

## REGULAR MEETING MINUTES

Oceanport, New Jersey  
December 2, 2009

The Regular Meeting of the Oceanport Mayor and Council was called to order on December 2, 2009 at 8:55 P.M. with Mayor Mahon stating the meeting had been properly advertised in accordance with the law.

**MEMBERS PRESENT:** Councilpersons Gallo, Ibex, Johnson, Irace, Mayor Mahon

**MEMBERS ABSENT:** Councilpersons Briscione, Kahle

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

**PLEDGE OF ALLEGIANCE:** Mayor Mahon led the audience and members of the Council in the flag salute

### CONSENT AGENDA

1. Resolution authorizing the payment of bills. **R-09-160**
2. Resolution authorizing the transfer of funds. **R-09-161**
3. Resolution canceling developer's escrow funds. **R-09-162**
4. Resolution canceling Public Assistance Funds **R-09-163**
5. Resolution canceling Grant balances. **R-09-164**
6. Resolution authorizing field usage. **R-09-165**
7. Resolution awarding contract for 2010 Borough Calendar. **R-09-166**
8. Resolution awarding Solid Waste Contract. **R-09-167**
9. Resolution authorizing tax refund for overpayment. **R-09-168**
10. Resolution authorizing return of funds for lien redemption, Block 55, Lot 4. **R-09-169**
11. Resolution authorizing return of funds for lien redemption, Block 44, Lot 15 **R-09-170**
12. Resolution authorizing return of funds for lien redemption, Block 35, Lot 1.02. **R-09-171**
13. Resolution providing for the financing of an Emergency Appropriation. **R-09-172**
14. Approval of membership to Oceanport Fire Department, Craig Hampton.
15. Approval of special membership to Oceanport Fire Department, Steven DePonti
16. Approval of the workshop minutes of November 5, 2009.
17. Approval of the regular minutes of November 5, 2009.

Ms. Jungfer asked for a motion on the 17 items on the Consent Agenda. Councilman Johnson made a motion to approve the Consent Agenda which was seconded by Councilman Ibex and approved by Council.

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

Councilman Johnson asked Ms. Jungfer what special membership was to the Fire Department. Ms. Jungfer answered that special membership is recognized by Ordinance and was an active member in good standing of another Fire Department.

### COMMITTEES:

**COUNCILMAN GALLO:** Councilman Gallo reported that the Recreation Committee would be hosting their annual tree lighting and gave the details and invited all to attend. Councilman Gallo also advised that those interested in participating in the home decorating contest when to leave their lights on to be considered for an award and advised what categories would be considered.

Councilman Gallo also reported that 2 members of the First Aid Squad had completed their EMT training and congratulations were extended.

**COUNCILMAN IBEX:** No report

**COUNCILMAN JOHNSON:** Councilman Johnson called for the introduction of **AN ORDINANCE SETTING FORTH AND ADOPTING AMENDMENTS TO CHAPTER 361 SECTION 3B, APPLICATION; FEE AND SECTION 4 FILING DATE; ISSUANCE OF LICENSE OF THE CODE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY** and then asked the Clerk to read the proposed Ordinance by title only, after which Councilman Johnson moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of December 17, 2009 and to advertise same in accordance with the law and was seconded by Councilman Irace.

The Clerk called roll:

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

Councilman Johnson called for the introduction of **AN ORDINANCE AMENDING CHAPTER 41 OF THE OCEANPORT MUNICIPAL CODE ADDING A NEW ARTICLE IV SHARED MUNICIPAL COURT SERVICES** and then asked the Clerk to read the proposed Ordinance by title only, after which Councilman Johnson moved to approve the Ordinance upon first reading and to hold the public hearing on the proposed ordinance at the Council meeting of December 17, 2009 and to advertise same in accordance with the law and was seconded by Councilman Irace.

The Clerk called roll:

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

Councilman Johnson extended thanks to Mayor Mahon and Councilman Irace for their hard work on the new legislation concerning Fort Monmouth.

**COUNCILMAN IRACE:** Councilman Irace reported that the Quality of Life Committee had met and were reviewing pending items including signs, lights, banners, Christmas lighting, bike lanes on roads.

Councilman Irace also extended thanks to Mayor Mahon and Senator Bennett for working so diligently on the legislation for Fort Monmouth.

**MAYOR MAHON:** Mayor Mahon commented on the attendance of several members of Council and Borough employees at the League of Municipalities Convention for the luncheon recognizing the Sustainable Jersey Committee specifically Councilwoman Kahle, Resident Jerri Lynch and Jeanne Smith as well as the entire Green Team that worked on the Borough's certification which the Borough was able to achieve as one of 28 municipalities out of more than 200 that registered that were acknowledged. Mayor Mahon also reported that on the 2<sup>nd</sup> day of the convention they were able to attend a forum on the state of the current governorship of the State and gave a brief summary of those who participated and some of the topics discussed.

Mayor Mahon also advised that the attendance of governing body members at certain forums provided the Borough with a \$1,000 deduction on the Borough's insurance.

Mayor Mahon gave an explanation of the next item – a resolution that was discussed in workshop and added to the Agenda for action which addressed their concerns regarding the pending Senate Bill S10.

Mr. Bennett read for the record a Resolution opposing Senate Bill S10 which was moved by Councilman Johnson and seconded by Councilman Irace. **R-09-173**

The Clerk called roll:

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

**PUBLIC:**

Mayor Mahon then opened the meeting for anyone from the public who wished to be heard.

As no one else from the public wished to be heard Mayor Mahon closed the public portion of the meeting.

**Bill List:** Capital Trust \$140,406.63 Dog Registry \$50.00. Escrow Trust \$4,168.75. Borough of Oceanport Trust \$102,282.02. Open Space Trust \$109,174.94 Other Trust \$25.00 Water Watch Trust \$ 162.00 2008 Vouchers Paid \$188,163.73. 2008 Vouchers Paid this Meeting \$394.00 Total 2008 Vouchers Paid \$188,557.73 2009 Vouchers Paid \$19,363,461.15 2009 Vouchers Paid this Meeting \$1,145,239.07 Total 2009 Vouchers Paid \$20,508,700.22

At 9:10 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 Johnson and approved by Council.

At 10:10 p.m. the Council returned from Executive Session and re-opened the Regular Meeting on a motion by Councilman Ibex and seconded by Councilman Irace and approved by Council.

As there was no further business, the meeting was adjourned at 10:11 p.m. on a motion by Councilman Ibex, which was seconded by Councilman Gallo and approved by Council.

Respectfully submitted,

KIMBERLY A JUNGFER  
BOROUGH CLERK