

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN BUSINESS MEETING February 8, 2018

Call to Order

ROLL CALL: BAULDERSTONE X LOPARO X COLLAMER 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

PRESENTATION **Lacey Elks BPOE 2518** *Purchased 2 AED's for the Police Department*

Police Chief Michal Rogalski thanked Mr. Tonachio, Mr. Bard and Mr. Stolte and the Lacey Elks Lodge 2518 for your generous donation of two (2) Philips Heart Start Automatic External Defibrillators (AED), which are going to be put into the Patrol Division. AED's are one of the most important tools Law Enforcement Officers carry in their police cars. The AED's donated to the Police Department will be immediately placed into use. This donation will directly impact the residents of Ocean Township.

An AED is a lightweight portable device that delivers an electric shock through the chest to the heart. The shock can potentially stop and irregular heart beat and allow a normal rhythm to resume following sudden cardiac arrest. Sudden cardiac arrest occurs when the heart malfunctions and stops beating unexpectedly. If not treated within minutes, it quickly leads to death.

If sudden cardiac arrest victims receive defibrillation through an AED within the first minute, the survival rate is 90%. For every minute that passes without the defibrillation, survival decreases by 7%-10%. If AED's were used within five minutes, 30%-50% of sudden cardiac arrest victims would survive. The Township has 20% of its police cars equipped with AED's. With this generous donation and the prior support of the Township of Ocean, 100% of vehicles patrolling the Township are equipped with AED's, which directly increases the survival rate of every citizen in the Township of Ocean who experiences a heart attack. Thank you very much and I appreciate the partnership.

Barnegat-Waretown Chamber of Commerce Township of Ocean – Recreation Department Waretown Volunteer Fire Company

Bill Clanton Jr., President, Barnegat-Waretown Chamber of Commerce, discussed the Chamber of Commerce is a collection of business owners in the Barnegat-Waretown region. The Chamber of Commerce provides opportunity to network between businesses. One of the big obligations, as business owners, is to give back to the community. Today, Mr. Clanton is presenting two checks of donations. The first is a \$500.00 check to the Township of Ocean Recreation Department for a Drive-In Movie. The second is a \$500.00 check to the Waretown Volunteer Fire Company. The Fire Department not only serves the community but also serves the business community and has been very helpful with the Chamber of Commerce at several events.

Committee Reports

Mayor – Dan Collamer

The Township of Ocean received a US Forrest Service Grant called the Community Planning Assistance for Wildfire (CPAW). It is an in-depth look at the Township's potential for wildfires and how wildfires might affect the town. This is a grant where the Township does services in lieu of money. The value of this grant is up to \$250,000. I recently spent two days in Colorado at a conference regarding the grant and met a lot of people from all over the country. The Township will be toured by the team administrating the grant on March 14-15, 2018, to see what the risks are and meet with stakeholders and move ahead with the plan.

Ordinance 2018-1, Second Reading, Public Hearing, authorizes the vacation of any public interest in the right-of-way known as Evergreen Way a/k/a Maple Street. This is an ordinance that has been ongoing due to technical errors in the ordinance. There are no changes to the ordinance from introduction.

Ordinance 2018-2, First Reading, prohibits parking on preserved land owned or maintained by the Township of Ocean. This ordinance is being introduced due to a letter received from the Department of Environmental Protection (DEP), Green Acres Division, due to people parking on land that is preserved as Green Acres that DEP funded the purchase of. Failure to correct these non-compliances may render the Township ineligible for future disbursements of Green Acres funding.

Resolution 2018-127 appointing a Floodplain Management Committee. This item will continue to keep the Township in good standing with the Community Rating System (CRS). The Township Committee is required to appoint members each year. The Township's Community Rating System is consistently at the best rate we can possibly achieve.

Resolution 2018-132 authorizes a municipal lien be placed on a property in the amount of \$2,248.93 for services the Township provided to clean up a property after all other resources were exhausted and the property owner failed to respond.

Resolution 2018-134 Public Employees Occupational Safety and Health (PEOSH) requires each Township to designate a New Jersey Indoor Air Quality Officer. After a review of the items, it was decided to appoint Matthew Ambrosio, Superintendent of Public Works and Daniel Kehoe, Foreman. These gentlemen are familiar with the Township buildings and will be sent to class as required.

Project Updates

The Tradewinds at Waretown project is on Route 9 across from Shop Rite. The contractor has completed onsite storm drainage improvements and continues to work on the roadways. The developer has requested again the Township enter into a Payment in Lieu of Taxes (PILOT) agreement. The Township has unanimously turned it down again. This is the second time the developer has approached the Township and this is the second time the Township has turned it down again.

The Tractor Supply developer is still anticipating an April opening.

Breakers Kitchen & Tap, which is the old Longshots Restaurant. The ribbon-cutting will take place this Friday, February 9, 2018 at 4:30pm. It is really nice to see that building vital and occupied again.

Dunkin Donuts received approval to build a new drive-through facility on the Shop Rite plot just north of where the bank is on that corner. The project is waiting on the developer's contractor to start the project.

Deputy Mayor – Ben LoParo

Resolution 2018-140 is required by the Division of Local Government Services and certifies that our hiring practices are in compliance with the United States Equal Opportunity Employment. It also has to be done before the budget is approved.

Resolution 2018-135 authorizes the Township of Ocean to donate one (1) Summer Camp tuition as part of the Ocean Township PTA's gift auction.

Resolution 2018-141 authorizes the purchase of a Police vehicle and a Chief's vehicle and a conversion of the Township's K9 vehicle. The K9 vehicle is being retired. The Township is using a used vehicle to retrofit for K9 Remmi. These items are within the budget and under budget.

Deputy Mayor LoParo congratulated Chief Michal Rogalski for receiving from the NJ State Chief's Association, the Accredited Chief Command Executive Certification. Each applicant underwent reviews by the NJ Chief's Association. The program is a certification process that assures experience, formal education and collaboration are formally assessed against a recommended standard. Congratulations Chief Rogalski.

Chief Rogalski discussed it is a pleasure to announce that with his promotion came a vacancy in the Detective Bureau. Since December 19, 2017, Detective Andrew Riden has been in the Detective Bureau alone, handling all criminal investigations for the Township of Ocean. With the support of the Township Committee, Chief Rogalski was able to move Patrolman Jeremy Samuel to Detective. Patrolman Samuel has been with the Ocean Township Police Department since 2007. Chief Rogalski had the pleasure of training him and knows him very well. Since October 2017, Patrolman Samuel has been assigned to the Detective Bureau on a temporary status. Since, September of last year, Patrolman Samuel has been assigned to the Special Operations Group at the Ocean County Prosecutors Office, working on narcotics related cases that directly impact our community. It is with great pleasure to congratulate Detective Jeremy Samuel.

Committeeman – Ken Baulderstone

Resolution 2018-128 concerns Greenbriar Oceanaire retention basins. The Township Engineer has completed the required inspections and determined all improvements have been maintained in substantial conformance with the approved plans, NJ Department of Environmental Protection requirements and with the Municipal Land Use Law.

Resolutions 2018-130 and 2018-131 authorizes the Tax Collector and Treasurer to refund overpayments, as per the residents' request on water/sewer and taxes.

Resolution 2018-133 authorizes the appointment of Dolores Marino to the Senior Advisory Committee. The Senior Advisory Committee meets on the third Monday of each month at 10:30am at the Engle Sprague Senior Center.

Resolution 2018-136 and 2018-138 supports two bills regarding tax exemptions for veterans and disabled veterans. Bill S-900 supports the tax exemption status of property owned by 100% disabled veterans whose homes were destroyed by acts of God. Bill S-308 urges NJ Legislature to enact this Bill which expands the eligibility criteria for veterans who allow more to qualify for such benefits as Civil Service preference and surviving spouse benefits among others, and to adopt the ideology that a veteran is a veteran and to recognize the sacrifices that all veterans make for the betterment of the country and the county.

Resolution 2018-137 opposes NJ Offshore Oil and Gas Activities. As elected representatives for the Township of Ocean, the Township Committee has a responsibility to provide leadership to protect the coastal economy and a healthy ocean to strengthen the New Jersey coast and ocean.

Chief of Police – Michal Rogalski

Chief Rogalski discussed the January 2018 monthly Police Report. The Ocean Township Police Department handled 2 abandoned 9-1-1 calls, 45 alarms were activated and responded to, 12 animal complaints, 2,118 business checks, that is 2,118 times a patrol officer exited his vehicle and shook a door handle to make sure it is secure or open and to make contact if any issues were discovered, 3 criminal mischief acts were investigated, 1 disorderly complaint was received and handled, 14 domestic violence, verbal disputes or harassment complaints were handled, 9 disabled vehicles, 3 drunk drivers, 1 drug arrest, 72 First Aid calls, 49 general complaints, 12 motor vehicle accidents, 519 motor vehicle stops were conducted that resulted in 170 tickets being issued, 5 PESS evaluations, 23 individuals were arrested on various warrants, 1 shop lifting incident at Wawa, 39 suspicious persons in vehicles investigated, 4 thefts from residences with no motor vehicle thefts reported. In January 2018, the Police Department handled a total of 3,884 calls. That is a 24% increase this year. There were 3,115 calls in January 2017.

Chief Rogalski discussed posting a Facebook message today regarding motor vehicle burglaries, as a precaution, informing residents to lock their cars. The Township of Ocean did not experience any, but neighboring Barnegat Township did. There has never been a burglary of a vehicle where a window has been smashed. It has only been cars that are left unlocked.

Chief Rogalski received information from the Federal Trade Commission that any individuals that were victims of fraud between the months of January 2004 and January 2017 have the right to petition for a refund of the money that was lost. There is a lawsuit filed and a \$586,000,000 settlement, where individuals that were victims of fraud, who transferred money through Western Union, can apply and get money back. With the help of Detective Samuel starting Monday, he will review all fraud cases dating back to 2004. If any victim used Western Union, they will be individually contacted. Anyone that experienced online or internet scams, lottery prize money scams, emergency scams, the grandparent scam, advanced fee loan scams and online dating romance scams are eligible and will be contacted individually.

PUBLIC PORTION:

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

Roll Call: Boulderstone: Yes, LoParo: Yes, Collamer: Yes

Joe Jacangelo, 50 Harvey Cedar Way, discussed the Governor's desire to legalize recreational marijuana. Mr. Jacangelo spent 40 years in education, 32 years as an Administrator, at every level including middle school, high school and central office work. Mr. Jacangelo experienced the marijuana hay-day years, 1960's through 2000's, and also served on a drug alcohol agency for 33 years and is still on the board, dealing with drugs, alcohol and family crisis. Mr. Jacangelo served on the Municipal Alliance for Caldwell and West Caldwell and now serves on the Township of Ocean Municipal Alliance as well as serving on the Governor's Council on Drug and Alcoholism for a period of time.

Mr. Jacangelo is concerned that no one has looked at the tax purpose side of this. Mr. Jacangelo discussed it is blood money. In the late 1970's, Trenton lowered the drinking age from 21 to 18, which turned out to be an absolute disaster. There is a big downside. There is currently an opioid epidemic. It is straining rehabilitation functions and can add to the crime rate. This is a cash business. Marijuana is federally banned. Banks cannot deal with these businesses. There is a Municipal Alliance in Waretown. The Police have a presence in the School D.A.R.E. Program and work with the children from the earliest age to make them conscience of what is happening.

Mr. Jacangelo has called the Governor's Office, Senator Connors, Assemblyman Rumpf and Assemblywoman Gove. Monsignor Ken Tuzeneu at St. Mary's has come to the conclusion that something has to be done about the opioid epidemic and has put together a group, where over 30 people showed up.

Mr. Jacangelo requested the Township Committee pass an ordinance prohibiting any establishment of a marijuana distribution center within Waretown. Many Ocean County communities have already done this. Over half of the communities in Colorado have banned the selling of marijuana. Thank you for listening.

The Township Committee discussed that marijuana has not been legalized in the State of New Jersey and will discuss this issue when it is an issue.

Township Attorney McGuckin discussed if the Township Committee wanted to have an ordinance it would not take effect until a bill is passed and is signed into law.

John Petrosilli, 11 Vessel Road, inquired if Resolution 2018-139 for MnK Technologies in the amount of \$39,710.00 is for new computers.

Township Administrator/Clerk Ambrosio discussed it is for Township and Police IT Services for the Year 2018. The company that serviced the Township in the past has retired. MnK Technologies had the lowest quote. This resolution is for both Police and Township service and is part of the Police and Administrative budgets.

Eileen Doyle, 243 11th Street, thanked Committeeman Boulderstone and Chief Rogalski for attending the January Senior Advisory Committee meeting. They were both very informative and the response was positive.

Mrs. Doyle inquired about registration for AED training and CPR.

Chief Rogalski discussed he is working with the Ocean County Fire Academy to provide training. It will be scheduled during the day so it will be easier for you to attend. Chief Rogalski is waiting on a list of names of the people who will be attending the training.

Mrs. Doyle discussed she will provide a list of names. There are a number of women who want to go for the training but cannot get down on their knees.

Chief Rogalski discussed that is not a problem. We can accommodate for the training. Please keep in mind, that in a real life situation, you will have to get down on your knees.

Mrs. Doyle thanked the Township Committee for getting a new DVD player at the Community Center.

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

Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Motion to approve the meeting minutes of December 12, 2017 and December 19, 2017 was moved by Mayor Collamer, seconded by Deputy Mayor LoParo.

Roll Call: Baulderstone: Abstain, LoParo: Yes, Collamer: Yes

Motion to approve the meeting minutes of January 1, 2018, January 11, 2018 and January 11, 2018 – CDBG was moved by Committeeman Baulderstone, seconded by Mayor Collamer.

Roll Call: Baulderstone: Yes, LoParo: Abstain, Collamer: Yes

Resolution 2018-126 Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$4,328,155.47 was moved by Deputy Mayor LoParo, seconded by Committeeman Baulderstone.

Roll Call: Baulderstone, LoParo: Yes, Collamer: Yes

Ordinance 2018-2 – First Reading Title Only

ORDINANCE OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROHIBITING PARKING ON PRESERVED LAND OWNED OR MAINTAINED BY THE TOWNSHIP OF OCEAN

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

Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Ordinance 2018-1 – Second Reading – Public Hearing

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF ANY PUBLIC INTEREST IN THE RIGHT-OF-WAY KNOWN AS EVERGREEN WAY A/K/A MAPLE STREET WITHIN THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY

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

Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Robert Baran, 3 Evergreen Way, discussed he spoke with Michael Shay, a representative of Amboy Bank, who owns the property around 3 Evergreen Way. Mr. Baran wanted to make the Township aware that Mr. Shay informed him that Amboy Bank is going to deed that strip of land to Mr. Baran.

Township Attorney McGuckin discussed at this time, Mr. Baran is making representation. It would be appropriate to know if that is correct.

Steven Gouin, Giordano Halleran & Ciesla, representing Amboy Bank. Originally, the Township had requested to vacate only a portion of Evergreen Way, which is the portion needed to develop the marina's parking lot. It was decided it would make more sense for the Township to vacate the entire area, as it is not improved to municipal standard. It is a driveway. It was an old easement, reserved in a deed from the predecessor entitled to Mr. Baran's property. It was never intended to be a municipal right-of-way. It is an easement that showed up on a tax map and is now shown as a municipal street, which it really is not. As part of the site plan application, which is currently pending, the developer is going to be resubmitting for final site plan approval within the next week or so. The current proposal is Amboy Bank is going to deed a 30 foot driveway to Mr. Baran's property.

Mr. Baran discussed it is actually 34 feet x 191 feet.

Mr. Gouin discussed having a shared driveway with reciprocal access agreement would be too complicated. The property will have two driveways, one for each property. The Planning Board will review the site plan.

Township Attorney McGuckin discussed the Township can vacate its interest in the right of way. It is an easement, which somehow ended up on a tax map. If further research was done, it would turn out that it was never dedicated to the Township.

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

Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Motion to approve Ordinance 2018-1 was moved by Deputy Mayor LoParo, seconded by Committeeman LoParo.

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

- 2018-127 Resolution authorizing the members of the Flood Plain Management Committee for the year 2018
- 2018-128 Resolution authorizing release of Maintenance Guarantee for Greenbriar Oceanaire Basin S & V
- 2018-129 Resolution authorizing Jeremy Samuels to be assigned to the Ocean Township Police Detective Bureau
- 2018-130 Resolution authorizing the refund of \$4,042.60 for overpayment of taxes for 121 Brigantine Blvd
- 2018-131 Resolution authorizing the refund of \$93.92 for overpayment of water/sewer for 102 Montclair Road
- 2018-132 Resolution authorizing a municipal lien be placed on 10 Point Road in the amount of \$2,248.93 for failure to abate violations
- 2018-133 Resolution authorizing the appointment of Dolores Marino to the Senior Advisory Committee
- 2018-134 Resolution authorizing the appointment of Matt Ambrosio and Dan Kehoe as the Township of Ocean's Indoor Air Quality Coordinators
- 2018-135 Resolution authorizing one child Summer Camp in the Township of Ocean Recreation program for the Ocean Township PTA auction
- 2018-136 Resolution of the Township of Ocean, County of Ocean, State of New Jersey, Supporting S900, which continues the Tax Exempt Status of Property Owned by 100 Percent Disable Veterans whose homes were destroyed by acts of God
- 2018-137 Resolution of the township of Ocean, County of Ocean State of New Jersey opposing New Jersey Offshore Oil and Gas activities
- 2018-138 Resolution of the township of Ocean, County of Ocean, State of New Jersey supporting S308 ensuring that all Veterans are eligible to receive the benefits
- 2018-139 Resolution authorizing the MnK Technologies in the amount of \$39,710.00 for the year 2018
- 2018-140 Resolution of the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey, Certifying Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions under Title VII of the Civil Rights Act of 1964"
- 2018-141 Resolution authorizing the purchase of 2018 Police Interceptor – State Contract – \$31,575.80

Resolutions 2018-127 through 2018-141

Motion to approve was moved by Committeeman Baulderstone, seconded by Deputy Mayor LoParo.
Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Motion to Approve: Second Hand Dealers Licenses for the year 2018

1. Waretown Stamp and Coin
2. Sonny's Recycling

Motion to approve was moved by Deputy Mayor LoParo, seconded by Committeeman Baulderstone.
Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Motion to Approve: Social Affairs permit for the Waretown Volunteer Fire Company for Fish Tournament on May 18, 2018 and May 20, 2018

Motion to approve was moved by Committeeman Baulderstone, seconded by Deputy Mayor LoParo.
Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Motion to approve the below listed dates in 2018 for the use of the Community Center, Waretown Memorial Recreation Park, Toumey Park and ballfield:

1. Greenbriar Softball Club – Toumey Park
2. Gina Hanson – February 17, 2018

Motion to approve was moved by Deputy Mayor LoParo, seconded by Committeeman Baulderstone.
Roll Call: Baulderstone: Yes, LoParo: Yes, Collamer: Yes

Next Scheduled Meeting
March 8, 2018 – 7:00 pm

Adjournment

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

Signed and Submitted:

Diane B. Ambrosio, RMC
Municipal Clerk

Date