

**TOWNSHIP OF OCEAN  
COUNTY OF OCEAN  
REGULAR BUSINESS MEETING  
September 24, 2009**

**ROLL CALL:**            **LACHAWIEC**   X      **REILLY**       X                  **KRAFT**   X  

STATEMENT: Pursuant to the provisions of the New Jersey Open Public Meetings Act, adequate notice of this meeting was properly provided by sending copies of the Notice of Meeting to two newspapers, The Atlantic City Press and the Asbury Park Press. The Notice was posted at the office of the Township Clerk and on the bulletin board in the Administration Building.

**MEETING MINUTES:**

Approval of the Meeting Minutes of:

Workshop and Regular Business Meeting September 10, 2009

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes

Approval of Executive Session Meeting Minutes – August 13, 2009

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Abstain

Township Attorney McGuckin stated there are redactions to the Executive Session minutes. They will be ready Friday or Monday.

Approval of Executive Session Meeting Minutes – September 10, 2009

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Abstain, Reilly: Yes, Kraft: Yes

**RESOLUTION NO. 2009-288: Payment of Claims** – as presented to the Township Committee for payment thereof in the amount of \$978,749.84

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: 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.

**RESOLUTIONS**

- 2009-271** Resolution authorizing New Jersey Natural Gas Company the consent of the Township of Ocean to exercise its franchise rights to lay and maintain gas mains, pipes and service pipes, in and under the surface of any or all of the roads, streets, avenues, highways and public places for the purpose of furnishing gas therein said consent is limited to a period of one (1) year
- 2009-289** Resolution authorizing the release of escrow money for Block 131, Lot 9.01 in the amount of \$306.30
- 2009-290** Resolution authorizing the hiring of William Brown as a full-time laborer in Buildings and Grounds Department starting September 25, 2009 at the salary of \$29,330.00 as per Local 172 Union contract
- 2009-291** Resolution authorizing a the return money for the Water Connection Fee in the amount \$3,100 and Meter Fee in the amount \$250 to MSC Enterprises LLC for the project Morey Place Road
- 2009-292** Resolution authorizing an increase in salary to Mary Blood, Accounting Clerk, retroactive starting on July 1, 2009 total annual salary \$31,583.00
- 2009-293** Resolution authorizing dispatcher Carolyn Edwards to be appointed as a full-time police dispatcher at the annual salary of \$26,638.00 starting September 25, 2009
- 2009-294** Resolution authorizing to hire John Adams as an interim Township Administrator starting September 28, 2009 through December 31, 2009 at the hourly rate of \$52.50 per hour
- 2009-295** Resolution establishing rules and regulations for Governing Body Meetings
- 2009-296** Resolution authorizing the hiring of two part-time Police Dispatchers, Nicole Alessi and Alper Senman at the hourly rate of \$12.81 starting September 25, 2009
- 2009-297** Resolution authorizing an increase in position and salary to Shane Gederberg to Operator 1 starting September 25, 2009 at the salary of \$42,970.00 as per Local 172 Union contract
- 2009-298** Resolution authorizing the approval of West Jersey Air Conditioning and Heating Company to provided contract services to the Township of Ocean's Community Center starting October 1, 2009 – September 30, 2010 in the amount of \$1,680.00

**MOTION TO APPROVE CONSENT AGENDA RESOLUTIONS 2009-271 and 2009-289 through Resolution 2009-298:**

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes

**RESOLUTION 2009-300: authorizing payment to Grand Bay Harbor Condominium Association for unpaid dues and assessments.**

Motion of approval moved by Deputy Mayor Reilly, seconded by Mayor Kraft

Roll Call: Lachawiec: Abstain, Reilly: Yes, Kraft: Yes

**Motion of Approval for use of the Community Center:**

1. Girl Scouts – October 9, 2009
2. Karen and Ray Stefanelli – October 17, 2009
3. Marlene and Arthur Smith – October 24, 2009
4. Sandy Douglas – December 5, 2009

Motion of approval moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes

**PUBLIC COMMENT:**

Motion to open to the public was moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly.

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes

Michele Rosen, 29 Bradley Beach Way, inquired if Resolution 2009-300 is the one passed after Executive Session two weeks ago.

Township Attorney McGuckin stated there was a motion and he incorrectly stated the number of the resolution.

Ms. Rosen inquired with the Local Finance Board about that payment and the payment made out of Mr. McGuckin's trust account to Committeeman Lachawiec.

Committeeman Lachawiec stated he never cashed the check.

Ms. Rosen stated those types of things have to be done by resolution and listed on the bill list.

Township Attorney McGuckin stated he does not believe it goes on the bill list and will speak to the auditor about it.

Ms. Rosen inquired if any members of the Township Committee reviewed environmental impact reports between 1996 and 1998 regarding leachate from the landfill, which showed a plume going from the landfill down Route 532 toward Route 72.

Mayor Kraft stated yes. Mayor Kraft did call the County and inquired about the leachate situation. In 2006 600,000 gallons of leachate was pumped from the landfill. In 2009 300,000 gallons was pumped out of the landfill, clearly indicating that the closure is working properly. Leachate is a byproduct of rainfall, which washes through the fill and comes out on the bottom of the landfill, gets caught up in stone and swales that guide the water, or leachate, into a pond. When the pond is full, the Ocean County Utility Authority pumps the pond into the sewer system, where it gets treated and eventually gets dumped into the ocean. Leachate is not plume. Leachate is a surface water. Leachate can also generate from humidity and moisture build-up inside the fill, which eventually comes down. That landfill is lined and capped and working well. If the DEP thought there was a plume, this project would have been stopped months ago. The DEP is prepared to sign off. The Pinelands Commission is fully expected to sign off on Tuesday. If these two agencies sign off, Mayor Kraft is confident that there are no leachate run-off or plumage problems.

Ralph Avellino, 10 Central Avenue, stated the reason why the landfill is an issue now is because of politics.

Ken Friewald, 84 Barnegat Beach Drive, inquired if the town has researched any one else holding a license in the Utilities Dept., other than Shane Gederberg, to be moved a step forward.

Mayor Kraft stated Mr. Gederberg has taken the test and increased his licensure to be appointed to this spot over a year ago.

Mr. Friewald stated he achieved this in 2002 and received the next license in 2005.

Mayor Kraft stated the township is acting on the recommendation of the Administrator and the person in charge of the department at this time. The township will look into the claim of Mr. Friewald.

Motion to close to the public was moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly.

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes.

Deputy Mayor Reilly stated tonight is his last meeting as a Township Committeeman here in Waretown. The past five years has been a tremendous opportunity to serve on the Planning Board and Township Committee. Deputy Mayor Reilly is very proud to have been elected and thanked everyone for the opportunity.

Committeeman Lachawiec thanked Deputy Mayor Reilly for his service to this community and all his advice. Committeeman Lachawiec thanked Mayor Kraft for his advice also.

Mayor Kraft welcomed Tony Fonseca in the audience, who was replaced by Deputy Mayor Reilly. Mayor Kraft thanked Deputy Mayor Reilly for his service and stated it has been an honor and privilege serving with him.

#### **ADJOURNMENT:**

Motion to adjourn meeting was moved by Committeeman Lachawiec, seconded by Deputy Mayor Reilly.

Roll Call: Lachawiec: Yes, Reilly: Yes, Kraft: Yes.

Signed and Submitted:

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Diane B. Ambrosio, RMC  
Township Clerk

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Date