

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN BUSINESS MEETING September 12, 2013

Call to Order

ROLL CALL: LACHAWIEC X TREDY 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

RESOLUTION 2013-243 authorizing the Township Committee to retire into Executive Session for the purpose of discussing: Litigation

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion to move to Executive Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion to open Public Session was moved by Deputy Mayor Tredy, seconded by Committeeman Lachawiec.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Committee Reports

Mayor – Tina Wetter

Mayor Wetter thanked Deputy Mayor Tredy and all the volunteers who made the 9-11 ceremony a huge success this past weekend. The ceremony was a well-managed program that paid proper tribute and deserving respect to the victims of that day. September 11, 2001 changed America forever. It is important the Township take pause to reflect upon the events of that tragic day and to remember all those who lost their lives.

Deputy Mayor – Dennis F. Tredy

Deputy Mayor Tredy discussed the 9-11 Ceremony's location was changed to the Waretown Lake. Attendance was outstanding. Many individuals and organizations contributed to the overall success of this ceremony. Deputy Mayor Tredy thanked Event Chairman Joan Tredy and all who took the time and effort to participate. It is important to never forget the events of September 11, 2001. The Township's 9-11 Ceremony is a fitting tribute in recognizing and acknowledging those who made the ultimate sacrifice that fateful day in American history.

Thank you to everyone who made this event successful, the Boy Scouts, Girl Scouts, Township of Ocean Junior Police Academy Cadets, Mystic Island Color Guard, Ocean Township Police Department, Waretown Volunteer Fire Company #1 and the Waretown First Aid Squad. Speakers included Officer Cicero, Assistant Fire Department Chief Brent Cunningham and Pastor Erik Hall from the United Methodist Church. The Ceremony was very somber but yet celebratory at the same time.

The Annual Haunted Hayride event will be held at the Waretown Lake on Friday and Saturday, October 16 & 17, 2013. The Southern Ocean County Chamber of Commerce recently awarded the Township of Ocean \$600.00 for the event. Please plan to attend, as it is always a great time and a great way to celebrate the fall season in Waretown. The Township of Ocean Recreation staff always do an exceptional job with running the event.

Committeeman – Joseph Lachawiec

A practice exercise was conducted today at the Township of Ocean Emergency Operations Center with the County and other Emergency Management Departments, including Barnegat. The exercise was to prepare for an actual graded drill that will occur on October 8, 2013 by FEMA. Today's practice drill included the County advising the Township of an alert at the Oyster Creek Power Plant, which would affect the areas in a southwest direction, especially Waretown. The Township observed minor glitches with the Township's system, which were immediately corrected. Sgt. Scott Murphy and Deputy Emergency Management Coordinator Michael Ward were present.

Presentation

Sgt. Dennis Jarin shared with the residents a video of the 9-11 Ceremony.

Administrator Report

Administrator – David Breeden

Ordinance 2013-22, Second Reading, Public Hearing, amends the flood damage prevention ordinance. Since Hurricane Sandy 2012, the Township has modified this ordinance on several occasions, as a result of the dynamic environment surrounding the flood maps and the changing of requirements associated with flood insurance. FEMA highly recommended certain terminology be added to the ordinance. That terminology consisted of best available flood hazard data or best available flood hazard data elevation. This allows the Township to be flexible with the ordinance without having to change it if there is a change or modification in the flood maps and/or flood insurance regulations or policy. This ordinance was instrumental in securing the Township a Class 6 Rating, with regards to the Community Rating Service Program. As a result of becoming a Class 6 community, those individuals that live along the bay front and lagoon area will receive a 20% discount on flood insurance.

Ordinance 2013-23 and 24, First Reading authorizes codification of the various ordinances adopted by the Township. Every year, the Township adopts 25-35 ordinances, which need to be codified in one location. Ordinance 2013-23 authorizes codification of ordinances for Township operations and water/sewer. Ordinance 2013-24 authorizes codification of ordinances for Board of Health.

Resolution 2013-247 and 248 authorizes the hiring of part-time or full-time dispatchers. At times dispatchers resign. In order to maintain an acceptable level of service, the Township needs to hire dispatchers. Part-Time or per diem dispatchers are not entitled to any benefits and generally earn \$11-\$13 per hour. Full-time dispatchers are entitled to benefits.

Resolutions 2013-250 through 252 are routine resolutions placing liens on property owners who fail to maintain their property in accordance with code. A violation notice is issued. If the resident fails to respond, the Township cuts the lawn and cleans up the property and bills the resident accordingly.

Resolution 2013-271 authorizes the donation and transfer of title of a 2002 Ford Explorer K-9 Police vehicle from the Township of Ocean to Avon By the Sea Police Department. Cost of repair on the engine exceeded the useful life of the vehicle in addition to having other issues.

Resolution 2013-272 through 280 authorize various leak credits.

Resolution 2013-281 authorizes demolition of a private property at 172 Route 9, in accordance with Uniform Construction Code regulations. The State of New Jersey allows Local Governments to demolish private property which reflects and represents an immediate hazard, as long as the Construction Official certifies, which the Township has received that certification. The Township will place a lien on the property to recover the costs.

Resolution 2013-282 authorizes the Township Attorney to file petition for certification with the Supreme Court for the Gripenburg matter.

The Township introduced the Budget in late June 2013 and has been working with the state in order to receive certification. Most matters have been resolved. A few additional matters need to be finalized. Hopefully sometime during this month a special meeting will be held to approve an amendment, which will reflect changes required by the state and then proceed with the adoption process.

The next scheduled meeting is Wednesday, October 9, 2013, not Thursday, October 10, 2013.

PUBLIC PORTION:

Motion to open Public Comment was moved by Committeeman Lachawiec, seconded Deputy Mayor Tredy.

Lachawiec: Yes, Tredy: Yes, Wetter: Yes

John Petrosilli, Vessel Road, inquired why the resolutions authorizing codification of ordinances for Township operations have the same exceptions as the Board of Health.

Township Administrator Breeden discussed since 2002, ordinances have been passed that modify or amend the Board of Health ordinances. Whenever a new codification is adopted, the Township has to adopt an ordinance recognizing that. Since 2002 some changes in ordinances dealing with the Board of Health have occurred that required those exceptions. It is a legality.

Committeeman Lachawiec discussed the Board of Health ordinance is being restricted so the existing ordinances cannot be changed.

Attorney Dasti discussed it is just general language. It insures those ordinances will not affect these other matters, even if it doesn't apply.

Motion to close Public Comment was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Resolution 2013- 244 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$754,535.99

Motion to approve subject to audit was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

ORDINANCE NO. 2013-22 – Second Reading – Public Hearing

ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING ORDINANCE 2013-7 WITH RESPECT TO “FLOOD DAMAGE PREVENTION”

Motion to open Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Committeeman Lachawiec discussed the 1,100 properties in the Township of Ocean that have flood insurance are designated in the new class and have the opportunity for lower insurance rates. Committeeman Lachawiec inquired how the 1,100 homeowners will be notified.

Township Administrator Breeden discussed the premium notice should have the discount on it. The flood insurance premium notices come from one centralized location, the National Flood Insurance Program.

No comment from the public.

Motion to close Public Hearing was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

ORDINANCE NO. 2013-23– First Reading – Title Only

An Ordinance adopting a codification and revision of the Ordinances of the Township of Ocean, County of Ocean, State of New Jersey; providing for the maintenance of said code; repealing and saving from repeal certain ordinances not included therein; establishing a penalty for altering or tampering with the code; and making certain changes in previously adopted ordinances.

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

ORDINANCE NO. 2013-24– First Reading – Title Only

An Ordinance adopting a codification and revision of the Ordinances of the Board of Health Ordinances of the Township of Ocean, County of Ocean, State of New Jersey; providing for the maintenance of said code; repealing and saving from repeal certain ordinances not included therein; establishing a penalty for altering or tampering with the code; and making certain changes in previously adopted ordinances.

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: 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.

Township Administrator Breeden discussed that two (2) Resolutions 2013-281 and 282 have been added to the consent agenda.

- 2013-245 Resolution authorizing the appointment to the Recreation Committee due to a resignation
- 2013-246 Resolution authorizing appointments to the Board of Health
- 2013-247 Resolution authorizing the appointment of two part time police dispatchers
- 2013-248 Resolution authorizing the appointment of a full-time police dispatcher and appointment of per diem dispatcher
- 2013-249 Resolution supporting the Food bank of Monmouth and Ocean Counties and the National Hunger Relief Initiative and designating the month of September as “Hunger Action Month”
- 2013-250 Resolution authorizing a lien be placed on 219 Bay Shore Drive in the amount of \$169.37 for failure to maintain property
- 2013-251 Resolution authorizing a lien be placed on 32 Main Street in the amount of \$114.37 for failure to maintain property
- 2013-252 Resolution authorizing a lien be placed on 114 Sixth Street in the amount of \$114.37 for failure to maintain property
- 2013-253 Resolution authorizing the Treasurer to refund a Tax credit in the amount of \$320.80
- 2013-254 Resolution authorizing the Treasurer to refund an overpayment for Water in the amount of \$117.87
- 2013-255 Resolution authorizing the release of escrow money held for Block 57.04, Lot 27 in the amount of \$302.64

- 2013-256 Resolution authorizing the release of escrow money held for Block 122, Lot 9 in the amount of \$36.70
- 2013-257 Resolution authorizing the release of escrow money held for Block 108, Lot 3 in the amount of \$35.92
- 2013-258 Resolution authorizing the release of escrow money held for Block 57.11, Lot 46 in the amount of \$212.50
- 2013-259 Resolution authorizing the release of escrow money held for Block 196, Block 18 in the amount of \$14.68
- 2013-260 Resolution authorizing the release of escrow money held for Block 273, Lot 1.11 in the amount of \$78.97
- 2013-261 Resolution authorizing the release of escrow money held for Block 41, Lot 12 in amount of \$20.70
- 2013-262 Resolution authorizing the release of escrow money held for Block 272, Lot 469 in the amount of \$33.95
- 2013-263 Resolution authorizing the release of escrow money held for Block 214, Lot 6.01 in amount of \$228.75
- 2013-264 Resolution authorizing the release of escrow money held for Block 96, Lot 3 in the amount of \$306.40
- 2013-265 Resolution authorizing the release of escrow money held for Block 181.01, Lot 9 in the amount of \$270.70
- 2013-266 Resolution authorizing the release of escrow money held for Block 272, Lot 374 in the amount of \$520.80
- 2013-267 Resolution authorizing the release of escrow money held for Block 191, Lot 29.02 in the amount of \$750.00
- 2013-268 Resolution authorizing a lien be placed on 221 Bay Shore Drive in the amount of \$211.68 for failure to maintain property
- 2013-269 Resolution authorizing a lien be placed on 239 Bay Shore Drive in the amount of \$134.12 for failure to maintain property
- 2013-270 Resolution supporting that September 2013 be proclaimed as National Childhood Cancer Awareness Month and encourage all Americans to join in reaffirming the commitment to fighting childhood cancer
- 2013-271 Resolution authorizing the donation and transfer of title from the Township of Ocean Police Department old K-9 vehicle to Avon-By-The-Sea Police Department
- 2013-272 Resolution authorizing a leak credit in the amount of \$11.13 for 43 Nautilus Road
- 2013-273 Resolution authorizing a leak credit in the amount of \$76.22 for 110 Oregon Ave

- 2013-274 Resolution authorizing a leak credit in the amount of \$22.40 for 68 Lighthouse Dr
- 2013-275 Resolution authorizing a leak credit in the amount of \$450.73 for 58 Jefferson St
- 2013-276 Resolution authorizing a leak credit in the amount of \$127.80 for 93 Illinois Ave
- 2013-277 Resolution authorizing a leak credit in the amount of \$113.54 for 206 Seventh St
- 2013-278 Resolution authorizing a leak credit in the amount of \$60.62 for 25 Bay Parkway
- 2013-279 Resolution authorizing a leak credit in the amount of \$420.91 for 137 Marine Road
- 2013-280 Resolution authorizing a leak credit in the amount of \$67.75 for 102 Dock Avenue
- 2013-281 Authorization to demolish a private property at 172 Route 9 in accordance with Uniform Construction Code regulations. The State of New Jersey Allows Local Governments to demolish private property which reflects and represents an immediate hazard as long as the Construction Official certifies, which the Township has received that certification. The Township will place a lien on the property to recover the costs.
- 2013-282 Authorizing the Township Attorney to file petition for certification with the Supreme Court for the Gripenburg matter.

Motion to approve Resolutions 2013-245 through 2013-282 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion of Approval for Towing Operations in the Township of Ocean for 2013 as they have completed and been reviewed by the Police Department:

1. Waretown Gulf – Waretown Liberty
2. Jersey Shore Towing & Recovery
3. Accurate Towing Service

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion to approve a social affairs permit:

1. We Care Foundation at Greenbriar Oceanaire Clubhouse on October 15, 2013
Rain date October 21, 2013

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Motion to approve the use of the Community Center and Waretown Memorial Recreation Park:

1. Boy Scout Troop 26 – November 22, 23, and 24, 2013
2. Recreation – Mahjong – Wed. 7:00 pm – 9:00 pm Senior Room
3. Lance Meyers, October 11, 2013
4. Girl Scout Troop 50451 – Sept – June 2nd & 4th Thursday
5. Barnegat Bay Assembly of God – September 8, 2013

Motion to approve was moved by Committeeman Lachawiec, seconded by Deputy Mayor Tredy.

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Next Scheduled Meeting
Wednesday, October 9, 2013 at 6:30 pm

Adjournment

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

Roll Call: Lachawiec: Yes, Tredy: Yes, Wetter: Yes

Signed and Submitted:

Diane B. Ambrosio, RMC
Municipal Clerk

Date