

ON MONDAY, FEBRUARY 24, 2003 AT 6:30 P.M., THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING IN THE MUNICIPAL BUILDING

ROLL CALL:

**COMMITTEEMAN BRODERICK
COMMITTEEMAN GRISANTI
COMMITTEEMAN REILLY
DEPUTY MAYOR GIBLIN
MAYOR KAFTON**

**ATTORNEY STARKEY
ADMINISTRATOR KENNEDY
TOWNSHIP CLERK EDEN**

**ALSO PRESENT WERE ROBERT RYLEY, LAURA BORYS AND
ROBERT KRIEGER (DAHN & KRIEGER ARCHITECTS)**

RESOLUTION 108R-03

**TITLE: RESOLUTION FOR EXECUTIVE SESSION TO AUTHORIZE
TOWNSHIP COMMITTEE TO ENTER INTO CLOSED DISCUSSIONS
CONCERNING MATTERS INVOLVING CONTRACT NEGOTIATIONS,
PERSONNEL AND LITIGATION AND POSSIBLE LAND ACQUISITION
MATTERS.**

MOTION TO APPROVE BY: BRODERICK

MOTION SECONDED BY: REILLY

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Section 8 of the Open Public Meetings Act permits the exclusion of the public from a public meeting under certain circumstances; and

WHEREAS, this governing body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Jackson, County of Ocean, and State of New Jersey, as follows:

1. The public shall be excluded from discussion concerning the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a) Personnel
 - b) Litigation
 - c) Potential Land Acquisition
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 02/24/03

**ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

CANDLE LIGHTING: The Mayor lit a candle and read the names of the residents who passed away since the last Township Committee meeting. The Mayor then asked everyone to join him for a moment of silence in memory of those individuals who passed away and their families.

ON MONDAY, FEBRUARY 24, 2003, THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING, COMMENCING AT 7:30 P.M. IN THE MAIN MEETING ROOM OF THE MUNICIPAL BUILDING. SAID MEETING WAS OPENED WITH THE PLEDGE OF ALLEGIANCE.

ROLL CALL:

**COMMITTEEMAN BRODERICK
COMMITTEEMAN GRISANTI
COMMITTEEMAN REILLY
DEPUTY MAYOR GIBLIN
MAYOR KAFTON**

**ATTORNEY STARKEY
ADMINISTRATOR KENNEDY
TOWNSHIP CLERK EDEN**

As Clerk of this meeting, I publicly announce that in compliance with the provisions of the "Open Public Meetings Act" adequate notice of this meeting of the Jackson Township Committee has been advertised in the manner prescribed by law. This statement shall be entered into the Minutes of this meeting.

CERTIFICATES OF APPRECIATION – "BLIZZARD OF 2003"

MAYOR KAFTON: He spoke about the snowstorm that hit the State this past weekend. Jackson Township had 21.5 inches of snow. A storm like that calls for Public Works, Emergency Management and the Police Department to get in full gear and help out on the roads in the community. He stated that he had listened to the radio and read in the newspapers about various towns that had many complaints about their roads, but that wasn't the case in Jackson. Every single person he spoke to said they did an outstanding job with the roads. The people who worked during this had spent from Sunday afternoon to Monday evening cleaning our roads. He explained that tonight they wanted to take the time to recognize these people for their outstanding work. He presented certificates of appreciation to individuals in the following groups.

- **JACKSON TOWNSHIP OFFICE OF EMERGENCY MANAGEMENT**
- **JACKSON TOWNSHIP POLICE DEPARTMENT**
- **JACKSON TOWNSHIP DEPARTMENT OF PUBLIC WORKS**

MAYORAL APPOINTMENTS

#MA 14-03: PRIVATE RESIDENTIAL COMMUNITIES ADVISORY BOARD
Beginning immediately through December 31, 2003 Debra Ross, Three Pence Brook

PRESENTATION – OPEN SPACE PRESERVATION

ANDREW STRAUSS: He began by introducing himself as the Township's Open Space Land Acquisition Planner. He said he was going to speak specifically about the open space work that the Township has been doing for the past 6 to 8 months. There was going to be a slide show, but the projector was not working, therefore, he would like to adjourn the presentation for tonight and come back at another meeting. Although he was unable to do the slide show, he still wanted to speak to the public and the Committee regarding Resolution 123R-03 and the Green Acres Grant Program. He began by telling the public that this Resolution is an enabling Resolution, which allows the Township to show good faith by showing they will financially match the State's Green Acres cash in the amount up to \$20 Million dollars. This Resolution does not obligate the Committee to spend the money, but only post the money as available funds for the purchase of open space in this Township. This is a new program and is available to all jurisdictions in the State that has their own open space trust funds. Last year this Township started it's collection of monies and the tax is now generating between \$350,000 to \$400,000 a year. The Township of Jackson over the past 29 years has not made a single application to the State for municipal land acquisition for open space. The \$20 Million dollars the Township is posting would bring in another \$20 Million of matching funds from the State if we are approved for this program. He explained that on March 1st they will send in an application to the State for this planning incentive grant program. Shortly thereafter they

will file an open space recreational plan that shows where the lands are and how the Township expects to go through the details of acquiring these properties. He said he will be working with the Township on this plan. He then said he would like to recognize Bob Watson who was there in the front row and who is a Green Acres Program Officer. He wanted to let the public and Committee know that Green Acres is here in support of the Township's effort. He went on to explain if they do get approval, then when they purchase a property they would be able to apply to the state to get reimbursement of 50% back on that property. They can do this for each property they purchase up to \$20 Million dollars. Mayor Kafton began by saying he wanted to make sure he understands Resolution 123R-03. This Resolution is allowing us up to \$20 Million dollars in bonding, but is not saying we will spend the total \$20 Million. Whatever amount we do spend we should be able to get matching grant money back from Green Acres.

PUBLIC HEARING OPENED, RESOLUTION 123R-03 ONLY:

GARY BLACK, 76 LEWIS LANE: He began by saying he has some questions regarding the \$20 Million dollars for the Green Acres Grant. He asked if the \$20 Million was a cap or were they obligated to spend that amount? Mayor Kafton explained that we are not obligated to spend that amount, they had to put a cap on it for the application. If they spend \$1 Million then they would get a matching grant from the state for \$1 Million. If they find the opportunity to purchase some land they want to make sure they have the funding in place and the ability to get the matching grants for it. Everyone knows that by stopping houses being built they can save a lot of money down the road.

JANET GEARMAN, 201 PERRINEVILLE ROAD: She directed her question to Mr. Watson from Green Acres. She asked him with these Green Acres grants what type of land are they looking to preserve and if the State determines that? She later directed a question to Andy Strauss and asked him if he puts the grant together? She asked if he will be looking to preserve the land for farmland preservation? She stated that she believes that this is a good step forward and it is a shame that it took so long because there was a lot of critical land over the past years that could have been saved.

BOB WATSON, GREEN ACRES: What the Township is doing is purchasing lands of their interests. Whether those lands are for a Township park, protection for open space preservation, or recreation fields. In this instance it is up to the Township to decide what they are interested in preserving and buying for open space. The State is very happy to hear the Township is moving forward on this. He explained that he is eager to receive the application and move it through the system and get them some money appropriated for the Township and give them the assistance they need for negotiating purchases. The State is also very interested in protecting the watershed. They are on board with the Green Acres programs and what the town is doing.

ANDY STRAUSS: He explained that he is in the process of putting together an inventory of qualified properties. They are looking at active recreation, passive recreation, critical habitat connections between properties, small properties, large properties, wet properties, dry properties, etc. He has spent the last 6 months looking through different properties and evaluating them. He then will be presenting that material, it is an inventory of properties and it is not set in stone. It shows what the opportunities are in this town open space wise. Regarding farmland preservation there is a program that could work with private farmland provided that there is some public access that is allowed on the site. This is a Green Acres program not a farmland preservation program. If there is access provided for some public use then those properties would qualify whether there open field on field or forest.

BILL KISSLING, 193 SO. HOPE CHAPEL ROAD: His question was when they see the plan who is going to decide what properties and where? Will the residents of Jackson have any input into this? He stated that he is interested in preserving open space because he believes that we have a lot of playing fields, etc. and he hopes that the Committee takes that into consideration. Mayor Kafton explained that the decisions of what

properties to be purchased will be jointly done among the Township Committee with the recommendation of Mr. Strauss. They have encouraged residents, if they know of any properties, to let them know. The Mayor stated that they are definitely taking into consideration open space. They are also considering active recreation because the town is growing and they do have to consider both. He stated that just down the road they have preserved over 500 acres that can be used for passive recreation, which he believes the Pathfinders are aware of. They are looking to do both, passive recreation and preserve open space, but they do have to look at active recreation as well.

MOTION TO CLOSE PUBLIC HEARING, RESOLUTION 123R-03 ONLY BY: GIBLIN

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

RESOLUTION 123R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING AN APPLICATION TO GREEN ACRES SEEKING A GRANT IN THE AMOUNT OF \$20,000,000.00 FOR OPEN SPACE ACQUISITION

MOTION TO APPROVE BY: BRODERICK

MOTION SECONDED BY: GIBLIN

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to Municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and; and

WHEREAS, the Township of Jackson desires to further the public interest by obtaining a grant of \$20,000,000.00 from the State to fund Township-wide open space acquisition.; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above-named project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, as follows:

1. The Township Administrator, John Kennedy, is hereby authorized to:
 - (a) make application for such grant;
 - (b) provide additional application information and furnish such documents as may be required; and

- (c) act as the authorized correspondent of the above named applicant.
2. The Township Administrator, John Kennedy, is authorized to execute an agreement and any amendment thereto with the State for such Township-wide open space acquisition.
 3. The applicant has its matching share of the project, if a match is required, in the amount of \$20,000,000.00.
 4. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project.
 5. The applicant agrees to comply with all applicable federal, state and local laws, rules and regulations in its performance of the project.
 6. This Resolution shall take effect immediately.

DATED: 02/24/03

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

COMMITTEE COMMENTS

COMMITTEEMAN BRODERICK: On Sunday, February 16th Jackson Township along with many other East Coast communities were hit with the worst storm since 1996. Public Works, Police, Office of Emergency Management which he is the liaison to, First Aid, and Fire manned their stations and dealt with the storm in their own respective ways. He thanked all those individuals that participated in combating this storm to maintain a level of safety for all Jackson residents. He thanked Mayor Kafton and Deputy Mayor Giblin for their involvement in this on Sunday evening and Monday. The storm has passed now and we are now in a clean up mode to bring our Township back to normal day to day operation. He also stated that he wanted to comment on an issue that he said was very dear to him, that they will be dealing with in this years budget, that has an attached high dollar amount, but something he believes is needed and that is a new police radio system. For approximately three years now him and Committeeman Grisanti have moved forward to upgrade the police radio communications system. They have looked at a number of ways in improving what they have versus buying an entirely new system. With this change comes a high dollar amount investment that nobody should challenge because a price cannot be placed on personal safety. We are committed to move forward and asked his fellow Committeemen to join him and Mr. Grisanti in support of appropriating money for a new police communication system. They would also like to enhance that system by adding our Emergency Management, First Aid and Department of Public Works trucks and equipment to it. This way no one would ever have to get out of their trucks in the middle of a snowstorm and knock on someone's door and ask to call their department because they are broken down on the road. In closing he told everyone to get home safely.

COMMITTEEMAN GRISANTI: He commended all the Township employees who did an excellent job with snow removal and managing the snowstorm. He dittoed the comments of Committeeman Broderick. This was a project they have been working on over the past several years to upgrade our radio system. It is unfortunate when you look

at the Justice Complex that was built in 1998 you see what appears to be a state of the art building, but inside tells a different story. They have been working on getting that fixed, but it is taking a while because of the cost involved. Unfortunately, it should have been built into the budget that was used to build the Justice Complex. He stated that he was working with Deputy Mayor Giblin on the budget this year and they are attempting to address that situation.

COMMITTEEMAN REILLY: He thanked everyone for coming out. He too wanted to compliment the Department of Public Works, Emergency Management and Police on a job well done during this blizzard. This past week he had the pleasure of riding a long with one of our police officers on the four to midnight shift. He wanted to get a small taste of what a Jackson police officer experiences on a daily basis. It was a good night and he gained a great deal of appreciation for the protection our officers provide us. He thanked officer Amy Driesga for her patience with him and her professionalism. On a more somber note during this big storm Jackson Township lost a great soul David Markason, President of the Republican organization in town passed away. He had considered Mr. Markason a good friend. He was always there for people. What really made Dave special to him was whether you agreed with him or not he possessed a strength of character that he would always strive to do good, what was right, what was fair and what was decent. He was sincere to the core and he will be missed. Last week Jackson lost a great champion for decency in everything he did.

DEPUTY MAYOR GIBLIN: He addressed the members of the Public Works Department and said on behalf of all the Jackson residents, thank you for a job well done.

MAYOR KAFTON: He began by saying that he to attended the funeral of Dave Markason this past week. He said they may have been political advisories, but he always had an admirable respect for him. His wishes went out to his family. This morning he had the opportunity to attend the Ocean County Mayors Association. The guest speaker there was our Commissioner of Community Affairs, Susan Bass Levine and she spoke on a program the State is starting up called the Smart Growth Program. Our community and several other towns in the area will be one of the first to benefit from this program. What this will do is the State will give the towns the tools needed to help control growth. They will be having a meeting with the State and Director of Community Affairs in the coming weeks to better learn how they can help us. They are giving a grant to our area of \$150,000 to \$200,000 dollars that will be divided up amongst the towns. Jackson will be pushing to get the majority of that because we are the largest Township in the county as far as square miles go. He stated that he will keep the community informed on how this will benefit us. In closing, he too thanked Emergency Management, the Police Department and stated that Public Works did a fantastic outstanding job. Our final tally on the snow removal is \$275,000 dollars for the clean-up. He thanked everyone for coming out and told them to drive home safely.

BILLS AND CLAIMS

MOTION TO APPROVE BILLS AND CLAIMS BY: GIBLIN

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

COMMITTEEMAN GRISANTI: He stated that he had put a hold on bill RUD-02, Ruderman & Glickman and he is now ok with the release of this bill to be paid.

CHECK#	VENDOR	AMOUNT
062253	FIRST UNION NATIONAL BANK INV	13,415,000.00
062254	JACKSON TOWNSHIP P/R ACCOUNT	457,615.35
062255	JACKSON TOWNSHIP P/R ACCOUNT	35,541.04
062364	ACTION OFFICE SUPPLIES INC.	710.26
062365	AL'S AUTO REPAIRS INC.	210.00
062366	A.R. COMMUNICATIONS	99.85
062367	ATLANTIC SALT INC.	8,109.24
062368	AUTOMATED BUILDING CONTROLS	6,825.00

062369	B&G ELEVATOR	270.00
062370	BALLY'S PARK PLACE	182.00
062371	BROUWER HANSEN & IZDEBSKI	1,044.00
062372	CANYON SPRING WATER	.00
062373	CANYON SPRING WATER	523.00
062374	CARDIOLOGY ASSOC., OF OCEAN CNTY	1,750.00
062375	KIMBERLY S. CASTEN	3,333.33
062376	C.H. AUTOS	165.00
062377	CME ASSOCIATES	5,592.00
062378	METROPOLITAN INSURANCE CO.	590.13
062379	COSTCO WHOLESALE 229	168.12
062380	COUNTRY CLEAN, INC.	42.03
062381	CREATIVE HOBBIES	375.44
062382	DEPTCOR/BUREAU OF	210.00
062383	DOWNS FORD, INCORPORATED	522.32
062384	ELITE HEATING & COOLING, INC.	498.00
062385	EXECUTIVE BUSINESS PRODUCTS	204.38
062386	F&J AUTO	35.00
062387	FERGUSON ENTERPRISES, INC.	205.64
062388	MICHAEL & DAWN GARCIA	1,364.39
062389	GENERAL CODE PUBLISHERS CORP.	1,155.73
062390	GMAC MORTGAGE	925.73
062391	VIRGEL & MICHELLE GOMES	7,978.08
062392	THE HOME DEPOT	218.00
062393	HOWELL FAMILY MEDICAL CENTER	1,300.00
062394	INDEPENDENT SERVICE TECHNICIAN	1,391.00
062395	INTERBORO PKG CORP.	179.40
062396	JACKSON SR. CITIZENS CLUB, INC.	202.18
062397	JACKSON CHAMBER OF COMMERCE	120.00
062398	JACKSON TWP. M.U.A.	3,705.89
062399	JCA ASSOCIATES, INC.	20,070.16
062400	JERSEY CENTRAL POWER & LIGHT	31,667.44
062401	A-1 JDK SPECIALTIES	30.00
062402	LAKEWOOD AUTO SUPPLY INC.	468.94
062403	THOMAS G. LEODIS	11,482.84
062404	MCAA OF NJ	80.00
062405	METRROPOLITAN LIFE INSURANCE CO.	9,167.02
062406	MGL FORMS-SYSTEMS	188.90
062407	PHILLIP M. MILLER, ESQ.	800.00
062408	MUN. CLERK'S ASSN. OF NJ, INC.	75.00
062409	NEW JERSEY CONFERENCE OF MAYOR	595.00
062410	NEW JERSEY NATURAL GAS	12,180.55
062411	NEW JERSEY POLICE TRAFFIC	35.00
062412	NEW JERSEY RECREATION & PARK	75.00
062413	NEW JERSEY STATE LEAGUE OF	50.00
062414	NJ TURF ASSOCIATION	135.00
062415	NORMAN'S GLASS & AUTO SVCS, INC.	256.07
062416	OCEAN COUNTY NEWSPAPERS, INC.	220.53
062417	OCEAN COUNTY COLLEGE	273.00
062418	O.C. POLICE TRAF. SAFETY OFF.	25.00
062419	POINT BAY FUEL, INCORPORATED	116.00
062420	PROSPECT MANOR LLC	4,156.00
062421	PUBLIC WORKS ASSOCIATION OF NJ	50.00
062422	RUDERMAN AND GLICKMAN, P.C.	5,000.00
062423	RUTGERS THE STATE UNIVERSITY	210.00
062424	SANITARY SUPPLY SPECIALTIES	1,489.54
062425	SENIORS WHO CARE, INC.	2,066.68
062426	SNAP ON TOOLS CORPORATION	121.42
062427	STARKEY, KELLY, BLANEY, BAUER AND	3,500.00
062428	STOP & SHOP #873	22.75
062429	SUPPLY SAVER	431.99
062430	TONER CONCEPTS	69.00

062431	TOTAL LUBRICATION SVC & SUPPLY	589.75
062432	TRANSAMERICA RE TAX SERVICE	1,922.71
062433	MICHAEL CEPPALUNI dba/UNITED	380.00
062434	UNITED PARCEL SERVICE	6.52
062435	U.S. HOME CORPORATION	1,627.00
062436	VAN DERVEER TIRE & SERVICE CTR	158.85
062437	VAN SANT SEWER SERVICE t/a	150.00
062438	VERIZON	2,630.68
062439	VIP CREDIT REPORTING, LLC	120.00
062440	WALTER R. EARLE CORPORATION	90.07

ORDINANCES, SECOND READING: NONE AT THIS TIME

ORDINANCE FIRST READING

04-03

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING PART II, CHAPTER 109, ARTICLE VI OF THE MUNICIPAL LAND USE CODE OF THE TOWNSHIP OF JACKSON

MOTION TO APPROVE ORDINANCE 04-03 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON MARCH 10, 2003 BY: GIBLIN MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

ORDINANCE 04 -03

WHEREAS, the Township Committee of the Township of Jackson has determined that certain provisions contained within its Code must be amended in order to bring them into complete compliance with the Fair Housing Act, 42 U.S.C. 3601 et seq.;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

1. Section 109-44(A)(1) and (2) are hereby amended to read as follows:
 - A. Permitted principal uses of buildings and structures are as follows:
 - (1) Community residences for the disabled.
 - (2) Community shelters for victims of domestic violence.
2. Section 109-44(C)(4) and (5) are hereby repealed.
3. Section 109-45(A)(1) and (2) are hereby amended to read as follows:
 - A. Permitted principal uses of buildings and structures are as follows:
 - (1) Community residences for the disabled.

- (2) Community shelters for victims of domestic violence.
- 4. Section 109-45(C)(4) and (5) are hereby repealed.
- 5. Section 109-46(A)(1) and (2) are hereby amended to read as follows:
 - A. Permitted principal uses of buildings and structures are as follows:
 - (1) Community residences for the disabled.
 - (2) Community shelters for victims of domestic violence.
- 6. Section 109-46(C)(2) and (3) are hereby repealed.
- 7. Section 109-49(A)(1) and (2) are hereby amended to read as follows:
 - A. Permitted principal uses of buildings and structures are as follows:
 - (1) Community residences for the disabled.
 - (2) Community shelters for victims of domestic violence.
- 8. Section 109-49(C)(3) and (4) are hereby repealed.
- 9. Section 109-50(A)(3) and (4) are hereby amended to read as follows:
 - A. Permitted principal uses of buildings and structures are as follows:
 -
 - (3) Community residences for the disabled, subject to the area, yard and building requirements of the R-2, R-3 and R-5 Residential Zone (Section 109-44).
 - (4) Community shelters for victims of domestic violence, subject to the area, yard and building requirements of the R-2, R-3 and R-5 Residential Zone (Section 109-44).
- 10. Section 109-50(C)(3) and (4) are hereby repealed.

11. Section 109-106 is hereby repealed in its entirety.
12. All other provisions of Section 109 of the Codified Ordinances of the Township of Jackson shall remain in full force and effect, except to the extent modified herein.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Jackson on first reading at a meeting held on the 24th day of February, 2003. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 10th day of March, 2003 at 7:30 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 95 West Veterans Highway, Jackson, New Jersey at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

PUBLIC HEARING OPENED, RESOLUTIONS ONLY: NO ONE CAME FORWARD

MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: BRODERICK

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

RESOLUTION 84R-03 (TABLED FROM 2/10/03)

TITLE: AUTHORIZE EMERGENCY TEMPORARY APPROPRIATION #1

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, in accordance with the provisions of N.J.S.A. 40A:4-20 entitled, **EMERGENCY TEMPORARY APPROPRIATIONS**; in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year the date of the adoption of the budget for said year. The amount of such emergency temporary appropriations shall be included under the correct headings in the budget as adopted. If they are adopted after the introduction and approval of the budget and were not included in the budget as approved, they shall be included by amendment in the budget as adopted, except that no public advertisement or public hearings shall be required as to their adoption as amendments. A copy of each resolution making such emergency temporary appropriations shall be filed forthwith with the director.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey as follows:

The following annexed 2003 Emergency Temporary Appropriations of \$35,000.00 in addition to any previously approved emergencies cumulatively totaling

\$35,000.00 is hereby made in compliance with the above referenced statute. Combined 2003 temporary (N.J.S.A. 40A:4-10) and Emergency Temporary (N.J.S.A. 40A:4-20) Appropriations aggregate to \$6,618,448.13.

1. This resolution shall take effect upon affirmative Committee vote of the Township of Jackson Township.
2. Copies of this resolution to the Administrator, Chief Financial Officer, Auditor and (3) certified to the Director of the division of Local Government Services.

DATED: 02/24/03

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

(Insert 4 pages into Minute Book)

RESOLUTION 120R-03

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON,
OCEAN COUNTY, NEW JERSEY AUTHORIZING ADOPTION
OF AMENDED PROGRAM GUIDELINES FOR THE JACKSON
TOWNSHIP HOUSING REHABILITATION PROGRAM**

MAYOR KAFTON: For the public's edification he explained that the Township currently has a rehabilitation program in place. As long as you reach the income requirement under that program, it allows you to get funding from the Township up to \$15,000 for repairs on your home. What this Resolution will do will expand this program to include mobile homes. The requirements are you must own your mobile home, it must appraise for \$10,000 and you must also meet the income requirements. If you do meet those requirements you have the ability to fill out an application and receive up to \$5,000 to fix your mobile home. This is a great program and works very well for our residential housing. If you do use this program you have to maintain residency in that mobile home for up to 6 years or you will have to pay back the amount of money you borrowed from the Township.

MOTION TO APPROVE BY: BRODERICK

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the program currently provides deferred loans to eligible participants who own single family or two-family homes up to a maximum loan amount of \$15,000, for purposes of rehabilitating the primary residence of the applicant; and

WHEREAS, the loan is secured by a mortgage on the primary residence for a period of six years; and

WHEREAS, the Township Committee desires to extend the rehabilitation program to owners of mobile homes in order to allow them to have the same opportunity to rehabilitate their residences; and

WHEREAS, the modified Program Guidelines will allow mobile home owners to apply for loans up to \$5,000 for purposes of rehabilitating their homes, which loans will

be secured by the filing of a lien against title with the New Jersey Department of Motor Vehicles; and

WHEREAS, eligible applicants will be subject to the same income guidelines established by the Council on Affordable Housing as currently set forth in the Program Guidelines; and

WHEREAS, eligible applicants must provide a certified appraisal for the mobile home that establishes a fair market value of at least \$10,000 for such home prior to issuance of the loan; and

WHEREAS, the sale of such home or the transfer of such home outside the Township before the six-year term of the loan has expired will require the applicant to repay the loan in full, with no interest; and

WHEREAS, due to a limited availability of funds, the extension of the program to mobile home owners will be limited to a total loan amount of \$100,000 for calendar year 2003, which will be reconsidered by the Township Committee for 2004 based upon the availability of funding and the need for further rehabilitation;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, as follows:

- 1 The Mayor is authorized to execute Amended Program Guidelines for the Jackson Township Housing Rehabilitation Program to provide for loans to owners of mobile home units up to a limit of \$5,000 per mobile home, provided that an appraisal establishes the fair market value of such home of at least \$10,000.
- 2 Such Amended Program Guidelines shall further provide for security for such loans by filing a lien against title to the home, and shall limit the total amount available for loans to mobile homeowners of \$100,000 for calendar year 2003.
- 3 That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Chief Financial Officer.

DATED: 02/24/03

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

CONSENT AGENDA, ONE VOTE FOR ALL OF THE FOLLOWING RESOLUTIONS:

TOWNSHIP CLERK EDEN: She addressed the Mayor and Committeemen and explained that Resolution 88R-03 has a minor amendment to it. We had a commencement date of 2/10/03 and it should now read 2/24/03 through 12/31/03.

RESOLUTION 88R-03 – (TABLED FROM 2/10/03)

TITLE: AUTHORIZE A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF JACKSON AND THOMAS J. ERTLE FOR PROFESSIONAL LAND SURVEYING SERVICES FOR CY 2003

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, there is a need for the Township to appoint a Professional Land Surveyor to assist the Township in land surveying services regarding property acquisition or property sale; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the Notice of a resolution authorizing the award for “Professional Services: without competitive bids must be publicly advertised; and

WHEREAS, the Chief Financial Officer has certified that a maximum amount not to exceed \$5,000.00 is available for this purposed in an appropriation in the 2003 Temporary Operating Budget; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Jackson, County of ocean, State of New Jersey as follows:

- 1 . That Thomas J. Ertle & associates, LLC, 702 Brewers Bridge Road, Jackson, NJ is hereby appointed to the position of Professional Land Surveyor to prepare surveys for the Township of Jackson at the discretion of the Township Committee with an appointment date of February 24, 2003 through December 31, 2003 .
2. This appointment is made without competitive bidding for “Professional Services” to be performed by a person authorized by law to practice a recognized profession
3. The Mayor and Township Clerk are hereby authorized to execute and deliver a contract to said appointee.
4. A Notice of this appointment shall be advertised as required by law.
5. That upon the adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to the Administrator, Chief Financial Officer and Thomas Ertle.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 103R-03 – (TABLED FROM 2/10/03)

TITLE: AUTHORIZE THE APPROVAL OF CHANGE ORDER NO. 4 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND EAGLE CONSTRUCTION FOR “NEW ROOF & HVAC SYSTEM” OF JACKSON TOWNSHIP MUNICIPAL BUILDING INCREASING THE CONTRACT BY \$16,686.00 TO AN ADJUSTED AMOUNT OF \$920,081.00

MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Jackson Township previously awarded a contract to Eagle Construction and approved previous Change Orders for a current contract amount of \$903,395.00 for the project entitled "New Roof & HVAC Replacement" for the Jackson Township Municipal Building; and

WHEREAS, as a result of the need for temporary air conditioning units, Township Architect, Robert Krieger has recommended approval of Change Order No. 4 increasing the contract by \$16,686.00, and;

WHEREAS, the Chief Financial Officer has certified that sufficient funds exist for payment of this Change Order No. 4 IN THE capital Budget, Account #X-04-55-973-902; and

WHEREAS, it is now the desire of this governing body to act upon the Architect's recommendation to approve Change Order No. 4; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

1. That the Township Committee of Jackson Township hereby formally approves Change Order No. 4 to the contract between Jackson Township and Eagle Construction increasing the contract price by \$16,686.00 to an adjusted contract price of \$920,081.00
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Township Architect, Township Administrator, Chief Financial Officer and Eagle Construction.

DATED: 02/24/03

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 104R-03 – (TABLED FROM 2/10/03)
TITLE: AUTHORIZE THE APPROVAL OF CHANGE ORDER NO. 5 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND EAGLE CONSTRUCTION FOR "NEW ROOF & HVAC SYSTEM" OF JACKSON TOWNSHIP MUNICIPAL BUILDING INCREASING THE CONTRACT BY \$1,096.00 TO AN ADJUSTED AMOUNT OF \$921,177.00

MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Jackson Township previously awarded a contract to Eagle Construction and approved previous Change Orders for a current contract amount of \$920,081.00 for the project entitled "New Roof & HVAC Replacement" for the Jackson Township Municipal Building; and

WHEREAS, as a result of the need for three (3) additional light fixtures in the attic mechanical space, Township Architect, Robert Krieger has recommended approval of Change Order No. 5 increasing the contract by \$1,096.00, and;

WHEREAS, the Chief Financial Officer has certified that sufficient funds exist for payment of this Change Order No. 5; in the Capital Budget, Account #X-04-55-973-901and

WHEREAS, it is now the desire of this governing body to act upon the Architect’s recommendation to approve Change Order No. 5; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

- 1 That the Township Committee of Jackson Township hereby formally approves Change Order No. 5 to the contract between Jackson Township and Eagle Construction increasing the contract price by \$1,096.00 to an adjusted contract price of \$921,177.00
- 2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Township Architect, Township Administrator, Chief Financial Officer and Eagle Construction.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 105R-03 – (TABLED FROM 2/10/03)
TITLE: AUTHORIZE THE APPROVAL OF CHANGE ORDER NO. 6 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND EAGLE CONSTRUCTION FOR “NEW ROOF & HVAC SYSTEM” OF JACKSON TOWNSHIP MUNICIPAL BUILDING DECREASING THE CONTRACT BY (- \$1,516.00) TO AN ADJUSTED AMOUNT OF \$919,661.00

MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Jackson Township previously awarded a contract to Eagle Construction and approved previous Change Orders for a current contract amount of \$921,177.00 for the project entitled “New Roof & HVAC Replacement” for the Jackson Township Municipal Building; and

WHEREAS, as a result of the need for the following, Township Architect, Robert Krieger has recommended approval of Change Order No. 6 decreasing the contract by (\$1,516.00):

ADD:

- 1. Additional metal framing at two (2) end bays of canopy structure to support EIFS soffit system:..... = \$1,031.00
- 2. Install break-metal closure between new canopy and Existing storefront:..... = \$ 1,150.00

CREDIT:

- 3. Delete attic access ladder and hatch: = (\$ 810.00)
- 4. Delete new soffit at existing storefront, add new soffit to conceal ductwork, delete existing ceiling grid replacement:..... = (\$2,887.00)

TOTAL THIS CREDIT CHANGE ORDER #6:.....(\$1,516.00)

WHEREAS, it is now the desire of this governing body to act upon the Architect’s recommendation to approve Change Order No. 6; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

1. That the Township Committee of Jackson Township hereby formally approves Change Order No. 6 to the contract between Jackson Township and Eagle Construction decreasing the contract price by (\$1,516.00) to an adjusted contract price of \$919,661.00
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Township Architect, Township Administrator, Chief Financial Officer and Eagle Construction.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 106R-03 – (TABLED FROM 2/10/03)
TITLE: AUTHORIZE THE APPROVAL OF CHANGE ORDER NO. 7 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND EAGLE CONSTRUCTION FOR “NEW ROOF & HVAC SYSTEM” OF JACKSON TOWNSHIP MUNICIPAL BUILDING DECREASING THE CONTRACT BY (- \$2,065.00) TO AN ADJUSTED AMOUNT OF \$917,596.00

MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Jackson Township previously awarded a contract to Eagle Construction and approved previous Change Orders for a current contract amount of \$919,661.00 for the project entitled “New Roof & HVAC Replacement” for the Jackson Township Municipal Building; and

WHEREAS, as a result of the need for the following, Township Architect, Robert Krieger has recommended approval of Change Order No. 7 decreasing the contract by (\$2,065.00):

ADD:

1. Remove masonry parapet wall at high roof to permit
New roof valley framing = \$2,192.00

CREDIT:

2. Delete unused portion of \$15,000.00 allowance for
additional work:..... = (\$4,257.00)

TOTAL THIS CREDIT CHANGE ORDER #7:.....(\$2,065.00)

WHEREAS, it is now the desire of this governing body to act upon the Architect’s recommendation to approve Change Order No. 7; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

1. That the Township Committee of Jackson Township hereby formally approves Change Order No. 7 to the contract between Jackson Township and Eagle

Construction decreasing the contract price by (\$2,065.00) to an adjusted contract price of \$917,596.00

2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Township Architect, Township Administrator, Chief Financial Officer and Eagle Construction.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 109R-03

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, it has been determined by the Township Tax Collector that the taxpayers as indicated on the attached Schedule "A" are entitled to overpayment refunds, and;

WHEREAS, it is the desire of the Township Committee to have these overpayments returned to the respective taxpayers;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, that:

1. The Tax Collector is hereby authorized to make overpayment refunds in the amount shown and to the taxpayers, as appears on Schedule "A" which is made apart hereof.
2. Copies of this Resolution to the Tax Collector and respective taxpayers, and any other interested parties.

**TOWNSHIP OF JACKSON
OVERPAYMENT REFUNDS
FEBRUARY 24, 2003**

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>AMOUNT</u>
9.01	200.03	VIRGIL & MICHELLE GOMES	2001	\$2660.87
		C/O ZIPP & TANNENBAUM, LLC	2002	5317.21
34	12	GMAC MORTGAGE CORP.	2002	925.73
66.09	28.03	TRANSAMERICA R.E. TAX SVC.	2002	943.80
74	8	THOMAS G. LEODIS	2001	3490.86
			2002	6393.58
			2003	1598.40
75.11	15	TRANSAMERICA R.E. TAX SVC.	2002	978.91
118.08	4	MICHAEL & DAWN GARCIA	2002	1364.39
		C/O GATEWAY FUNDING		
		DIVERSIFIED MTG		

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 110R-03

TITLE: APPROVE TOWNSHIP COMMITTEE MEETING MINUTES

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, official Minutes of Jackson Township Committee meetings have been prepared; and

WHEREAS, the Township Clerk has reviewed these Minutes and has submitted them to the Township Committee for their approval;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Jackson, County of Ocean, that:

1. The following Minutes are hereby approved by the Jackson Township Committee:

JANUARY 27, 2003

2. Copies of this resolution to any interested parties.

DATED: 02/24/03

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 111R-03

TITLE: APPROVE BINGO/RAFFLE LICENSE

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, certain organizations have applied to the Jackson Township Committee for permission to hold Raffles or Bingo Games within the Township for fund raisings:

NOW THEREFORE, BE I RESOLVED by the Mayor and the Township Committee of the Township of Jackson, County of Ocean, State of New Jersey, that:

1. The following application(s) are hereby approved:

2. Copies of the Resolution to interested parties.

DATED: 02/24/03

ANN MARIE EDEN, RMC
TOWNSHIP CLERK

RESOLUTION 112R-03

TITLE: RESOLUTION AUTHORIZING RENEWAL OF JUNK DEALER LICENSE FOR UNIQUE AUTO & TRUCK, L.L.C. FOR THE YEAR 2002

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the applicant, John Casiello T/A Unique Auto & Truck, L.L.C. 470 Chandler Road, Jackson, New Jersey has submitted an application for renewal of its junk dealer license for premises as set forth below pursuant to Chapter 71 of the Jackson Township Code; and

WHEREAS, the applications are in proper form, the proper fees have been paid, taxes have been paid up-to-date on the premises in question and proper notice has been given; and

WHEREAS, all involved municipal agencies and officials have either reviewed the applications or inspected the premises and have no objection to the renewal of the license.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey as follows:

1. That the township Clerk is hereby authorized to deliver the applicant, John Casiello, T/A Unique Auto & Truck, L.L.C. 470 Chandler Road., Jackson, New Jersey, a renewal of his junk dealer license commencing on February 7, 2002 and terminating on December 31, 2002.

2. This license is issued subject to the applicant's continued compliance with conditions and requirements as follows:

A. Payment of all outstanding fees and taxes.

B. The applicant complying with all rules, regulations, conditions and inspections provided in Chapter 71.

C. The applicant obtaining all other local, County and State permits.

3. That upon the adoption of this resolution, the clerk is authorized and directed to forward a certified copy of it to John Casiello T/A Unique Auto & Truck, L.L.C.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 113R-03
TITLE: RESOLUTION AUTHORIZING RENEWAL OF JUNK DEALER LICENSE FOR UNIQUE AUTO & TRUCK, L.L.C. FOR THE YEAR 2003

MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the applicant, John Casiello T/A Unique Auto & Truck, L.L.C. 470 Chandler Road, Jackson, New Jersey has submitted an application for renewal of its junk dealer license for premises as set forth below pursuant to Chapter 71 of the Jackson Township Code; and

WHEREAS, the applications are in proper form, the proper fees have been paid, taxes have been paid up-to-date on the premises in question and proper notice has been given; and

WHEREAS, all involved municipal agencies and officials have either reviewed the applications or inspected the premises and have no objection to the renewal of the license.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey as follows:

1. That the township Clerk is hereby authorized to deliver the applicant, John Casiello, T/A Unique Auto & Truck, L.L.C. 470 Chandler Road., Jackson, New Jersey, a

renewal of his junk dealer license commencing on February 7, 2003 and terminating on December 31, 2003.

2. This license is issued subject to the applicant's continued compliance with conditions and requirements as follows:

A. Payment of all outstanding fees and taxes.

B. The applicant complying with all rules, regulations, conditions and inspections provided in Chapter 71.

C. The applicant obtaining all other local, County and State permits.

3. That upon the adoption of this resolution, the clerk is authorized and directed to forward a certified copy of it to John Casiello T/A Unique Auto & Truck, L.L.C.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 114R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEES POSTED BY THE JACKSON LIFE CARE, A/K/A BLOCK 120.06, LOTS 28.04 AND 32.02

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the developer of Block 120.06, Lots 28.04 and 32.02 (Jackson Life Care) has posted a maintenance guarantee in the form of cash in the amount of \$22,500.00 for outstanding , landscaping work; and

WHEREAS, the developer of Jackson Life Care has requested the release of said maintenance guarantees in accordance with the requirements of the Municipal Land Use Law; and

WHEREAS, the Township Engineer, Ernie Peters, PE, CME Associates, has reviewed the site improvements and has determined that said maintenance guarantee should be released in a letter dated January 6, 2003; and

WHEREAS, it is now the desire of this governing body to act upon the engineer's recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Jackson, County of Ocean and State of New Jersey, as follows:

1. That the Township Committee of Jackson Township hereby formally authorizes the release of cash maintenance guarantees posted by the developer of Block 120.06, Lots 28.04 and 32.02 in the amount of \$22,500.00 for outstanding landscaping work.
2. That this resolution of release is further contingent upon the applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.
3. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Ernie

Peters, PE, and the developer of Block 120.06, Lots 28.04 and 32.02.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 115R-03

TITLE: APPROVE THE APPOINTMENT OF SOFTBALL SUPERVISORS

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, a need exists in the Recreation Department for the appointment of personnel for the Recreation Girl's Softball Program; and

WHEREAS, the Municipal Administrator has made a recommendation for the appointment of individuals to fill said positions;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY that:

4. The following is hereby appointed to the position of Girl's Softball Supervisor at an hourly salary as prescribed below:

Tom Meyer - \$10.50/hr.

Bob Gohl - \$10.50/hr.

Gene Sharkey - \$10.50/hr.

5. Said appointment is effective immediately on a temporary part time basis pending approval by the NJ Department of Personnel.
3. Copies of this resolution to appointees, Recreation Superintendent, Chief Financial Officer, Municipal Administrator, Personnel Manager and any other interested parties.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 116R-03

TITLE: APPROVE THE APPOINTMENT PART-TIME MUNICIPAL COURT ATTENDANTS

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, a need exists for the appointment of a part time Municipal Court Attendants in the Municipal Court; and

WHEREAS, the Municipal Administrator has made recommendations for the appointment of individuals to fill said position;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY that:

1. The following is hereby appointed to the position of part time Municipal Court Attendant at a salary of \$10.85 per hour:

Michael Nicoletti
Anthony Grosso
James Moriarity
Dale Serebnick

2. Said appointment is effective immediately and is on a temporary part time basis pending background compliance and approval by the N.J. Department of Personnel.
3. Copies of this resolution to appointees, Municipal Court, Chief Financial Officer, Municipal Administrator, Personnel Manager and any other interested parties.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 117R-03

TITLE: AUTHORIZE THE ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR THE RECONSTRUCTION OF THE JACKSON TOWNSHIP MUNICIPAL BUILDING PARKING LOT LOCATED AT 95 WEST VETERANS HIGHWAY

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the Business Administrator has reviewed and the Township Committee has approved specifications for and has determined that it will advertise for sealed bids for the "Re-construction of the Jackson Township Municipal Building Parking Lot"; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, as follows:

1. That specifications, including drawings, plans, forms, etc. are hereby approved and incorporated herein by reference.
2. The Township Clerk is hereby authorized to advertise for sealed bids for: "RE-CONSTRUCTION OF THE JACKSON TOWNSHIP MUNICIPAL BUILDING PARKING LOT"
3. The Township Engineer shall advertise the attached Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
4. Each bid shall be submitted as a written proposal in the manner designated in the specifications and shall be signed by bidder. The bid shall be enclosed in a sealed envelope bearing the name and the address of the bidder on the outside and addressed to Township Clerk, Township of Jackson, 95 West Veterans Highway, Jackson, New Jersey 08527. Said envelope shall be clearly labeled that it contains a bid for the purpose of the "Re-Construction of the Jackson Township Municipal Building Parking Lot".
5. Specifications and form of bids may be inspected or obtained upon proper notice by prospective bidders during business hours from the office of The Municipal Clerk, 95 West Veterans Highway, Jackson, New Jersey 08527.
6. Sealed bids shall be called for and shall be received, opened and read in public in the meeting room of the Municipal Building, 95 West Veterans Highway, Jackson, New Jersey at a date yet to be determined
7. It is the sole responsibility of each bidder to see that bids are submitted in date and time specified, and **IN NO EVENT SHALL ANY BID BE CONSIDERED OR ACCEPTED AFTER THE DATE AND TIME SPECIFIED FOR THE RECEIPT OF BIDS**. In the event that a bidder does not personally deliver the sealed bid on the date

and time specified for receipt of bids, such bidder shall assume all risks of loss or misplacement of the sealed bid by the Municipal Officers or any other risk relative to the failure of the bidder to personally deliver the bid.

8. The bid quote shall be net to the Township of Jackson and shall be exclusive of State or Federal taxes. Each and every deviation from the specifications shall be clearly listed by the bidder. Failure to comply with this requirement shall be grounds for rejection of the bid.

9. Each bid must be accompanied by a bid bond, certified check or cashiers check payable to the Township of Jackson for not less than ten percent (10%) of the amount of the bid, but not in excess of \$20,000.00 and shall be delivered at the place and time specified above. This requirement will not be waived.

10. A contract will be awarded to the lowest qualified responsible bidder. The Township Committee reserves the right to reject any and all bids. The Township Committee reserves the right to waive insubstantial irregularities in any bid.

11. A Non-Collusion Affidavit in the usual form will be supplied with the specifications and shall be executed by the person or corporate office submitting the bid. Said Affidavit must be properly notarized. A Non-Collusive Affidavit must accompany each bid. These requirements will not be waived.

12. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.). Successful bidders shall execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.

13. Corporate and partnership bidders shall comply with P.L. 1977, Chapter 33, by submitting a list of the names and addresses of all stockholders or owners holding ten percent (10%) or more of the stock or owning a ten percent (10%) or greater interest therein. Failure to submit such a list either prior to the time for the receipt of the bids or with the sealed bid will be grounds for the rejection of the bid.

14. Performance date shall commence as stipulated in agreement or as stated in specifications.

15. The second lowest bid shall be retained for a period of thirty (30) days after the award of bid.

GENERAL BIDDING REQUIREMENTS FOR THE RECONSTRUCTION OF THE JACKSON TOWNSHIP MUNICIPAL BUILDING PARKING LOT

A. Each bid shall be submitted in writing, addressed to the Township Clerk, Jackson Township Municipal Building, 95 West Veterans Highway, Jackson, New Jersey 08527 and shall be in the hands of said Clerk at or before the time set forth in the Notice to Bidders for the receipt of bids. No responsibility shall be assumed by the Township for any bid mailed to the Clerk, which is not received by him before the time stated above for the receipt of bids. No bids will be received after the first bid is opened at said time and place.

B. Each bid shall be signed by the bidder and contained in a sealed envelope WHICH SHALL BE ADDRESSED TO THE SAID CLERK AND SHALL CONTAIN ON ITS FACE A STATEMENT THAT IT IS A BID ON SAID ITEM in order the said bid may not be inadvertently opened prematurely.

GENERAL BIDDING REQUIREMENTS FOR THE RECONSTRUCTION OF THE JACKSON TOWNSHIP MUNICIPAL BUILDING PARKING LOT (continued)

C. Each bid shall state that it is made in accordance with this advertisement

D. The Township reserves the right to accept or reject any and all bids.

E. Each bid shall be accompanied by certified check, cashier's check, bank money order or bid bond in the amount of ten percent (10%) of the bid price and each bid shall also be accompanied by a consent of surety. The successful bidder is required to post a performance bond.

F. In the event Bidder is a corporation or partnership, it shall submit to the governing body, prior to the time of the receipt of the bids or accompanying the bid, a statement setting forth the names and addresses of all stockholders in the corporation or partnership who own ten percent (10%) or more of its stock or an interest equivalent for the same in accordance with P.L. 1977, c.33.

- G. Bidders are required to comply with the requirements of P.L. 1975, c.127.
- H. Bidders on this work will be required to comply with the Copeland Anti-Kickback Act (18 H.S.C. 874) as supplemented in Department of Labor Regulations (29 C.F.R. Part 3).
- I. Contact Ann Marie Eden, Township Clerk, for any additional information, telephone number (732) 928-1200.

DATED: 02/24/03

**ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

RESOLUTION 118R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY DENYING RELEASE TO CJS INVESTMENTS OF THE PERFORMANCE BOND ISSUED FOR WESTLAKE ESTATES, A/K/A BLOCK 66.09, LOTS 2, 3 & 49

**MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

WHEREAS, CJS Investments has requested a Release of the Performance Guarantees, which consists of \$280,272.42 in the form of a Bond and \$31,141.38 in the form of a Cash Guarantee pertaining to Westlake Estates, a/k/a Block 66.09, Lots 2, 3 & 49, Jackson Township; and

WHEREAS, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and denied the release of said performance bond in letter report dated February 6, 2003, which letter report is made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the application and the report of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bond, consisting of \$280,272.42 in the form of a Bond and \$31,141.38 in the form of a Cash Guarantee, heretofore posted with the Township may not be released as inspections revealed that the bonded items and outstanding homeowner complaints have not been completed in substantial conformance to the plans and approvals.

1. Copies of this resolution to Administration, Finance, Applicant/Developer and Township Engineer.

The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 02/24/03

**ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

RESOLUTION 119R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY DENYING RELEASE TO CJS INVESTMENTS OF THE PERFORMANCE BOND ISSUED FOR PRESIDENTIAL ESTATES, A/K/A BLOCKS 51.05, 51.07 – 51.48, LOTS, VARIOUS.

**MOTION TO APPROVE BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

WHEREAS, CJS Investments has requested a Release of the Performance Guarantees, which consists of \$500,796.00 in the form of a Bond and \$55,644.00 in the form of a Cash Guarantee pertaining to Presidential Estates, a/k/a Blocks 51.05, 51.07 – 51.48, Lots Various, Jackson Township; and

WHEREAS, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and denied the release of said performance bond in letter report dated February 6, 2003, which letter report is made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the application and the report of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bond, consisting of \$500,796.00 in the form of a Bond and \$55,644.00 in the form of a Cash Guarantee, heretofore posted with the Township may not be released as inspections revealed that the bonded items and outstanding homeowner complaints have not been completed in substantial conformance to the plans and approvals.

1. Copies of this resolution to Administration, Finance, Applicant/Developer and Township Engineer.

The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

DATED: 02/24/03

RESOLUTION 121R-03

TITLE: APPROVE PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM FOR FY 2003 ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE DEPARTMENT OF LAW AND PUBLIC SAFETY

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the Jackson Township Police Department wishes to apply for funding a project under the Safe and Secure Communities Program CY 2003 (Grant #P-2766) in the amount of \$28,805.00; and

WHEREAS, the Jackson Township Committee has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and Jackson Township Police Department for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Jackson Township Committee that:

1. As a matter of public policy Jackson Township Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.

4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

DATED: 02/24/03

**ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

RESOLUTION 122R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY DENYING RELEASE TO TOLL BROTHERS INC. OF THE PERFORMANCE BOND ISSUED FOR RIVIERA @ WESTLAKE SECTION 6A

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, Toll Brothers Inc. has requested a Release of the Performance Guarantees, which consists of \$486,060.00 in the form of a Bond and \$48,606.00 in the form of a Cash Guarantee pertaining to Riviera @ Westlake Section 6A, Jackson Township; and

WHEREAS, Evan D. Hill, Conflict Engineer, JCA Associates, has reviewed and denied the release of said performance bond in letter report dated February 11, 2003, which letter report is made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the application and the report of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bond, consisting of \$486,060.00 in the form of a Bond and \$48,606.00 in the form of a Cash Guarantee, heretofore posted with the Township may not be released as inspections revealed that the contractor has yet to install substantial amounts of landscaping within portions of this section and several minor grading and drainage deficiencies were observed that should be corrected.

1. Copies of this resolution to Administration, Finance, Applicant/Developer and JCA Associates.
2. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 02/21/03

**ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

DISCUSSION AGENDA:

DEPUTY MAYOR GIBLIN

RE: UPDATE ON OCEAN COUNTY'S 2003 PLAN FOR ROAD IMPROVEMENTS IN JACKSON

On January 30, him, the Public Works Director, Township Engineer and the Township Administrator met with the County Engineer, Mr. Lotrecchio concerning some of the issues we have with the County roads here in Jackson Township. He said he is pleased to

announce that some of the areas of concern were met by the County. He thanked Committeeman Broderick and Mayor Kafton for being very aggressive in bringing one of these problem areas to the County and that is the light on Manhattan Street and So. Cooks Bridge Road. A blinking light is there now, a temporary light will be installed at that intersection by early Spring of this year and a full light will be up by the latter part of this year. He explained that a temporary light is one that is hanging from the guide wires until they go out and put the poles in. A second light that we designated as a problem is in the area of Route 571 and Patterson Road. The design structure is in place and they are still working on the land acquisition to fix that intersection to completion. They will have a temporary light in place by September 2003. He then discussed the County Line Reconstruction Phase 1 project, which is down by the lake on West Commodore and Jackson Mills Road as well as the intersection of Harmony and North Cooks Bridge Road. They were told that Phase 1 should be completed by the end of 2003. Another area they had identified as a problem is the Brewers Bridge Road and County Line Road (right in front of Rita's) and a dedicated left hand turn lane will be installed there in the Spring of this year. It will provide a greater traffic flow through that area. Another area that he addressed with the County was drainage problems. First being Harmony Road, he emphasized the ponding conditions on that road even during a moderate storm. The County Engineer noted the difficult design problems that they have to overcome and they are developing a solution and making this a priority. Additionally, another area of concern for poor drainage is Don Conner Blvd. There is a serious run off problem from the county yard across the street. The current flow effects both Township property and some of the homeowners in the area. The County Health Department has gotten involved and they hope to gain the cooperation of the adjacent property owners to solve that problem. A third area is East Veterans Highway at Westlake. The County will address that by constructing temporary trenching to eliminate the ponding problem, while a permanent solution is designed. Other areas where the county is going to make improvements is upgrading school warning signs, they are changing them to the florescent yellow signs. There are many other improvements the county is planning on making. The one he really considers essential and asked his fellow Committeemen to endorse this proposal is battery back-up for certain lights. The county has agreed to fund in partnership with the local Townships on county roads, battery back-ups for the intersections. We have a lot of intersections that have lights here and during power outages we require that police officers monitor these areas. A concern is during a rain storm, which puts our police force as well as our residents in danger going through these intersections. The battery back-up will give us 4 hours of battery back-up with a life span on the battery of 5 years and they will recharge themselves. The cost of doing this is \$8,000 an intersection and they have agreed to the partnership with the Township of \$4,000 a piece to do these intersections. I have asked our Traffic Coordinator, Sergeant Kovak to identify the areas he would deem necessary to install this. We can only do 6 this year. The County has asked us to only give them 6 because all the surrounding communities are going to do the same thing. Sergeant Kovak has given me a list of 6 and with the approval of my fellow Committeemen he would like to get this list into the County as soon as possible. In terms of overtime and safety \$4,000 is a low amount to pay. He added that for the public's edification any new light on a County road will have this now when they put it up. The County has also graciously decided to do Bennetts Mills and County Line road at their cost for us. Committeeman Reilly stated he thinks that this is a wonderful idea. Mr. Kennedy stated that this will now be included in the 2003 budget. Committeeman Grisanti suggested that the list of intersections be circulated for comments before it goes to the County and maybe they can have until the next meeting to do this. A roll call was then taken to endorse this project:

MOTION TO APPROVE: BRODERICK

SECONDED BY: REILLY

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

PUBLIC HEARING, ANY TOPIC

JANET GEARMAN, 201 PERRINEVILLE ROAD: She asked Mr. Giblin if the intersection of Freehold and Jackson Mills Road was discussed? There were some road improvements done to it last year, but they didn't put a traffic light in. Mr. Giblin replied

no. Mayor Kafton asked Mr. Kennedy if he could send a letter to Mr. Lotrecchio asking him what their future plans are for there and then they will get back to Ms. Gearman on this. Director DePasquale commented on the land acquisition that they are going to have to look at in that area. Ms. Gearman then commented that she had asked a question last year regarding the Pushkin property being charged tax and they still haven't gotten back to her on that. These people are being assessed on the Pushkin statue, the park and their home. Attorney Starkey stated that this issue was currently in litigation between the Township and the trustees of that property over whether or not it is properly assessed or should be assessed. He urged the Committee to hold comments on this. Fairly soon there will be a comment on that by a judge. Committeeman Grisanti stated that years ago when this issue came up they had lost their charitable exemption because they failed to file the proper paperwork. He was told even if this Committee wanted to waive the property tax by law they couldn't. This is solely the province of the Tax Assessor and we don't have the power to do that.

SCOTT WEINSTEIN, 340 MEADOWOOD ROAD: He commented on what an outstanding job Jackson Public Work's Department did on the roads. He stated that the roads in the city compared to here were like night and day. He joked that he was happy to see his tax dollars at work. He thanked the Public Works Director for a job well done.

TERRY REIMANN, 30 DOUGLAS DRIVE, PRESIDENT OF JACKSON ESTATES HOMEOWNERS ASSOCIATION: She began by thanking the Committee for the Resolution for the Rehabilitation Program that has expanded now to include the Mobile Homes. She asked if this was based on just income or personal resources? She later stated that she assumes that the funds will be limited and there will be a waiting list for this, therefore, will that list extend from year to year? Mr. Starkey explained that the standards are set by the Council on Affordable Housing and it is a State agency that establishes the standards. He believes there is an analysis of resources, but he wasn't sure what it was off the top of his head. She could contact Irvin Ores who operates this program on behalf of the Township at Rehabco and he could answer that question for her. Attorney Starkey later added he was just handed new information and it is an income based analysis, therefore it analyzes your income from all sources to determine if you are eligible. Mayor Kafton stated that there will be a seminar held on this at the Senior Center. He then explained that if eligible they will be given \$5,000 per mobile home and they will allocate funds up to \$100,000 a year.

ALAN COTTREL, 125 SUSAN DRIVE: He began by saying that he was unable to make the last meeting due to the weather conditions. He stated that he will stand by the comments he made regarding Leslie Savage and CASH. He said that they are not doing him a favor by letting him speak. They are merely fulfilling their obligation to preserve and protect the constitution of the United States of America. He will not be silenced and he has already contacted the New Jersey Civil Liberties Union regarding this. He asked questions about CASH. Such as Who are the officers?, How many members do they have?, What are their dues?, How many meetings have they had? And will the next meeting be open to the public? He then had a question for Mr. Reilly regarding the Recreation Center and what his definition of user fees are? Mr. Reilly stated he would suppose it would be a fee charged for a use of a facility. Mr. Cottrell went on to ask if he was aware that the Jackson Township swim team spends \$2,000 a year to transport the students to Ocean County College? There will also be teams from other municipalities coming to us to use the facility. He began to make negative comments about the Mr. Reilly's "team." Mayor Kafton told Mr. Cottrell he would rather him not attack one of the Committeemen.

MRS. ZARESTKY, 108D GARDEN STREET, RECORDING SECRETARY FOR THE PUSHKIN HOME: She spoke about the tax problem with the Pushkin Home. She explained that they had contacted the Township and asked why they weren't notified that they had to file for charitable status. They were told they were sent a letter but it was

sent to the former President. Mayor Kafton explained that this is in litigation and doesn't want to get into it too much. Attorney Starkey stated that some of this has been alleged in the litigation. He later added that he understands that this an emotionally charged issue and it is not the decision of this Committee on what to do on those taxes and it is the decision of the Tax Assessor.

JOHN SUTTLES, MEADOWOOD ROAD: He stated that his wife is the President of Jackson Nursing Services for Brick Memorial Hospital and during the snowstorm last week she received a call from the hospital regarding staffing problems. Being a registered nurse she needed to travel from Jackson to Brick Memorial. Unfortunately, not one of their vehicles could maneuver the roads in those conditions. They contacted the Jackson Police Department who were very cooperative and offered to drive his wife to the Township limits and arrange with the other police departments to drive her the rest of the way. The other surrounding Townships weren't as cooperative and said they didn't have the manpower and equipment necessary to get her to the hospital. He was wondering if the Committee could go to the State Legislature and put in place a system during a State of Emergency that could get these essential people to where they have to go so they can perform services for others. Something needs to be done to coordinate this.

GARY BLACK, 76 LEWIS LANE: He spoke about his concerns regarding the Recreation Center pool. He went on to speak about something that was handed out at this meeting that was written against CASH. He said this Committee was going to have to stop this slander against people. It really makes them look bad when they just sit there and not stop this and he is glad that it is not his party doing this. Mayor Kafton suggested that he express his concerns to the Recreation Commission regarding the pool because they will be the ones that will give their recommendations to the Committee as to what they feel should be put into the Recreation Center. He then told Mr. Black that he has been to enough of these meetings that he should know that people get up at this microphone and attack people whether they are on the Committee or in the audience. He just asked that people don't defame other people's character and to be as courteous and respectful of people as possible.

DORA KARKER, DOUGLAS DRIVE: She stated that she does believe in freedom of speech for everyone but there are limits. She stated that she enjoys coming to these meetings so please consider others.

ALLAN COTTRELL, 125 SUSAN DRIVE: He began by saying that on the agenda it states that you can come up here and discuss any topic. He did not defame anyone, but he has the right to express his opinion. He spoke about Mr. Black being a former member of the Jackson Democratic Club and said that people who change parties more than once kind of stick in his craw. Mayor Kafton asked him what his line of questioning is and asked him to address his question through the chair? Mr. Cottrell responded that he doesn't ask any other individual that gets up here that. He then asked Committeeman Reilly if there was any way that this Recreation Center project could cost the taxpayers nothing or next to nothing? This would be based on user fees that other towns would pay, etc.

JANET GEARMAN, 201 PERRINEVILLE ROAD: She spoke about Camp Joy and the pool being closed there because it was too expensive to run. She went on to speak about an article in Sunday's paper regarding Smart Growth Grants. She said that the Mayor's comments in the paper had a negative tone to them by saying that he would caution this because it takes away the town's ability to decide when to grow. She asked if these words were linked to the Town Center project? She later asked if they would be taking advantage of this grant? She also commented on the Pushkin case. Mayor Kafton responded by saying that his comments regarding the Smart Growth Grant weren't linked

to anything specific. He stated as a municipality we don't want to relinquish home rule. The Mayor stated as he said in his committee comments it is approximately \$150,000 to \$200,000 dollars that will be given to seven towns in Ocean County. We will be the beneficiary of some of those funds, but we don't know how much. Within, the next couple of weeks they will be having a meeting with the DCA regarding this. They will sit down and we will be told how much money and the tools that will be provided to us. The object of this is to help us in future planning when any applications come in to our Planning and Zoning Boards. The ability may be to utilize some of the State's professionals and the funds to pay for any professionals or anything else we might need along the way to help us make the decisions in the best interest of the community. This administration has passed Ordinances requiring independent traffic and environmental studies to be paid for by developers, but our chosen by the Township Committee. We are already in place in controlling residential growth in this town. We have probably done more then any other State in this town. If the State or the County wants to help us in continuing this, we will accept that with open arms. He later added that again he didn't want to comment on the Pushkin litigation.

DORA KARKER, DOUGLAS DRIVE: She wanted to speak about a comment that was made by Mr. Cottrell about changing your political party. She stated that she was a Democrat up until 1985. She is now a Republican, but she votes for the people who can do the most good for the town. More people should do that and we would be in a better position. She feels that this Committee has been working with us.

MOTION TO CLOSE PUBLIC HEARING ON ANY TOPIC BY: GRISANTI
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GIBLIN, GRISANTI, REILLY, & KAFTON

MOTION TO ADJOURN BY: BRODERICK
MOTION SECONDED BY: GRISANTI
YES: BRODERICK, GIBLIN, GRISANTI, REILLY, & KAFTON
9:10 PM

RESPECTFULLY SUBMITTED,

ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

AME/tvc