

MEETING MINUTES

TOWNSHIP OF OCEAN COUNTY OF OCEAN BUSINESS MEETING October 9, 2012

Call to Order

ROLL CALL: LACHAWIEC Absent WETTER X TREDY X

Committeeman Lachawiec and Township Administrator Breeden joined the meeting at 2:07 pm.

Flag Salute

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

RESOLUTION 2012-309: authorizing the Township Committee to retire into Executive Session for the purpose of discussing: Contractual, Litigation, and Personnel matters

Motion to approve Resolution 2012-309 was moved by Deputy Mayor Wetter, seconded by Mayor Tredy.
Roll Call: Wetter: Yes, Tredy: Yes

Township Attorney McGuckin outlined the items to be discussed in executive session.

- Interview of a potential Police Officer.
- Personnel Matter
- Litigation update regarding Sanibel
- Update regarding Lennar – Greenbriar
- Steffins lawsuit
- Redevelopment Agreement with Coastal Redevelopers

Mayor Tredy stated for the record that Committeeman Lachawiec and Township Administrator Breeden are in the building, but have not arrived at this meeting yet. The Township Committee will take a five-minute recess until they arrive.

Committeeman Lachawiec and Township Administrator Breeden joined the meeting at 2:07 pm.

Items to be discussed:

Solar

- Pinelands Commission needs status update as they have been holding an Ordinance for action. Needs and immediate update.

Township Clerk Ambrosio discussed the Pinelands Commission inquiring if the Township would like another extension on the solar landfill project ordinance.

Committeeman Lachawiec discussed the consensus is to not spend any more money on this project. Committeeman Lachawiec would like Chris Warren of Alaimo Engineering to submit a quotation for the extension.

Mayor Tredy discussed that the Pinelands Commission only needs a letter requesting an extension.

Mayor Lachawiec discussed that Project Navigator is no longer on the project. The Governor has signed a new law that makes the floor at \$250.

Township Attorney McGuckin suggested requesting a six-month extension.

Township Administrator Breeden suggested the letter contain the following language - "In light of the recently passed state law, it may make the project more economically viable. As a result, the Township is requesting a six-month extension."

- Township Buildings – Electrical or Energy Aggregation

Township Administrator Breeden discussed several communities in the Ocean and Monmouth County areas are looking at aggregation of the entire community, including municipal buildings and residents. The Township of Ocean has discussed that municipal buildings would be a good first step to demonstrate the savings. The next step would be the residents. Does the Township want to participate in energy aggregation on all Township buildings to realize the savings of 10-20% off current electric bills?

Township Attorney McGuckin discussed that tomorrow afternoon Plumsted Township will be the first town in the state to receive bids. This will be energy aggregation combined with other municipalities.

Township Administrator Breeden discussed it would be an economies of scale with several towns participating in the program, which will maximize any savings. Township owned property will be the first phase in the electric aggregation, which would demonstrate to the public how much can be saved.

Mayor Lachawiec discussed the 10% fails to account for the energy taxes that have to be paid with it. The savings comes out to be 1-2%. The Township needs to take everything into consideration and see if the potential savings is inflated or not.

Township Administrator Breeden discussed Plumsted will be opening bids tomorrow. The consultant will not be charging any of the towns. Any revenue generated by the consultant will be a percentage of the savings.

Township Attorney McGuckin discussed the fees would be built into any agreement the Township enters into.

Township Administrator Breeden discussed Barnegat is encouraged by the proposed savings that can be realized with the Township owned property. Plumsted will be a major milestone to see what savings can be realized.

Water

- Greenbriar Garden Club (water hook up)

Deputy Mayor Wetter discussed there are three areas on Pancoast Road where the Gardenaires Gardening Club need water. These are women who are lugging 9 gallons of water at a time down there to water the gardens.

Township Attorney McGuckin discussed that it is a Township road and property, the Township has the right to put water there. It is up to the Township Committee.

Deputy Mayor Wetter discussed the Township has allowed the Gardenaires to beautify that area. Two meter hookups with a hose spigot and a lock could be installed.

Township Administrator Breeden discussed the Township owns Pancoast Road, from Route 9 up to the gates.

Township Attorney McGuckin does not see a legal problem with the Township installing water in this area. The Township does not need to send them a bill if they do not want to.

Committeeman Lachawiec has received requests for the Township to set aside land for vegetable gardening. Committeeman Lachawiec will visit the site to see if there is any available property.

The Township Committee will speak to the Utilities Department about the water hook up on Pancoast Rd.

NJNG

- Franchise Agreement

Mayor Tredy discussed the New Jersey Natural Gas franchise. NJ Natural Gas originally wanted a 50 or 100 year agreement. It is now down to 1 year.

Committeeman Lachawiec discussed the meeting with Township Administrator Breeden, Tracey Thayer of NJ Natural Gas and a representative of their Government Affairs office. It was decided that a one-year franchise agreement will be submitted every year. The laws are changing all the time regarding energy taxes. If the Township is in a franchise agreement for a long period of time, the municipality may not be able to benefit from new laws regarding energy taxes.

Township Administrator Breeden discussed that NJ Natural Gas and their parent company have a non-profit organization that provides funding to community development groups, non-profit organizations and educational organizations that helps offset the cost of various programs they sponsor. NJ Natural Gas made a commitment to send the information to the Township to see if

the Township can generate funding for that. NJ Natural Gas has not followed through, which is disappointing.

NJ Natural Gas will still provide gas to the Township and will still repair gas lines and service the community.

The franchise agreement will be dated retroactive from 2009 to October 1, 2013.

PUBLIC PORTION:

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

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

No public comment.

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

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

Resolution 2012-310

Resolution authorizing the hiring of two part-time dispatchers for their 90 day trial period, Timothy Duff and Michael Matelski as per the request of the Police Department

Motion to approve Resolution 2012-310 was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to go into Executive Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Motion to Open to Open Session was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.

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

Adjournment

Motion to adjourn was moved by Committeeman Lachawiec, seconded by Deputy Mayor Wetter.
Roll Call: Lachawiec: Yes, Wetter: Yes, Tredy: Yes

Signed and Submitted:

Diane B. Ambrosio, RMC
Township Clerk

Date