in addition to the removal of the items they say are illegally installed by the prior owner, the Township is also desiring to remove the one dock as well. It could be longer than six weeks for approval.

Township Administrator/Clerk Ambrosio discussed her contact at the NJDEP knows the Township's plan for Bryant Road Park. The NJDEP will want to meet at the site. The submission should take 10-15 days. Jason Worth, T&M Engineering, will prepare the plan. He has met with the NJDEP at the site.

2. Bulkhead Permits – update

Township Administrator/Clerk Ambrosio discussed the Township has finally received all the bulkhead permits and inquired if the project should be piecemealed. Jason Worth just did a project in Little Egg Harbor for approximately \$900 per linear foot, which includes drainage work and restoration. The cost is \$360,000 for all the bulkheads the Township put in for, minus Bay Shore Drive. The town-owned, street-end bulkheads are Bluebeard Drive, Hornblower Drive, Davey Jones Way, One Eye Way, Maplewood Road and Nautilus Road. The Township will not have the money to do them all unless the town bonds. The Township will have to bond for the NJ Department of Transportation (NJDOT) grant and the

drainage work this year. It should be done all in one bond. There is no way the Township can do more than one bulkhead out of the budget.

Mayor LoParo inquired which bulkheads have to be done immediately.

Township Administrator/Clerk Ambrosio discussed all the bulkheads are really bad. The worse one is Maplewood Road. The Township keeps putting stone in the bulkheads in Skippers Cove.

Mayor LoParo discussed he would like to do a few bulkheads so the Township does not have to bond.

Township Administrator/Clerk Ambrosio discussed the Township will still have to bond for the NJDOT work. The budget numbers will be out shortly and the Township will have a special budget workshop meeting.

3. Volunteer Way Permit/Road

Township Administrator/Clerk Ambrosio discussed the application was submitted for the Township to obtain the same exact road and the NJDEP is now saying the rules have changed. They want bigger basins and are deciding if they want additional snake tunnels. The Township paid \$47,000 to submit the permit. If the NJDEP denies the permit, the Township loses that money. If the Township withdraws the permit and makes the adjustments, the Township can decide what to do. The NJDEP will hold the \$47,000 for a year. Township Administrator/Clerk Ambrosio recommended withdrawing the permit. The NJDEP believes the Township does not need the road and with a couple of improvements on Route 532, everything will be fine.

Township Administrator/Clerk Ambrosio discussed she asked Jason Worth from T&M Engineering to provide a quick number, for the compliance, that they are looking for now. It will probably be up to \$50,000 with the additional studies, design changes and traffic studies.

Mr. Savacool discussed the biggest change is when the road was originally designed, the NJDEP decided it was pine snake habitat and required snake tunnels under the road. The tunnels were designed with a plastic arch pipe under the road. The NJDEP will not allow that at this point. They want a 4x12 box culvert, which is substantially more expensive. Now the road has to get higher out of the ground. If the road gets higher out of the, the walls supporting that road have to be taller and that gets more expensive.

Township Administrator/Clerk discussed they have to be bulkhead.

Mr. Savacool discussed the NJDEP opinion is the traffic study does not necessitate the public need for the construction of the road. That is the biggest hurdle other than the substantial cost of the road.

Township Administrator/Clerk Ambrosio discussed the Township is going to ask T&M to withdraw the permit before the NJDEP denies it. The Township needs to decide if the Town should spend an additional \$50,000 to try and work the permit again. Jason Worth did rough estimates on how much it would be to build the road, which was \$8 million.

Township Administrator/Clerk Ambrosio discussed attending a program that was offered from the New Jersey Department of Transportation (NJDOT) regarding transportation bank financing programs. A lot of the Township's water/sewer financing is through the New Jersey Environmental Infrastructure Trust

(NJEIT). The NJDOT program has the same exact process, where they pull money, bond for it and get a better rate. The one thing that was stressed at the NJDOT meeting was money had been dedicated to rural communities. This Township is considered a rural community. They are looking for projects that are shovel-ready. Their rates are 1.8%. Their current 20 year rate is 1.15%. They are a state entity and can do better on bonding. It is another avenue for funding. Their number one priority is bridges.

Mayor Baulderstone discussed the new bridge on Main Street looks similar from the culvert perspective.

Committeeman LoParo discussed using NJDOT funding for the \$8 million, and inquired what the Township's cost would be.

Township Administrator/Clerk Ambrosio discussed she will get the numbers. Bond Counsel knew about this program and knew of a Township that used this funding for a much smaller project.

Committeeman LoParo discussed it is a one-mile road that the Township cannot put anything on. There cannot be any tax revenue coming from the road.

Committeeman LoParo inquired if the Township could put it on the ballot in November.

Township Attorney Chris Dasti discussed a resolution is voted on to clarify the language. It has to be submitted by August or September.

Township Administrator/Clerk Ambrosio discussed the ballot is not a big process. The resolution could be put on the June or July meeting. It should be a nonbinding referendum.

Mayor Baulderstone discussed if nothing can be done in the area where the road goes, the benefit the Township would get is it provides a direct route to the Town Center.

4. Dog Park - update

Township Administrator/Clerk Ambrosio discussed "Dog Park Coming Soon" signs are up. Brush and trees are starting to be removed. The Township has received a very rough estimate of about \$17,400 for the fence. The Township will have to pass a resolution or ordinance to set the rules and regulations of how the public will access the dog park. The Township is hoping to get this open by Spring. The park was purchased with Green Acres funding and has to be open to everyone. Mayor Baulderstone researched different dog parks. The lake and recreation area is not locked at night. The Township's parks are open dawn to dusk. The only parks that are locked at night are the skate park and Tuomey Park.

Committeeman LoParo discussed the dog park should be locked at night. There are no lights. I do not want people in there with no lights.

Deputy Mayor Dodd discussed the Lake used to be locked years ago. It is not locked anymore.

Township Administrator/Clerk Ambrosio discussed people want to jog at 5:00 am and people want to let their dogs out at 4:00 am, while they are at the lake. A recommendation was made to leave it unlocked and if there are problems, the town will revisit and discuss.

Committeeman LoParo discussed the fence height is six feet.

Mayor Baulderstone discussed other dog parks have a small dog area with a three-foot fence. That will save money. The diagram for the Township large dog area and the small dog area are the same. Other dog parks have one-third of the area for small dogs and two-thirds for large dogs.

Township Administrator/Clerk Ambrosio recommended all the fences should be six feet for aesthetic and safety.

Deputy Mayor Dodd discussed all the fences should be the same height.

Committeeman LoParo thinks the two areas should be split at the entrance so the large and small dogs do not interact at all.

Township Administrator/Clerk Ambrosio discussed this section has been incorporated in the fencing at the park.

PUBLIC COMMENT:

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

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

John Petrosilli, Vessel Road, inquired if there is a time frame for the Bryant Road project.

Committeeman LoParo discussed as soon as it can be done.

Township Administrator/Clerk Ambrosio discussed the Township is dealing with a state agency and cannot commit to a date. The Township's goal would be spring and before Founder's Day.

Mr. Petrosilli inquired if funding is in place to finance Volunteer Way. That road has no purpose at all. The power plant closed down. It is not a priority to get out of town.

Township Administrator/Clerk Ambrosio discussed, no, not at this time.

Mr. Petrosilli discussed the pavilion and rock garden at the end of Bryant Road is an eyesore.

Township Administrator/Clerk Ambrosio discussed the rock garden was started by the residents. Public Works can look at the plants in the Spring.

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

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Motion to approve Meeting Minutes: October 10, 2019, November 12, 2019, November 14, 2019, November 22, 2019 and December 12, 2019 was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-80 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$3,177,417.82

Motion to approve was moved by Deputy Mayor Dodd, seconded by Committeeman LoParo.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Ordinance 2020-1 - First Reading – Title Only

An Ordinance of the Township Committee of the Township of Ocean, county of Ocean, State of New Jersey Amending and Supplementing Chapter 61 of the Township Code Entitled “Police Department” and establishing and creating Section 21 Thereof Entitled “Police Chaplain”

Motion to approve Ordinance 2020-01 was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-81

Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing the execution of a Memorandum of Understanding between Ocean Mental Health Services and the Ocean Township Police Department

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: 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.

- 2020-82 Resolution authorizing and accepting the resignation of Officer Thomas Preiser – Class III Officer
- 2020-84 Resolution authorizing the release of escrow held for Traffic Control from P & A construction, Inc. in the amount of \$2,905.59
- 2020-85 Resolution appointing Joan Tredy to the Senior Advisory Committee as Alternate #2 for the year 2020
- 2020-86 Resolution authorizing the refund for overpayment for Block 257, Lot 10 for overpayment in the amount of \$784.26
- 2020-87 Resolution authorizing a refund for utility for block 129. Lot 15.26 in the amount of \$340.77
- 2020-88 Resolution of the Township of Ocean authorizing canceling taxes and authorizing refund for the totally disabled veteran’s tax exemption in the amount of \$975.00
- 2020-89 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 Prosecutor’s Program “Move Over” Law Enforcement Program

- 2020-90 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 Prosecutor's Program "Drug Recognition Expert Callout Program (D.R.E.C.E.P)
- 2020-91 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 Prosecutor's Program "Driving While Intoxicate Enforcement Program" (D.W.I.E.P)
- 2020-92 Resolution authorizing the Township of Ocean, Ocean County to participate in the Defense Logistics Agency Law Enforcement Support Office, 1033 program to enable the Township of Ocean to request and acquire excess Department of Defense Equipment.
- 2020-93 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing change order for FY 2018 CDBG Vertical Platform Lift and Building Improvements
- 2020-94 Resolution appointing Michael DeCicco to the Economic Development Committee
- 2020-95 Resolution accepting the resignation of Telecommunicator Bryanne Cassan from the full-time position. Appoint her as a per diem employee in Dispatch for hours worked
- 2020-96 Resolution authorizing a Memorandum of Understanding with Ocean County for the FY 2019 Homeland Security Grant in the amount of \$22,000
- 2020-97 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing the execution of an addendum to the agreement for provisions of energy supply services between the Township of Ocean and IDT
- 2020-98 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing the partial release of a performance guarantee for water improvements Tradewinds at Waretown, Block 131, Lot 4
- 2020-99 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing the partial release of a performance guarantee for sewer improvements Tradewinds at Waretown, Block 131, Lot 4
- 2020-100 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, authorizing the partial release of a site performance guarantee for Tradewinds at Waretown, Block 131, Lot 4
- 2020-101 Resolution authorizing Pyrotecnico, Inc. for the 2020 fireworks on May 23, 2020 for the amount of \$10,927.00

Motion to approve Resolutions 2020-82 and 2020-84 through 2020-101:

Motion to approve consent agenda as amended, removing Resolution 2020-83, was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-102

Resolution authorizing the Township Committee to go into Executive Session to discuss personnel matters

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-103

Resolution authorizing the Township Committee to execute the Schedule C Agreement with the County of Ocean for 2020

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Motion to Approve: Second Hand Dealer Licenses for 2020, GameStop

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Motion to approve the below listed dates in 2020 for the use of the Community Center, Waretown Memorial Recreation Park, Tuomey Park and Ballfield:

2020

United Methodist Church – June 28, 2020

Kathleen Anzovino – February 16, 2019

Holly Auxiliary of the SOMC Foundation – 4th Wednesday each month

Duck Pond – Wed & Thurs - 2020

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Motion to move into Executive Session:

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Motion to move into Open Session:

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-104

Resolution authorizing the Municipal Clerk to advertise for a full-time Dispatcher and a Class III Police Officer

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Resolution 2020-105

Resolution appointing Rebecca Wells as a full-time Telecommunicator beginning January 23, 2020

Motion to approve was moved by Committeeman LoParo, seconded by Deputy Mayor Dodd.

Roll Call: LoParo: Yes, Dodd: Yes, Baulderstone: Yes

Next Scheduled Meeting
CDBG Meeting – February 13, 2020 – 7:00 pm
February 13, 2020 – 7:00 pm
February 27, 2020 – 10:00 am

Adjournment

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

Signed and Submitted:

Diane B. Ambrosio, RMC
Municipal Clerk

Date