

## REGULAR MEETING MINUTES

Oceanport, New Jersey  
November 5, 2009

The Regular Meeting of the Oceanport Mayor and Council was called to order on November 5, 2009 at 7:15 P.M. with Council President Johnson stating the meeting had been properly advertised in accordance with the law.

**MEMBERS PRESENT:** Councilpersons Briscione, Gallo, Ibex, Johnson, Irace, Kahle

**MEMBERS ABSENT:** Mayor Mahon

**OFFICIALS PRESENT:** Borough Clerk/Administrator, Kimberly A. Jungfer and Borough Attorney, John O. Bennett

**PLEDGE OF ALLEGIANCE:** Council President Johnson led the audience and members of the Council in the flag salute

### CONSENT AGENDA

1. Resolution authorizing the payment of bills. **R-09-154**
2. Resolution awarding contract for carpet and flooring in the trailers. **R-09-155**
3. Resolution authorizing a shared service with Monmouth County for a Flood Warning System. **R-09-156**
4. Resolution authorizing the transfer of funds. **R-09-157**
5. Resolution authorizing refund of a tax sale redemption to lien holder. **R-09-158**
6. Resolution authorizing refund of a tax sale redemption to lien holder. **R-09-159**
7. Approval of the workshop meeting minutes of October 15, 2009
8. Approval of the regular meeting minutes of October 15, 2009.
9. Membership approval of Patrick W. McSorley to the Port Au Peck Chemical Hose Co.

Council President Johnson asked for a motion on the 9 items on the Consent Agenda. Councilman Irace made a motion to approve the Consent Agenda which was seconded by Councilman Gallo and approved by Council.

**CLERK/ADMINISTRATOR'S REPORT:** Ms. Jungfer reported that she was in receipt of the Police Report for September 2009 which had been distributed and would be posted.

### COMMITTEES:

**COUNCILMAN BRISCIONE:** Councilman Briscione stated he had no report but offered congratulations to Council President Johnson on his re-election and to Jerry Bertekap for his election

**COUNCILMAN GALLO:** Councilman Gallo reported on Shade Tree Committee and introduction of a memorial tree program and gave details on the costs and that more information would follow in the next bulletin.

Councilman Gallo also reported on the Recreation Committee and gave an update on the ongoing improvement work being done on Charles Park

Councilman Gallo also reminded everyone about the upcoming Veteran's Day ceremonies on Wednesday, November 11<sup>th</sup> at 11 a.m. and gave some information on the Guest Speaker Master Sergeant Mira Fountain and welcomed all to attend.

**COUNCILMAN IBEX:** Councilman Ibex stated that he had attended the change of command ceremonies at Fort Monmouth as well as the Colonel Christian's Retirement luncheon and made general comments on the events, the fine military personnel and the unfortunate events at Fort Hood.

Councilman Ibex also gave details on Operation Medicine Cabinet scheduled for November 14<sup>th</sup> and encouraged residents to bring in their unwanted prescription medicines for safe disposal by the appropriate agency.

Councilman Ibex congratulated to Council President Johnson and Jerry Bertekap on their election.

Councilwoman Kahle asked who was sponsoring the Operation Medicine Cabinet as their have been directions to throw prescriptions in the garbage in the past.

Councilman Ibex answered that he did not know the specific agency. Ms. Jungfer commented that from conversations with Chief Sutton, she believed the sponsoring agency was the DEA for New Jersey and that it was a statewide event.

**COUNCILMAN IRACE:** Councilman Irace reported that the Borough Administrator, Ms. Jungfer and Chief Financial Officer, Mr. Mayers had sent out a memo to all Borough Departments Heads to freeze all but the necessary spending as they head in to the year end and that budget numbers are in-line for January and that the Finance Committee would be meeting the next week to begin looking at the budget for next year.

**COUNCILWOMAN KAHLE:** Councilwoman Kahle reported that she had spoken with Mayor Mahon who was attending a conference, that he had found out that they will pay up to \$25,000 for the Borough to have its own environmental assessment performed at Fort Monmouth and that she believed the funds would be coming through the Office of Economic Adjustment. Councilwoman Kahle then asked if the Council would make a motion to allow for an RFP for the review of the environmental assessment to the Borough's engineering firms to be paid for by the OEA with the selected firm reporting directly to the Borough with their technical advise on the RAB document and the environmental assessment.

Councilman Briscione asked if it were for the entire Fort property or only the lands within Oceanport and what would the scope be – Phase I, Phase II.

Councilwoman Kahle answered that they would have to seek that information as the lands not within Oceanport would also have an impact via waterways and that the study would be a *review* of the environmental assessments that had already been performed to verify what was there, the impacts on Oceanport and what the remediation would be.

Councilman Briscione asked then they wouldn't be performing independent studies but only review the documents that had been prepared.

Councilwoman Kahle answered that it would be a review with independent studies on any of the hot spots up to \$25,000.00.

There was additional discussion on what would be performed and some concern expressed about how much could be done with that amount of funding, how to avoid costs being transferred to Oceanport that should be handled by the town where it occurred, the conflicting reports, inaccurate and incomplete reports, the open land that was initially being designated to Monmouth County parks but was now part of the contaminated area and that it would be good to have an independent opinion other than what the Army was reporting.

Council President Johnson asked if anyone on Council had objections and as there were none it was decided to proceed with the RFP's.

Councilwoman Kahle also reported that the office of Economic Adjustment would be paying for someone from Lawry Air Force Base to come and advise the Environmental Commission and the Water Watch Committee on the clean up that was done on their base and provided information on how they proceeded with development of that base.

Councilwoman Kahle also thanked the Maple Place 8<sup>th</sup> Grade Students, Robin Kelly of the Quality of Life Committee and the teachers and the Quality of Life Committee for the Halloween paintings done on Main Street. She also thanked the chaperones.

**COUNCILMAN JOHNSON:**

1. Second reading and public hearing of an ordinance authorizing the Clerk to issue Raffle and Bingo licenses

Councilman Johnson called for the 2<sup>nd</sup> reading and public hearing of the **AN ORDINANCE AUTHORIZING THE MUNICIPAL CLERK TO ACT AS THE ISSUING AUTHORITY TO APPROVE RAFFLE AND BINGO LICENSES IN THE BOROUGH OF OCEANPORT, MONMOUTH COUNTY, NEW JERSEY** and then asked the Clerk to read the affidavit of publication by title only.

Council President Johnson then opened the meeting to the public for anyone who wished to be heard. As no one from the public wished to be heard Council President Johnson closed the public portion of the hearing and then made a motion to adopt the Ordinance on second and final reading and advertise same in accordance with the law, which was seconded by Councilwoman Kahle. The Clerk called roll:

AYES: Briscione, Gallo, Ibex, Irace, Kahle, Johnson  
NAYES: None  
ABSTAIN: None  
ABSENT: None

Council President Johnson also congratulated Gerald Bertekap on his election and extended thanks and congratulated Mr. Cox on a clean campaign, the issues he brought to the forefront and for his willingness to serve.

**PUBLIC:**

Council President Johnson then opened the meeting for anyone from the public who wished to be heard.

As no one from the public wished to be heard Council President Johnson closed the public portion of the meeting.

**Bill List:** Capital Trust \$22,092.50 Dog Registry \$779.80. Escrow Trust \$4,975.75. Fireworks Trust \$69.00 Open Space Trust \$74,646.89 Other Trust \$1,500.00 Recreation Trust \$156.00. Unemployment Trust \$2,374.00 Water Watch Trust \$ 162.00 2008 Vouchers Paid \$188,163.73. 2008 Vouchers Paid this Meeting \$.00 Total 2008 Vouchers Paid \$188,163.73 2009 Vouchers Paid \$16,771,549.36 2009 Vouchers Paid this Meeting \$2,357,625.97 Total 2009 Vouchers Paid \$19,129,175.33

At 7:33 p.m. the Clerk read a Resolution authorizing the meeting to enter Executive Session on a motion made by Councilman Irace and seconded by Councilman Ibex and approved by Council.

At 8:00 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilwoman Kahle and seconded by Councilman Gallo and approved by Council.

As there was no further business, the meeting was adjourned at 8:01 p.m. on a motion by Councilwoman Kahle, which was seconded by Councilman Ibex and approved by Council.

Respectfully submitted,

KIMBERLY A JUNGFER  
BOROUGH CLERK