

**ON MONDAY, APRIL 14, 2003 AT 5:30 P.M., THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

**ROLL CALL:**

**COMMITTEEMAN BRODERICK            ATTORNEY CHARLES STARKEY  
COMMITTEEMAN GRISANTI            ADMINISTRATOR KENNEDY  
COMMITTEEMAN REILLY (5:45 PM)    TOWNSHIP CLERK EDEN  
DEPUTY MAYOR GIBLIN (6:50 PM)  
MAYOR KAFTON**

**ALSO PRESENT: STEVEN GLICKMAN, ROBERT RYLEY & LAURA BORYS**

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**RESOLUTION 163R-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: GRISANTI**

**YES: BRODERICK, GRISANTI & KAFTON**

**ABSENT: REILLY & GIBLIN**

**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: 04/14/03**

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

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**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.

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**ON MONDAY, APRIL 14, 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 CHARLES 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.

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**PROCLAMATIONS:****NATIONAL DAY OF PRAYER – MAY 1, 2003**

**MAYOR KAFTON:** He began by introducing Pastor Morrison and then read from a proclamation declaring May 1, 2003 as National Day of Prayer in Jackson Township.

**PASTOR MORRISON:** He explained that the Township Committee and the Clergy of Jackson recognize that this is a time in our Country where we need the support of each other and prayer. He stated that on May 1<sup>st</sup> at 12:00 PM and 7:00 PM at the Municipal Building they are asking everyone to join them in prayer for each other and world peace.

**DAYS OF REMEMBRANCE (IN MEMORY OF THE HOLOCAUST) - WEEK OF APRIL 27, 2003 THROUGH MAY 4, 2003****SECRETARIES DAY – WEEK OF APRIL 21, 2003 NATIONAL SECRETARY'S WEEK**

**MAYOR KAFTON:** He read from a proclamation declaring the week of April 21, 2003 National Secretary's week and April 23, 2003 as National Secretary's Day in Jackson Township. He then thanked the secretaries at town hall for the fantastic job that they do.

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**CERTIFICATE OF MERIT- JACKSON MEMORIAL HIGH SCHOOL WRESTLERS:**

**MAYOR KAFTON:** He presented certificates of merit to three wrestlers from Jackson Memorial High School: Jeff Pascarella, Jeramy Edwards and John Loff.

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**COMMITTEE COMMENTS:**

**COMMITTEEMAN BRODERICK:** He began by thanking everyone for coming. He stated that on Saturday he attended the New Jersey Philharmonic at the high school. It was an unbelievable performance and everyone enjoyed it including the Mayor who led the band with his baton and was dancing on the stage. In closing he told every one to get home safely.

**COMMITTEEMAN GRISANTI:** He spoke about the School Board Elections being tomorrow and that we will select our Board of Education members and also vote on the budget. He urged everyone to go out and vote because this is one of our country's precious rights. He stated that he doesn't understand this, but the Board of Education controls 58% of our tax money and always has the lowest voter turnout.

**COMMITTEEMAN REILLY:** He thanked everyone for coming out. He thanked the wrestlers for their great performances and told them to keep up the good work. He explained that in the past couple of days he has been receiving e-mails with pictures of our troops in Iraq. It shows the conditions they are in and what they are going through to free suppressed people and for liberty for all of us. He stated that he was wondering what he could do, so this evening he asked the Committee to support a Resolution for our

Military Personnel in the War with Iraq. He then read the Resolution for the record. In closing he made a motion to place this on the agenda for this evening. He thanked the Committee for their endorsement and thanked everyone over in Iraq and hopes for them all a speedy return home.

**MOTION TO SUPPORT THE MILITARY PERSONNEL IN THE WAR WITH IRAQ (RESOLUTION 184R-03): REILLY**

**SECONDED BY: GIBLIN**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**(SEE PAGE 32 FOR COMPLETE RESOLUTION)**

**DEPUTY MAYOR GIBLIN:** He thanked everyone for coming. He too spoke about the Board of Education election tomorrow. He stated that the polls are open from 11:00 AM to 9:00 PM and asked everyone to go out and vote because people are dying throughout the world for the right that we sometimes take for granted. He explained that the newspapers have said that the situation in Iraq has calmed down, but it really hasn't. When the first Persian Gulf War ended in mid-February, our troops (including himself) didn't return home until mid-May. He asked everyone to keep the troops in their prayers at night. He spoke about the efforts of the Township Committee last year and part of this year in speaking with the county and getting the light put up at Manhattan Street and South Cooksbridge Road. He said he has already brought this to everyone's attention, but he brings it up again because the light is now working. He said for everyone's safety it is no longer a blinking light.

**MAYOR KAFTON:** He began by saying for anyone who wasn't sure if the Township supported the war prior to this Resolution, they have something in town called "Operation Jackson Cares" which has been a great success. The Red Cross has picked up a truck-load of stuff that was donated by residents of the community along with the Board of Elections in Toms River. They also have a "Wall of Pride" in the Municipal Building, which has about twenty of our men and women who live in this community that are now over seas fighting for our freedom. He spoke about a gathering of their family members this week, which was nice because they were able to talk to one another. In the Justice Complex there are yellow ribbons all over 70 new trees that were planted this week. The trees were planted under our new tree Ordinance of purchasing trees and planting throughout the community. He then went on to speak about the Easter Egg Hunt and the Easter Drawing Contest that the Recreation Department held. He stated that Ann Alberta and her staff did a fantastic job. He then said that he and Deputy Mayor Giblin attended the Commission for the Disabled's Easter Party on Sunday and that was also a great event. He thanked Vinny Rubio and all the volunteers who give of their time to help out others. He went on to talk about the New Jersey Philharmonic that he and Committeeman Broderick attended. He said that it was a great event and he had a good time with it. Lastly, he asked everyone to go out and vote at the School Board Elections tomorrow.

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**BILLS AND CLAIMS**

**MOTION TO APPROVE BILLS AND CLAIMS BY: GRISANTI**

**MOTION SECONDED BY: GIBLIN**

**YES: BRODERICK, GRISANTI, REILLY & GIBLIN**

**ABSTENTIONS: KAFTON**

<b>CHECK#</b>	<b>VENDOR</b>	<b>AMOUNT</b>
<b>062686</b>	<b>ACTION OFFICE SUPPLIES, INC.</b>	<b>VOID</b>
<b>062687</b>	<b>ACTION OFFICE SUPPLIES, INC.</b>	<b>1,712.48</b>
<b>062688</b>	<b>AIR BRAKE &amp; EQUIPMENT INC.</b>	<b>28.03</b>
<b>062689</b>	<b>ALAN'S FABULOUS FLORALS</b>	<b>300.99</b>
<b>062690</b>	<b>A.M.P. BUSINESS INTERIORS, INC.</b>	<b>555.56</b>
<b>062691</b>	<b>A.R. COMMUNICATIONS</b>	<b>95.00</b>
<b>062692</b>	<b>ARCH WIRELESS</b>	<b>10.95</b>

062693	ASBURY PARK PRESS, INC.	548.54
062694	GONZALO J & CHRISTINA ATILES	1,174.82
062695	ATLANTIC SALT INC.	28,761.81
062696	AUTOMATED BUILDING CONTROLS	2,482.50
062697	B & R LAND IMPROVEMENT, LLC	17,415.00
062698	BACKYARD COMPANY INC.	2,187.50
062699	GREGORY W. & LYNN A. BEDFORD	956.66
062700	BIL-JIM CONSTRUCTION CO., INC.	374.63
062701	BLUE JACKET CONSORTIUM	86,475.00
062702	BOARD OF FIRE COMMISSIONERS	308,670.49
062703	BURKE SUPPLY CO., INC.	436.80
062704	KIMBERLY S. CASTEN	3,333.33
062705	CDW GOVERNMENT, INC.	1,262.48
062706	CEDE & COMPANY	23,130.00
062707	CENTRAL TITLE AGENCY INC.	1,503.43
062708	C.H. AUTOS	110.00
062709	CITY PUBLISHIN COMPANY, INC.	218.21
062710	CLAYTON BLOCK CO., INC.	23.10
062711	ROBERT CLARKE	2,170.32
062712	CME ASSOCIATES	6,239.02
062713	METROPOLITAN INSURANCE CO.	590.13
062714	COMPELTE SECURITY SYSTEMS INC.	1,495.00
062715	COMMUNITY GRANTS & PLANNING PA	3,264.00
062716	CONTROL PERSONS ASSOCIATION OF	25.00
062717	COSTCO WHOLESALE 229	149.21
062718	COUNTRYWIDE HOME LOANS	773.37
062719	DARTEK	2,192.36
062720	DELL MARKETING L.P.	3,352.00
062721	DEPTCOR/BUREAU OF	397.00
062722	DEPENDABILITIES	3,797.25
062723	DOWNS FORD, INC.	3,090.17
062724	JOSEPH K. & CHRIS T. DOWNEY	200.00
062725	DISTRIBUTION & SUPPORT SERVS.	2,276.66
062726	EDWARDS TIRE COMPANY, INC.	6,094.80
062727	E.J. SCHUSTERS, INC.	291.80
062728	ELITE PETROLEUM, INC.	1,040.83
062729	EMERGI-CLEAN INC.	265.00
062730	FELICITY V. EPSTEIN	140.00
062731	THOMAS J. ERTLE & ASSOC. LLC.	1,440.00
062732	FALLON & FALLON LLP	20,000.00
062733	LILY ANN FARLEY	83.63
062734	FARMINGDALE WOODS	120.00
062735	FEGUSON ENTERPRISES, INC.	164.33
062736	FIRST WASHINGTON STATE BANK	2,199.23
062737	FIRST AMERICAN TITLE INS. CO.	2,375.65
062738	FLEET NAT BANK AS TRUSTEE OF	800.66
062739	FRANKLIN MUTUAL INSURANCE CO.	282.00
062740	GANN LAW BOOKS INC.	183.00
062741	GENERAL SALES ADMINISTRATION	2,585.22
062742	LAW OFFICES OF EDMUND GLASNER	1,062.50
062743	GLOBAL EQUIPMENT COMPANY	236.52
062744	GLORY'S DISCOUNT MARKET, INC.	55.92
062745	GMAC MORTGAGE CORP	379.58
062746	GPANJ	90.00
062747	A GROWING COMMITMENT INC.	29,937.50
062748	HENRY GOSSARD dba/H & D FIRE	295.00
062749	HAWORTH, INC.	835.20
062750	EDWARD A. HLAVACH, C.P.A.	300.00
062751	IKON OFFICE SOLUTIONS	175.20
062752	J&M AUTO MACHINE SHOP, INC.	264.48
062753	JACKSON SR. CITIZENS CLUB, INC.	178.70
062754	JACKSON TWP. BOARD OF ED.	3,680,873.00

062755	JACKSON TWP. MUN. UTILITIES AUTH.	11,485.64
062756	JACKSON AUTO BODY	3,943.20
062757	JACKSON TIMES	23.80
062758	JAMAR TECHNOLOGIES	2,585.00
062759	JCA ASSOCIATES, INC.	15,074.80
062760	JERSEY CENTRAL POWER & LIGHT	52,807.30
062761	A-1 JDK SPECIALITES	120.00
062762	JENKINSON'S AQUARIUM	160.00
062763	JML MEDICAL INC.	52.50
062764	JOHN LUCAS CHEV OLDS	51.52
062765	JOHN A. COAN JR.	1,125.00
062766	J.R. HENDERSON LABS, INC.	850.00
062767	JOHN KENNEDY – PETTY CASH	165.50
062768	KEVIN J. & MIA KENNY	1,228.92
062769	KING SAW SERVICE & TOOL SUPPLY	80.00
062770	KING, KITRICK, JACKSON & TRONCONE	1,140.82
062771	LAKEWOOD AUTO SUPPLY INC.	384.20
062772	EDMUND LATHOM	200.00
062773	LE-ED CONCRETE & SUPPLY CO.	14,675.00
062774	LYNN'S CERAMICS, INC.	65.90
062775	SSG MAC YOUTH DIVISION	7,000.00
062776	STEPHEN & LEE MELNIK	1,463.80
062777	METROPOLITAN LIFE INSURANCE CO.	8,396.82
062778	METEORLOGIX	291.00
062779	MGL FORMS-SYSTEMS	130.00
062780	MIAMI SYSTEMS CORP.	1,267.52
062781	MICROMEDIA PUBLICATION, INC.	462.00
062782	MID-STATE ABSTRACT COMPANY	360.00
062783	MAACM	25.00
062784	MITCHELL HUMPHREY & CO.	6,500.00
062785	MONMOUTH AND OCEAN COUNTIES	75.00
062786	VINCENT & BARBARA C. MORCIGLIO	200.00
062787	NEXTEL COMMUNICATIONS	14,345.81
062788	NJ CHAPTER INTERNATIONAL ASSOC.	25.00
062789	N.J.E.M. ASSOCIATION	50.00
062790	NEW JERSEY NATURAL GAS	5,258.91
062791	NORWOOD AUTO PARTS, INC.	495.30
062792	NORMAN'S GLASS & AUTO SVCS, INC.	485.24
062793	NRAAO	25.00
062794	NRPA	320.00
062795	OCEAN COUNTY NEWSPAPERS, INC.	174.03
062796	ANDREW & MARIA O'CONNOR	954.71
062797	OMNI COMMUNICATIONS CO., INC.	375.00
062798	AYHAN OZER	150.08
062799	SHEILA PALLOTTI	275.00
062800	PARKER, MCCAY & CRISCUOLO, P.C.	371.06
062801	PHILADELPHIA MICROGRAPHING INC	465.00
062802	PINELANDS MUNICIPAL COUNCIL	100.00
062803	SHARON PINKAVA	46.50
062804	PRYOR RESOURCES, INC.	198.00
062805	PUBLIC AGENCY TRAINING COUNCIL	250.00
062806	QUARTERMASTER	289.70
062807	QUICKIE PRINT & COPY SHOP	417.30
062808	LOUIS & MARGARET RAITH, ETALS	1,027.83
062809	RED THE TAILOR, INC.	4,131.65
062810	RUBBERCYCLE	888.25
062811	RUDERMAN AND GLICKMAN, P.C.	3,250.00
062812	RUSSO, DELANOY, MARTINO & RYAN	176.00
062813	RUTGERS, THE STATE UNIVERSITY	400.00
062814	SCHOP & PLESKOW, LLP	1,065.33
062815	SHERWIN WILLIAMS COMPANY, INC.	87.87
062816	PATRICK SHEEHAN, ESQ.	1,711.59

062817	SHOPRITE/PERLMART, INC.	10.22
062818	CHARLOTTE & ROBERT BARTLOF	1,038.73
062819	SPRINT	1,031.47
062820	NJSHBP	185,710.37
062821	STAPLES BUSINESS ADVANTAGE	56.4 6
062822	STARKEY, KELLY, BLANEY, BAUER, WHITE	40,199.07
062823	STEWART INDUSTRIES	1,188.00
062824	STRAUSS AND ASSOCIATES	19,004.15
062825	SCOTT & CHRISTINE STRAUBEL	496.70
062826	BRIAN P. & LAURA SULLIVAN	819.00
062827	SUPPLY SAVER	477.30
062828	TCTA HEADQUARTERS	325.00
062829	TOTAL LUBRICATION SVC. & SUPPLY	1,284.72
062830	A TOUCH OF GRASS LANDSCAPING	13,650.00
062831	TRANSAMERICA RE TAX SERVICE	1,000.33
062832	TREASURER, STATE OF NEW JERSEY	1,125.00
062833	TREASURER, STATE OF NEW JERSEY	21,104.00
062834	TRENDWAY CORPORATION	275.40
062835	JEROME J. TURNBACH, ESQ.	1,161.50
062836	MICHAEL CEPPALUNI dba/UNITED	220.00
062837	UNITED PARCEL SERVICE	25.86
062838	U.S. HOME CORPORATION	50.00
062839	U.S. MUNICIPAL SUPPLY INC.	4,201.80
062840	VAN SANT SEWER SERVICE t/a	34,125.69
062841	VAN CLEEF ENGINEERING ASSOC	34,125.69
062842	ELENA P. VELTRE	110.00
062843	VERIZON WIRELESS	94.86
062844	VERIZON	586.55
062845	WALTER R. EARLE CORP.	1,818.95
062846	MARK G. & DEBORAH A. WENDELKEN	308.90
062847	WEST PUBLISHING CORPORTION	84.50
062848	W.E. TIMMERMAN COMPANY	243.00
062849	JOHN & STEPHANIE WINTERBOTTOM	1,590.32
062850	WOODHUE LTD	1,170.00

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**ORDINANCES, SECOND READING:**

**05-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY NEW JERSEY, MAKING VARIOUS TRAFFIC REGULATIONS APPLICABLE TO THE MUNICIPAL JUSTICE COMPLEX AND REGULATING THE USE OF SAID ROADWAYS, STREETS, DRIVEWAYS AND PARKING LOTS BY MOTOR VEHICLES**

**PUBLIC HEARING OPENED: NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC HEARING BY: BRODERICK**

**MOTION SECONDED BY: GRISANTI**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

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**MOTION TO APPROVE ORDINANCE 05-03 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: GIBLIN**

**MOTION SECONDED BY: GRISANTI**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**ORDINANCE NO. 05-03**

**NOW THEREFORE BE IT ORDAINED** that the Township of Jackson has filed a written consent with the State of New Jersey that various Traffic Regulations be made applicable to the semi-public roads, streets, driveways and parking lots at the Municipal Justice Complex located in the Township of Jackson, County of Ocean and the following regulations shall be enforceable:

REGULATION(S):

1. General Parking:

A. All vehicles must park in designated areas and between the lines provided.

B. No person shall stop or stand a vehicle upon any of the parts of streets described below, except in a resas covered by other parking restrictions.

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
All roads and aisles	Both	All	As indicated on Site plan

C. Handicapped Parking:

All stall shall be 12 foot wide as shown on the site plan and signed with R7-8 and R7-8P (Reserved Parking Sign and Penalty Plate), in the designated parking areas for persons who have been issued the handicapped Parking Permit by the Division of Motor Vehicles.

2. Reserved Parking:

All vehicles that are granted specialty parking in this section such as police vehicles, ambulances, teachers, etc. must be property identified and the reserved parking spaces must be shown on the site. plan

3. Through Streets and Stop Intersections:

A. Through Streets:

The following streets or parts of streets are hereby designated as Through Streets. Stop signs shall be installed on the near right side of each street intersecting the Through Street except where Yield Signs are provided for in the designation.

<u>Name of Street</u>	<u>Limits</u>
Jackson Drive	Entire Length
Chief Showell Drive North	Entire Length
Chief Showell Drive South	Entire Length
Aisle "A"	Entire Length
Road "D"	Entire Length

B. Stop Intersections:

The following described intersections are herby designated as Stop Intersections. Stop signs shall be installed as provided therein.

<u>Intersection</u>	<u>Stop Sign(s) on:</u>
Aisle “N” and Aisle “O”	Aisle “N”

4. One-Way Streets:

The following described streets or part os streets are hereby designated as On-Way Streets in the direction indicated:

<u>Name of Street</u>	<u>Direction</u>	<u>Limits</u>
Sally-Port Drive	South	Entire Length

5. Speed Limits:

A. The speed limit for both directions of traffic in the parking lot(s) shall be 15 M.P.H.

B. The speed limit for both directions of travel on the following roadways are:

<u>Name of Roadway</u>	<u>M.P.H.</u>	<u>Limits</u>
All Roads and Aisles	15	Entire Length

C. Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits authorized by the Department of Transportation.

6. Tow-Away Zones:

Any vehicle parked or standing as to obstruct or impede a normal flow of traffic block entrances or exit ways, loading zones, oil fills, and grassy area pedestrian walkway, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owners or operators expense.

7. Loading Zone(s):

The locations described are hereby designated as Loading Zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
Aisle “H”	West	All	As indicated on site plan
Chief Showell Drive North	West	All	As indicated on site plan

8. Mid-Block Crosswalks:

The following locations shall be established as Mid-block Crosswalks:

<u>Name of Street</u>	<u>Location</u>
Aisles “A”, “T”, and “J”	As indicated on site plan
Jackson Drive	As indicated on site plan
Chief Showell Drive North	As indicated on site plan
Chief Showell Drive South	As indicated on site plan



9. Authorized Vehicles Only:

The following streets or part of streets shall be designated as use for authorized vehicles only. No vehicle other than an authorized vehicle shall enter upon the below roadway.

<u>Name of Street</u>	<u>Limits</u>
Sally-Port Drive	Entire Length

10. No Passing Zones:

The following described streets or parts of streets shall be designated as No Passing Zones. Street centerlines shall be striped double yellow.

<u>Name of Street</u>	<u>Limits</u>
Jackson Drive	Entire Length
Road "D"	Entire Length

That all signs, posts, or other necessary materials be installed and paid for by the applicant. All signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.

Unless another penalty is expressly provided for by New Jersey Statute, every person convicted of a violation of this ordinance or any supplement thereto shall be liable to a penalty of not more than one hundred (\$100.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.

Effect of Ordinance:

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance.

If any section, subsection, paragraph sentence of any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

**NOTICE**

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey, held on March 24th, 2003 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 14th day of April, 2003 at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

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



06-03

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON AMENDING CHAPTER 109 OF THE MUNICIPAL LAND USE AND DEVELOPMENT CODE OF THE TOWNSHIP OF JACKSON TO REQUIRE OPEN SPACE AND RECREATIONAL FACILITIES IN MAJOR SUBDIVISIONS**

**ATTORNEY CHARLES STARKEY:** He explained that this proposed ordinance was submitted to the Pinelands and they received a letter containing some detailed comments and suggestions. Therefore the Committee has decided to defer action on this.

**MAYOR KAFTON:** He stated that this will be brought back up at the April 28<sup>th</sup> Township Committee Meeting. They may be doing another 1<sup>st</sup> reading on this depending on the requirements of the Pinelands.

**TOWNSHIP CLERK EDEN:** She added that there will be no public notice on this Ordinance.

**MOTION TO DEFER ACTION BY: GRISANTI**

**MOTION SECONDED BY: GIBLIN**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**COMMITTEEMAN GRISANTI:** He explained that as much as he would like to vote on this tonight because it compels residential developers to contribute towards athletic fields and recreation. He thinks they should air on the side of caution because there are rumblings out there already from residential developers and this could be another lawsuit.

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**ORDINANCE NO. 06-03**

**WHEREAS,** the Township seeks to implement standards with regard to open space and recreation requirements for new development; and

**WHEREAS,** the Township seeks to have a comprehensive Land Use and Development Code that can be applied uniformly throughout the Township;

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

I. Chapter 109 shall be amended as follows:

1. Section 109-178.A , 109-178. A (1) and (4) Open spaces are hereby amended to read as follows:

A. Open space requirements. For the purposes of this section, the term “open space” is defined to mean any area of land (exclusive of lot yard requirements, streets, utility rights-of-way and detention basins) or water which is open to the sky and which is dedicated, designated or set aside for active or passive recreational use. Open space areas within developments in the MF, MHP, PRC, PMURD, PMUD, R-2, R-3, R-5, R-9, R-15, R-20, PV, RG-1, RG-2, and RG-3 zoning districts shall be subject to all provisions of this section and the following specific requirements:

(1) A minimum of 40% in the MF Zone; 30% in the MHP zone, PRC, PMURD and PMUD zones; and 10% in the R-2, R-3, R-5, R-9, R-15, R-20, PV, RG-1, RG-2 and RG-3 zones of the tract of land proposed for development shall not be included in building lots or streets and shall be set aside for open space. In the R-2, R-3, R-5, R-9, R-15, R-20, PV, RG-1, RG-2 and RG-3 zones the requirement applies to subdivisions of ten (10) lots or more.

(2) Remains as written

- (3) Remains as written
- (4) Within any development, a minimum of 50% of the open space area shall be land which can be developed for recreational use and shall be exclusive of the types of areas cited in subsection A(3) above or required buffer areas. Storm water management facilities shall not be included in the usable open space. If more than 50% of a tract of land is undevelopable wetlands, then the Planning Board may waive the open space requirement. Recreation facilities in accordance with section 109-178.1 may be constructed on the usable open space.

- 2. Section 109-178.1 Recreation Standards for Residential Developments shall be added as follows:

109-178.1 Recreation Standards for Residential Developments.

All residential developments which will result in five (5) dwelling units or more shall provide recreational facilities in accordance with the requirements of this section. The developed open space shall consist of developable land devoid of buildings and other physical structures except for outdoor recreational facilities. Ordinance 06-03

- (1) Land provided in accordance with this section shall be provided in a single area or in individual parcels to accommodate the proposed recreation, but in any case not less than one acre in size.
  - (2) For the purposes of this section, a single-family detached house shall be deemed to contain three (3) persons; a townhouse shall be deemed to contain two and one-half (2.5) persons; and a garden apartment shall be deemed to contain two (2) persons.
  - (3) Development of open space area improvements and construction of recreational facilities shall progress at the same rate as development of the dwelling units. An overall phasing plan should be submitted prior to final approval.
- B. The location, form and design of such areas shall be approved by the reviewing board. The area specifically designated for recreational purposes shall be fully usable for that purpose and shall have all improvements as required by this section. Wherever possible, recreation sites should be located next to adjacent school sites. The applicant shall determine, with the Township's approval whether the land to be utilized for recreational purposes shall remain for private recreational uses or be dedicated for public use.
- (1) Open space areas that will be maintained by a homeowners association or other private entity shall be recorded in the master deed and/or homeowner's documents for each project. This will ensure permanent preservation of the open space. Such documents shall be submitted to the Planning Board prior to final approval of the project.
- C. Exception. In special circumstances where the development will result in at least five (5) but no more than ten (10) dwelling units *or* where due to the size, location and design requirements of the development, it is not feasible in the opinion of the reviewing board to set aside such area or areas for developed open space, the applicant shall make payment in lieu of the provision of such open recreation land to the Township. Such payments shall be placed in a special recreational open space land fund to be utilized solely for the purchase of or improvement of public recreational open space.

- (1) The required amount of the contribution in lieu of providing recreation facilities and equipment that would otherwise be required for the proposed development shall be estimated based upon the value of the land and the improvements. This estimated cost shall also account for the value of the additional lots that the developer shall have for sale as a result of not providing recreational space.

D. Improvements. The developer shall install as a minimum the following recreational facilities or their equivalent on the land which has been set aside for recreational purposes.

- (1) The developer's recreation plans shall be submitted to the reviewing boards for review and approval. The Board and its professional planner and engineer shall evaluate the plans in terms of the following considerations: Ordinance 06-03
  - (a) District parks and preservation areas. A minimum standard of ten acres per 1,000 persons is recommended. Large tracts of 50 acres or more are preferable to scattered sites. Lands with mature vegetation, high scenic qualities, historical significance, or other unique characteristics are especially recommended.
  - (b) Neighborhood playgrounds. A minimum standard of two acres per 1,000 persons is recommended. Individual sites should be three to five acres in size and within walking distance of the people served. Separate play areas for age groups one through five, six through ten and eleven through fifteen should be included. Equipment for these areas should be based on the recreation needs for each age group.
 

Infants through five year olds should have a sand area, small swings, static play animals, a small sliding board, and other similar equipment. A sitting area for parents should be provided in close proximity to the play areas. Tricycle space and pavement should be a part of this area.

Children through ten years old are interested in movement, slides, seesaws, balance beams, rope climbing areas, chin-up bars and other similar equipment.

Children 11 through 15 are interested in two kinds of spaces, a general use field where a Frisbee or a football can be thrown and a space of identity for the age group. Bicycle paths and hills, jumps and other similar features are recommended in this area. Landscaping should provide shade and separation for each area.
  - (c) Tennis Courts. A recommended standard is one court per 1,500 persons.
  - (d) Baseball Diamonds. A recommended standard is one diamond for every 3,000 persons.
  - (e) Softball Diamonds. A recommended standard is one softball diamond for every 2,000 persons.
  - (f) Football Fields. A recommended standard is one football field for every 10,000 persons.
  - (g) Soccer Fields. A recommended standard is one field per

- 3,000 persons.
- (h) Lacrosse/Field Hockey Fields. A recommended standard is one field per 4,000 persons.
  - (i) Multipurpose/ General Use Fields. A recommended standard is one field per 6,000 persons.
  - (j) Basketball Courts. A recommended standard is one hard surface play area with basketball nets for every 2,000 persons.
  - (k) Picnic Areas. One acre per 1,000 persons is recommended. This use may be part of a district park.
  - (l) Bike Trails. One mile of five-foot wide bituminous trail for each 1,000 persons is recommended. These trails should link homes with local recreation and service opportunities.
  - (m) Jogging and Fitness Trails. One mile per 1,000 persons is recommended. These should be integrated into district parks or create linkages to other recreation areas.
  - (n) Volleyball Courts. A recommended standard is one court per 2,000 persons.
  - (o) Street Hockey. A recommended standard is one street hockey rink per 8,000 persons.
  - (p) Community Pools. A recommended standard is one community pool for every 25,000 persons.
  - (q) Golf Courses. A recommended standard is one golf course per 25,000 residents.
- (2) All improvements, play surfaces and equipment shall be constructed and installed to current industry standards and in compliance with all relevant laws, subject to review and approval by the Township Engineer.

#### NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey, held on March 24, 2003, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 14<sup>th</sup> day of April, 2003, at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

Prior to the second reading, a copy of this Ordinance shall be posted on the Bulletin Board in the Municipal Building and copies shall be made available at the Township Clerk's Office in said Municipal Building to members of the general public who shall request such copies.

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**ANN MARIE EDEN,  
TOWNSHIP CLERK**

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**ORDINANCE FIRST READING:**

**08-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY NEW JERSEY, MAKING THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO BRIDGEWATER CROSSING SUBDIVISION AND REGULATING THE USE OF SAID ROADWAYS, STREETS, DRIVEWAYS AND PARKING LOTS BY MOTOR VEHICLES**

**MOTION TO APPROVE ORDINANCE 08-03 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, APRIL 28, 2003 BY: GIBLIN  
MOTION SECONDED BY: BRODERICK  
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**ORDINANCE NO. 08-03**

**NOW THEREFORE** be it Ordained, the developers of Bridgewater Crossing, 730 Brewers Bridge Road, Jackson, NJ, has filed a written consent with the Township of Jackson, that the provisions of Subtitle One of Title 39 of the revised statutes of New Jersey be made applicable to the semi-public roads, streets, driveways and parking lots at Bridgewater Crossing located in the Township of Jackson, County of Ocean and the following regulations shall be enforceable:

**REGULATION(S):**

1. General Parking:

A. No person shall stop or stand a vehicle upon any of the parts of streets described below, except in areas covered by other parking restrictions.

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
Bridgewater Crossing	Both	All	As indicated on Site Plan

2. Stop Intersections:

A. Stop Intersections:

The following described intersections are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

<u>Intersection</u>	<u>Stop Sign on:</u>
Bridgewater Court and Bridgewater Court (Southerly Leg)	Bridgewater Court (Southerly Leg) As indicated on site plan

3. Speed Limits:

A. The speed limit for both directions of travel on the following roadways are:

<u>Name of Roadway</u>	<u>M.P.H.</u>	<u>Limits</u>
Bridgewater Court	25	Entire Length

B. Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits authorized by the Department of Transportation.

4. Tow-Away Zones:

Any vehicle parked or standing as to obstruct or impede a normal flow of traffic block entrances or exit ways, loading zones, oil fills, and grassy area pedestrian walkway, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owners or operators expense.

That all signs, posts, or other necessary materials be installed and paid for by the applicant. All signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.

Unless another penalty is expressly provided for by New Jersey Statute, every person convicted of a violation of this ordinance or any supplement thereto shall be liable to a penalty of not more than one hundred (\$100.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.

Effect of Ordinance:

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey, held on April 14, 2003, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 28<sup>th</sup> day of April, 2003, at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

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

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**09-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY NEW JERSEY, MAKING THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO JACKSON GREEN APARTMENT COMPLEX AND REGULATING THE USE OF SAID ROADWAYS, STREETS, DRIVEWAYS AND PARKING LOTS BY MOTOR VEHICLES**

**MOTION TO APPROVE ORDINANCE 09-03 ON FIRST READING,  
ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
PUBLIC HEARING TO BE HELD ON, APRIL 28, 2003 BY: GRISANTI  
MOTION SECONDED BY: BRODERICK  
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**ORDINANCE NO. 09-03**

**NOW THEREFORE** be it Ordained, S/K Jackson Green Associates, L.L.C., of 520 US Highway 22 (P.O. Box 6872), Bridgewater, NJ, has filed a written consent with the Township of Jackson, that the provisions of Subtitle One of Title 39 of the revised

statutes of New Jersey be made applicable to the semi-public roads, streets, driveways and parking lots at Jackson Green Apartments located in the Township of Jackson, County of Ocean and the following regulations shall be enforceable:

REGULATION(S):

1. General Parking:

A. All vehicles must park in designated areas and between the lines provided.

B. No person shall stop or stand a vehicle upon any of the parts of streets described below, except in areas covered by other parking restrictions.

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
Justin Way	Both	All	As indicated on site plan
Justin Way Court	Both	All	As indicated on site plan
Naomi Way	Both	All	As indicated on site plan

C. Handicapped Parking

All stalls shall be 12 foot wide as shown on the attached site plan and sined with the R7-8 and R7-8P (Reserved Parking Sign and Penalty Plate), in the designated parking areas for persons who have been issued the Handicapped Parking Permit by the Division of Motor Vehicles.

2. Through Streets and Stop Intersections:

A. Through Streets

The following streets or parts of streets are hereby designated as Through Streets. Stop signs shall be installed on the near right side of each street intersecting the Through street except where Yield signs are provided for in the designation.

<u>Name of Street</u>	<u>Limits</u>
Justin Way	Entire length

B. Stop Intersections:

The following described intersections are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

<u>Intersection</u>	<u>Stop Sign on:</u>
Justin Way and Naomi Way at the northern intersect	Justin Way

3. Speed Limits:

A. The speed limit for both directions of travel on the following roadways are:

<u>Name of Roadway</u>	<u>M.P.H.</u>	<u>Limits</u>
Justin Way	25	Entire Length
Naomi Way	25	Entire Length
Justin Way Court	25	Entire Length



B. Regulatory and warning signs shall be erected and maintained to effect the above-designated speed limits authorized by the Department of Transportation.

4. Tow-Away Zones:

Any vehicle parked or standing as to obstruct or impede a normal flow of traffic block entrances or exit ways, loading zones, oil fills, and grassy area pedestrian walkway, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owners or operators expense.

**Recommendations**

Municipal officials should have all maps for the Jackson Green Apartment Complex modified to reflect the addition of the word "Court" to the small leg of Justin Way leading from the main thoroughfare to the Club House. This will help in the identification of the intersection of Justin Way and Justin Way "Court".

That all signs, posts, or other necessary materials be installed and paid for by the applicant. All signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.

Unless another penalty is expressly provided for by New Jersey Statute, every person convicted of a violation of this ordinance or any supplement thereto shall be liable to a penalty of not more than fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.

Effect of Ordinance:

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey, held on April 14, 2003, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 28<sup>th</sup> day of April, 2003, at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

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

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**10-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON AMENDING CHAPTER 109, LAND USE & DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF JACKSON**

**MOTION TO APPROVE ORDINANCE 10-03 ON FIRST READING,  
ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
PUBLIC HEARING TO BE HELD ON, APRIL 28, 2003 BY: GRISANTI  
MOTION SECONDED BY: BRODERICK  
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**MAYOR KAFTON:** He stated that when this Ordinance is passed the street signs will be easier to read because the lettering will be bigger.

**ORDINANCE 10-03**

**WHEREAS**, the Township Committee of the Township of Jackson desires to amend Chapter 109, Article XI of the Township Code of the Township of Jackson;

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

Section 109-188A. (1)(b) is hereby amended to read as follows:

(b) Lettering on the street name signs shall be at least six inches for upper case letters and 4½ inches for lower case letters, with supplementary lettering to indicate the type of street (e.g., street, avenue, road, etc.), which shall be in smaller lettering at least three inches in height. Conventional abbreviations are acceptable, except for the street name itself.

Section 109-188A.(2) is hereby amended to read as follows:

(2) Street signs shall be properly installed at each street intersection. Street signs shall be placed, two per intersection, on the near right-hand corner, as viewed from both directions, on the street, which is expected to carry the greatest traffic through the intersection. Mounting shall be in accordance with the standard procedures of the Township or with requirements adopted by the Township Committee. At signalized intersections, street signs shall be suspended over the intersection. Street signs shall be placed before any certificate of occupancy for houses on the subject street is issued.

1. Section 109-188B. shall be amended by adding the following paragraph:

(1) Lettering on the street name signs shall be at least six inches for upper case letters and 4½ inches for lower case letters, with supplementary lettering to indicate the type of street (e.g., street, avenue, road, etc.), which shall be in smaller lettering at least three inches in height. Conventional abbreviations are acceptable, except for the street name itself.

2. All other provisions of Section 109-188 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 on first reading at a regular meeting of the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey, held on April 14, 2003 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 28<sup>th</sup> day of April, 2003, at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

Prior to the second reading, a copy of this Ordinance shall be posted on the Bulletin Board in the Municipal Building and copies shall be made available at the Township Clerk’s Office in said Municipal Building to members of the general public who shall request such copies.

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**ANN MARIE EDEN  
TOWNSHIP CLERK**

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**PUBLIC HEARING OPENED, RESOLUTIONS ONLY:**

**WILLIAM ALLMANN:** He asked what exactly Resolution 181R-03 does? He later asked where the money is now? Administrator Kennedy explained what this Resolution is doing is establishing a dedication by Ryder attached to our 2003 budget (page 43). They have collected to date \$353,887.00 and that will allow them to utilize that money in a special trust fund. He stated this money is now in a general fund. A question was raised at the budget meeting and he said he did make a statement publicly that this money was in a trust fund. He made an error, but now a trust fund is being established

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: GIBLIN  
MOTION SECONDED BY: GRISANTI  
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**RESOLUTION 181R-03**

**TITLE: REQUEST APPROVAL FROM THE DIRECTOR OF LOCAL GOVERNMENT SERVICES FOR THE DEDICATION BY RIDER OF THE JACKSON TOWNSHIP SHADE TREE COMMISSION FUND**

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

**DEPUTY MAYOR GIBLIN:** He told everyone that If they get the opportunity they should take a look at the Justice Complex where 74 new trees have been planted over the past ten days. This was paid for from the funds that have been collected in this account. This is something they will be doing throughout the town and utilizing the money they have been collecting over the past year and a half.

**MAYOR KAFTON:** He added all this money has been collected through our Tree Ordinance that was past about two years ago. They have collected \$353,887.00 over the past two years. In prior years they were collecting about \$7,000 to \$8,000 dollars from tree permits. The wonderful thing about this Ordinance is this money is used to replace trees throughout Jackson.

**COMMITTEEMAN REILLY:** He asked why it took two years in order to in act the Rider? Mayor Kafton stated that this was a minor oversight and was recommended by the auditor to put the money into its own fund.

**WHEREAS,** pursuant to N.J.S.A. 40A:4-39, a rider may be created to the budget when the revenue for certain items is not subject to reasonably accurate estimate in advance; and

**WHEREAS,** local ordinance described in Chapter 109 entitled "Land Use Development" created a dedicated Township Account designated as the Jackson Tree Trust Account established for the purpose to permit as an alternate means for replanting of trees from cleared sites in accordance with Jackson Township's Ordinance 109-159, Land Use and Development Regulations which allows the applicant to pay a replacement tree value for each tree for the express purpose of promoting environmental enhancement programs on or within municipally-owned properties or facilities as described in Jackson Township's ordinance 109-159:I (3)(a)(3).

**WHEREAS,** in accordance with N.J.S.A. 40A:5-29 any local unit is authorized and empowered to accept bequests, legacies and gifts made to it and is empowered to utilize such bequests, legacies and gifts in the manner set forth in the conditions of the bequest, legacy or gift, provided, however, that such bequest, legacy or gift shall not be put to any use which is inconsistent with the laws of this State and of the United States.

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

The Township of Jackson will receive in accordance with cash contributed donations from individuals or developers as funding support for the Township's Tree Trust Account, said

program to include, but not be limited for, the purpose to replenish trees lost in the development of property and that the Committee of the Township of Jackson anticipates this revenue and appropriates it for the purpose stated in the above paragraphs and incorporates it as part of the budget of the Township of Jackson as a dedication by rider under the provisions of N.J.S.A. 40A:4-39.

**BE IT FURTHER RESOLVED THAT:**

1. The Township Committee hereby requests the approval of the Director of the Division of Local Government Services for the inclusion of the Tree Revenue as a "Dedication by Rider" to the budget of the Township of Jackson and the establishment of a separate Trust Account for such purpose.
2. That any moneys previously set aside for this purpose shall be included in this trust fund.
3. Two (2) certified copies of this Resolution be forwarded to the Director of the Division of Local Government Service for concurrence.
4. This Resolution shall take effect upon the approval of the Director of the Division of Local Government Services.

**DATED: 04/14/03**

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

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

**RESOLUTION 164R-03**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK,GRISANTI, REILLY, GIBLIN**

**ABSTENTIONS: 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  
APRIL 14, 2003**

<u>BLOCK LOTNAME</u>			<u>YEAR</u>	<u>AMOUNT</u>
9.08	6	BRIAN P. & LAURA SULLIVAN C/O MARIELLEN R. KING, ESQ.	2002	\$ 819.00
39	11.07	GONZALO J. & CHRISTINA ATILES C/O ROSS A. GOLDSTEIN, ESQ.	2003	1,174.82
58.01	3.01	CHARLOTTE & ROBERT BARTLOF C/O SHORE SETTLEMENT SERVICES	2003	1,038.73
66.18	13	STEPHEN & LEE MELINK	2002	1,463.80
70	40.02	CENTRAL TITLE AGENCY, INC.	2003	1,503.43
73	12.04	KEVIN J. & MIA KENNY	2003	1,228.93
75.01	3608.304	EDMUND LATHOM	2002	200.00
75.03	27	ANDREW & MARIA O'CONNOR	2002	954.71
75.15	6	SCOTT & CHRISTINE STRAUBEL	2003	496.70
82.01	9.02	FLEET NATIONAL BANK AS TRUSTEE OF THE TRUST F/B/O AMANDA VEGLIANTE	2003	800.66
82.01	15.03	LOUIS & MARGARET RAITH, ETALS	2003	1,027.83
89	18.01	JOSEPH K. & CHRIS T. DOWNEY	2002	200.00
96.01	6	GMAC MORTGAGE CORP.	2003	379.58
99.01	37.02	COUNTRYWIDE HOME LOANS	2002	773.37
109.01	35.06	VINCENT & BARBARA C. MORCIGLIO	2002	200.00
120.09	6	JOHN & STEPHANIE WINTERBOTTOM	2002	1,590.32
126.27	12	TRANSAMERICA R.E. TAX SERVICE	2002	1,000.33
126.38	11	GREGORY W. & LYNN A. BEDFORD	2002	956.66
128.08	45	SCHOP & PLESKOW, LLP	2003	1,065.33
130.01	16.27	MARK G. & DEBORAH A. WENDELKEN	2002	308.90
145.02	15	FIRST AMERICAN TITLE INSURANCE CO	2003	2,375.65

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

**DATED: 04/14/03**

**RESOLUTION 165R-03**

**TITLE: APPROVE TOWNSHIP COMMITTEE MEETING MINUTES OF MARCH 10, 2003**

**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:

**MARCH 10, 2003**

2. Copies of this resolution to any interested parties.

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

**DATED: 04/14/03**

**RESOLUTION 166R-03**

**TITLE: 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:

- RA 985 – Foundation Fighting Blindness
- RA 986 – RWJ University Hospital Foundation
- RA 987 – RWJ University Hospital Foundation
- RA 988 – Jackson Township Post #4703
- RA 989 – Jackson Township Post #4703
- RA 990 – Jackson Lions Club
- RA 991 – St. Aloysius Church
- RA 992 – St. Aloysius Church
- RA 993 – Resource Center for Women
- RA 994 – Resource Center for Women
- RA 995 – Foundation Fighting Blindness

2. Copies of the Resolution to interested parties.

\_\_\_\_\_  
**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

**DATED: 04/14/03**

**RESOLUTION 167R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO PERFORMANCE GUARANTEES FOR SOUTH KNOLLS, SECTION 1A A/K/A BLOCK 111, LOTS VARIOUS**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, the developer of South Knolls has requested a Reduction of the Performance Guarantee pertaining to Section 1A, a/k/a Block 111, Lots Various, Jackson Township; and

**WHEREAS**, the following Performance Guarantee is currently in place:

- 1. Performance Bond # 45040156 issued by Greenwich Insurance Company in the amount of \$2,537,212.41
- 2. Cash Guarantee in the amount of \$281,912.49

**WHEREAS**, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and approved the reduction of the Performance Guarantee in the following amount:

1. Reduction of the Performance Bond to not less than \$1,158,102.90
2. Reduction of the Cash Guarantee to not less than \$128,678.10

in a letter report dated January 31, 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 Township’s 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 is hereby reduced from \$2,537,212.41 to not less than \$1,158,102.90 and the Cash Guarantee from \$281,912.49 to not less than \$128,678.10. 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: 04/14/03**

**RESOLUTION 168R-03**

**TITLE: AUTHORIZE INCREASE IN CHANGE FUND FOR MUNICIPAL COURT (FROM \$100.00 TO \$250.00)**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, the Township Committee may authorize the increase and maintenance of a Change Fund for the Municipal Court for the township of Jackson; and

**WHEREAS**, said Change Fund was established by resolution in the amount of \$100.00, by the Committee of the Township of Jackson; and

**WHEREAS**, the Municipal Court Administrator has requested an increase in said change fund to \$250.00; and

**WHEREAS**, it is the desire of the Committee that said fund be increased and continued under the direction of the Municipal Court Administrator.

**NOW, THEREFORE, BE IT RESOLVED** on this 14<sup>th</sup> day of April, 2003 by the Committee of the Township of Jackson to increase said change fund to \$250.00.

1. During the year 2003 Erin DiCristina, be and is hereby authorized and permitted to increase the change fund in the amount not to exceed \$250.00. Said change fund will be used by such office or department to make change on court days and at such times fines are paid.
2. Erin DiCristina, having custody of the fund and will maintain said fund in accordance with the laws and regulations governing its operation.

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

**DATED: 04/14/03**

**RESOLUTION 169R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO PERFORMANCE GUARANTEES FOR SOUTH KNOLLS, SECTION 1B A/K/A BLOCK 111, LOTS VARIOUS**

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

**WHEREAS**, the developer of South Knolls has requested a Reduction of the Performance Guarantee pertaining to Section 1B, a/k/a Block 111, Lots Various, Jackson Township; and

**WHEREAS**, the following Performance Guarantee is currently in place:

- 1. Performance Bond # 45040157 issued by Greenwich Insurance Company in the amount of \$1,023,152.58
- 2. Cash Guarantee in the amount of \$113,683.62

**WHEREAS**, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and approved the reduction of the Performance Guarantee in the following amount:

- 1. Reduction of the Performance Bond to not less than \$306,945.77
- 2. Reduction of the Cash Guarantee to not less than \$34,105.09

in a letter report dated January 31, 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 Township's 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 is hereby reduced from \$1,023,152.58 to not less than \$306,945.77 and the Cash Guarantee from \$113,683.62 to not less than \$34,105.09. 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: 04/14/03**

**RESOLUTION 170R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO PERFORMANCE GUARANTEES FOR SOUTH KNOLLS, SECTION 1C A/K/A BLOCK 111, LOTS VARIOUS**

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

**WHEREAS**, the developer of South Knolls has requested a Reduction of the Performance Guarantee pertaining to Section 1C, a/k/a Block 111, Lots Various, Jackson Township; and

**WHEREAS**, the following Performance Guarantee is currently in place:

- 1. Performance Bond # 45040158 issued by Greenwich Insurance Company in the amount of \$642,763.62
- 2. Cash Guarantee in the amount of \$71,418.18



WHEREAS, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and approved the reduction of the Performance Guarantee in the following amount:

- 1. Reduction of the Performance Bond to not less than \$231,078.96
- 2. Reduction of the Cash Guarantee to not less than \$25,675.44

in a letter report dated January 31, 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 Township's 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 is hereby reduced from \$642,763.62 to not less than \$231,078.96 and the Cash Guarantee from \$71,418.18 to not less than \$25,675.44. 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: 04/14/03

**RESOLUTION 171R-03**

**TITLE: RESOLUTION AUTHORIZING RENEWAL OF KENNEL LICENSE FOR W. & A. ALEXANDER T/A ARALE KENNELS**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

WHEREAS, the applicant, W. & A. Alexander, 1000 Farmingdale Road, Jackson, New Jersey, have submitted an application for renewal of its license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

WHEREAS, the applications are in proper form, the proper fees have been paid and taxes have been paid up-to-date on the premises in question; 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 Township Committee of the Township of Jackson, County of Ocean and State of New Jersey, as follows:

- 1. That the Township Clerk is hereby authorized to deliver the applicant, W. & A. Alexander, 1000 Farmingdale Road, Jackson, New Jersey, a renewal of their kennel license commencing on February 1, 2003 and terminating on January 31, 2004.
- 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 shall conform with all laws & regulations required by Chapter 51-25.
  - 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 W. & A. Alexander t/a Arale Kennels.

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

DATED: 04/14/03

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**RESOLUTION 172R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEES POSTED BY UNION VALLEY'S FRANCIS MILLS, SECTION 3, PHASE 3**

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

**WHEREAS**, the developer of Block 3, Lot 11 (Francis Mills, Section Three, Phase 3) has posted a maintenance guarantee in the form of an Irrevocable Letter of Credit No. S811625 by First Union National Bank in the amount of \$57,753.00 and cash in the amount of \$6,417.00;

**WHEREAS**, the developer of Francis Mills, Section Three, Phase 3, has requested the release of said maintenance guarantee in accordance with the requirements of the Municipal Land Use Law; and

**WHEREAS**, the Township Conflict Engineer, Chris A. Theodos, PE, Schoor DePalma, Inc., has reviewed the site improvements and has determined that said maintenance guarantee should be released in a letter dated March 26, 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 guarantee posted by the developer of Block 3, Lot 11 in the amount of \$57,753.00 in the form of an Irrevocable Letter of Credit No. S063180 issued by First Union National Bank and cash in the amount of \$6,417.00.
2. That this resolution of release is 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 Chris Theodos, PE, of Schoor DePalma and the developer of Block 3, Lot 11.

**DATED: 04/14/03**

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

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**RESOLUTION 173R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEES POSTED BY UNION VALLEY'S FRANCIS MILLS, SECTION 3, PHASE 2**

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

**WHEREAS**, the developer of Block 3, Lot 11 (Francis Mills, Section Three, Phase 2) has posted a maintenance guarantee in the form of cash in the amount of \$28,000.00;

**WHEREAS**, the developer of Francis Mills, Section Three, Phase 3, has requested the release of said maintenance guarantee in accordance with the requirements of the Municipal Land Use Law; and

**WHEREAS**, the Township Conflict Engineer, Chris A. Theodos, PE, Schoor DePalma, Inc., has reviewed the site improvements and has determined that said maintenance guarantee should be released in a letter dated March 26, 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 guarantee posted by the developer of Block 3, Lot 11 in the amount of \$28,000.00.
2. That this resolution of release is 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 Chris Theodos, PE, of Schoor DePalma and the developer of Block 3, Lot 11.

**DATED: 04/14/03**

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

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**RESOLUTION 174R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEES POSTED BY UNION VALLEY'S FRANCIS MILLS, SECTION 3, PHASE 3**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, the developer of Block 3, Lot 11 (Francis Mills, Section Three, Phase 3) has posted a maintenance guarantee in the form of cash in the amount of \$21,390.00;

**WHEREAS**, the developer of Francis Mills, Section Three, Phase 3, has requested the release of said maintenance guarantee in accordance with the requirements of the Municipal Land Use Law; and

**WHEREAS**, the Township Conflict Engineer, Chris A. Theodos, PE, Schoor DePalma, Inc., has reviewed the site improvements and has determined that said maintenance guarantee should be released in a letter dated March 26, 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 guarantee posted by the developer of Block 3, Lot 11 in cash in the amount of \$21,390.00
2. That this resolution of release is 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 Chris Theodos, PE, of Schoor DePalma and the developer of Block 3, Lot 11.

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

**DATED: 04/14/03**

**RESOLUTION 175R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEES POSTED BY UNION VALLEY'S FRANCIS MILLS, SECTION 3, PHASE 3D**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, the developer of Block 3, Lot 11 (Francis Mills, Section Three, Phase 3D) has posted a maintenance guarantee in cash in the amount of \$22,750.00;

**WHEREAS**, the developer of Francis Mills, Section Three, Phase 3D, has requested the release of said maintenance guarantee in accordance with the requirements of the Municipal Land Use Law; and

**WHEREAS**, the Township Conflict Engineer, Chris A. Theodos, PE, Schoor DePalma, Inc., has reviewed the site improvements and has determined that said maintenance guarantee should be released in a letter dated March 25, 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 guarantee posted by the developer of Block 3, Lot 11 in cash in the amount of \$22,750.00
2. That this resolution of release is 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 Chris Theodos, PE, Schoor DePalma and the developer of Block 3, Lot 11.

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

**DATED: 04/14/03**

**RESOLUTION 176R-03**

**TITLE: APPROVE THE APPOINTMENT OF SCHOOL CROSSING GUARD**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, a vacancy exists for School Traffic Guard and the Director of Public Safety has recommended an individual to be appointed to fill said vacancy; and

**WHEREAS**, Public Law 1997, Chapter 82 permits a municipality to appoint School Traffic Guards for a term not exceeding one (1) year.

**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. Pursuant to Public Law 1979, Chapter 82, the following individuals is hereby appointed as School Traffic Guard of the Township of Jackson for a period commencing immediately as follows:

Christine Jennings

2. In addition, the above appointee may be utilized in the period of time to August 31, 2003 when needed in connection with school and recreational summer programs where the services of Traffic Guards are required.
3. Appointee shall be paid a salary of \$9.70 per hour.
4. Copies of this Resolution to Municipal Administrator, Director of Public Safety, Personnel Manager, Chief Financial Officer, appointee and any other interested parties.

**DATED: 04/14/03**

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

**RESOLUTION 177R-03**

**TITLE: APPROVE THE APPOINTMENT OF TWO PART-TIME TELECOMMUNICATOR TRAINEES**

**MOTION TO APPROVE BY: GRISANTI**

**MOTION SECONDED BY: BRODERICK**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, a need exists for the appointment of part time Public Safety Telecommunicator Trainees in the Police Department; and

**WHEREAS**, the Municipal Administrator has made recommendations 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:**

1. The following are hereby appointed to the position of part time Public Safety Telecommunicator Trainees at a salary of \$13.16 per hour:

Shannon Cribb  
Steven Burkett

2. Said appointments are effective immediately and are 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, Police Department, Chief Financial Officer, Municipal Administrator, Personnel Manager and any other interested parties.

**DATED: 04/14/03**

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

**RESOLUTION 178R-03**

**TITLE: APPROVE THE APPOINTMENT OF GIRLS SOFTBALL SUPERVISORS; RECREATION DEPARTMENT**

**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 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:

1. The following is hereby appointed to the position of Girl’s Softball Supervisor at an hourly salary of \$10.50 per hour:

Richard Wilson  
Natalie Fahnholz

2. Said appointments are effective April 15, 2003 on a temporary part time basis pending approval by the N.J. Department of Personnel.
3. Copies of this resolution to appointees, Recreation Department, Chief Financial Officer, Municipal Administrator, Personnel Manager and any other interested parties.

**DATED: 04/14/03**

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

**RESOLUTION 179R-03**

**TITLE: APPROVE THE APPOINTMENT OF SUMMER CAMP COORDINATOR; RECREATION DEPARTMENT**

**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 Summer Camp Coordinator; and

WHEREAS, the Municipal Administrator has made a recommendation for the appointment of an individual 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 Summer Camp Coordinator at an hourly salary of \$17.25 per hour:

Robert Gohl

2. Said appointment is effective April 15, 2003 on a temporary part time basis pending approval by the NJ Department of Personnel.
3. Copies of this resolution to appointee, Recreation Department, Chief Financial Officer, Municipal Administrator, Personnel Manager and any other interested parties.

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

DATED: 04/14/03

RESOLUTION 180R-03 – NOT USED

RESOLUTION 182R-03 – NOT USED

RESOLUTION 183R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING SUBMISSION OF GRANT APPLICATION TO THE DEPARTMENT OF JUSTICE FOR THE FUNDING OF BULLETPROOF VESTS

MOTION TO APPROVE BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON

WHEREAS, the Township of Jackson wishes to submit a 50% cash match grant application to the State of New Jersey, Department of Justice, Bureau of Justice Programs for the 2003 Bulletproof Vest Partnership;

WHEREAS, the amount of said funding would be a maximum of \$8,959.14 pursuant to the Department of Justice, and upon application, the matching funds in the amount of \$8,959.14 would be taken from the NJ Bulletproof Vest Program, which the Township currently holds;

WHEREAS, the Mayor and the Township Committee previously approved similar grant funding in previous years for Body Armor;

WHEREAS, it is necessary for the Mayor and Township Committee to adopt a resolution authorizing the submission of this application;

**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 the submission of the above application for the year 2003 be and is hereby authorized.

Certified copies of this resolution to be filed with the Sate of New Jersey, Department Justice Bureau of Justice Programs, Municipal Administrator, Chief Financial Officer, director of Public Safety and any other interested parties.

**DATED: 04/14/03**

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

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**RESOLUTION 184R-03**

**TITLE: SUPPORT MILITARY PERSONNEL IN THE WAR WITH IRAQ**

**MOTION TO APPROVE BY: REILLY**

**MOTION SECONDED BY: GIBLIN**

**YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON**

**WHEREAS**, the United States of America is currently at War with Iraq; and

**WHEREAS**, several members of our community are serving in the military in the War with Iraq risking their lives for our freedom; and

**WHEREAS**, as a community, state and nation we can ask for no greater sacrifice than service in our military; and

**WHEREAS**, the United States Senate recently passed a resolution by a vote of 99-0, supporting our Commander-in-Chief President George W. Bush and the members of the military serving in the Persian Gulf region and the War with Iraq; and

**WHEREAS**, the Township Committee wishes to express it's support for the President and the military personnel serving our country with a special thanks and gratitude to the men and women from Jackson Township;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STAE OF NEW JERSEY, AS FOLLOWS:**

1. The Jackson Township Committee hereby expresses it s wholehearted support for our Commander-in-Chief, President George W. Bush and our military men and women serving our country for their courage and commitment to America and it's values.
2. The Jackson Township Committee further wishes to express special recognition and gratitude to those members of the military from Jackson Township who are risking their lives to ensure our freedom. You have made us a proud community and a proud nation. Thank You for your service to our country.
3. The Township Clerk is hereby authorized and directed to forward certified copies of this resolution to President George W. Bush, Governor James E. McGreevey, United States Senators: Jon S. Corzine and Frank R. Lautenburg, United States Congressmen: H. James Saxton and Christopher H. Smith and any other interested parties.

**DATED: 04/14/03**

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



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**DISCUSSION AGENDA:****RE: SCHOOL BOARD ELECTION**

**TOWNSHIP CLERK EDEN:** She explained that the School Board Election is being held tomorrow, April 15<sup>th</sup>. The polls are open from 11:00 AM to 9:00 PM.

**ADMINISTRATOR KENNEDY:** He reminded the Committee that on April 28<sup>th</sup> they will be starting the meeting early because there will be interviews with the Director of Recreation. Also, at the two budget meetings there were questions raised by Mr. Santos and there will be a letter going out to him with the information he requested. He then stated that they have two Resolutions to consider for the next meeting and one is for the testing at Legler and the other is for testing at Johnson Park.

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**PUBLIC HEARING, ANY TOPIC:**

**DAN GROSS, 18 POINTE CIRCLE:** (inaudible) He went on to say that there seems to be a lot of election signs that are being knocked down throughout the town. He asked if this is a township issue? He later commented on the opposing columns that Mr. Grisanti and Mr. Reilly had put in the paper last week and said it was nice to see both sides. He asked about negotiations with Cablevision and how they will be getting the public's opinion on this? He stated that about two years ago there was talk about televising these meetings and he asked what the status is on that? Mayor Kafton stated that this has been a notorious problem in Jackson regarding signs being knocked down. As long as they are not in the right of way and are taken down in the proper amount of time the township really doesn't bother with them. Committeeman Broderick added that if they are being taken down illegally he can report this to the Police. Committeeman Reilly stated that he can also report it to the Election Law Enforcement Commission. Committeeman GIBLIN explained that the Cablevision contract expires May 18, 2004 and Cablevision has to make notification by May 18, 2003 of their attempt to renegotiate. He then explained that other towns during negotiations formed a Cable Advisory Committee to discuss the pros and cons of the present service they have. He stated that they may or may not decided to do this when that time comes. In closing, he explained that the cameras are installed, but they are still in the testing stages.

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**DENISE GARNER, 14 EVERGREEN COURT:** She expressed her concerns regarding Smart Growth in Jackson. She asked if the Committee was working with the Governor or the State on a plan? She later stated that she has reviewed the tree ordinance and believes it still hasn't helped with the pollution to the aquifer. She asked if anyone from the MUA reviewed the storm water regulations presently going out by the State? (inaudible). She spoke about the Planning Board granting permits and extensions. (inaudible) She explained that she believes that the Planning Board only denied one application over the past two years. Mayor Kafton said that he has had this conversation with her many times. Jackson Township is in support of the Category One status. In fact, Jackson is one of the seven towns who have brought it to the Governor's attention and is trying to get it in acted. As far as Smart Growth, he went to the Mayor's meeting in Toms River where the Commissioner of the DCA was also in attendance. She introduced the Smart Growth Plan and Jackson will be one of the first beneficiaries of it, whether it be funding and/or State Agencies to help them try to control growth. This is underway and they will be contacting the township to have a meeting to discuss how they can help us. He said as she is well aware from attending our Planning Board and Township meetings, they have been in the forefront in the State in trying to control growth in this town by in acting many different ordinances. He asked her if she had the opportunity to read the tree ordinance because that ordinance states the larger the trees they take down the more the builder will pay for that tree. They are limited to the amount of trees they can take down and there are also trees they have to replant. He told Ms. Garner she should speak to someone from the MUA to see if they have reviewed it. He later added that she knows because she is very involved and sits on the Environmental

Commission, if the Planning Board can deny applications without getting into any legal fights they would do it. He said some of these builders are legally entitled to those extensions. He then explained that this Administration is far ahead of any town in this State and any prior Administration as far as controlling growth. This can be shown on paper and is not just something he is saying. He asked her if she knew how many applications were denied by the Planning Board in the last two years? He told her that she doesn't have her facts. This Planning Board is the best they have ever had. They have slowed down growth in conjunction with this Township Committee and the ordinances we have past. He later added that they do encourage citizens to get involved, but if they want to come up here and question them, they should have their facts straight. Committeeman Grisanti stated that Ms. Garner is a member of the Environmental Commission and asked her if she discussed these issues with them so they can address this as a Commission? He added that many of these builder's applications aren't even making it to the Planning Board agenda because they know they are going nowhere. Committeeman Broderick stated that more than one application has been denied. They have denied many applications on the basis that they didn't conform or they were past their time extensions. Committeeman Reilly told Ms. Garner to just keep up doing what she is doing and they do appreciate it.

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**RICHARD BORYS, 800 GREEN VALLEY ROAD (CHAIRMAN OF THE ENVIRONMENTAL COMMISSION):** He began by speaking about builders three years ago who use to submit there application to cut down trees and were being charged a \$10.00 fee. Now they are coming in and being charged \$6,000 dollars per tree. He explained that Ms. Garner is on the Environmental Commission and is aware of this. He said that some of the things that they have to do and what the Planning Board has to do has to be legal. They can't just say this is what we want to do. He stated that this Committee has been doing an excellent job in trying to slow down growth. (inaudible) He added that Ms. Garner is not speaking on behalf of the Environmental Commission. He later explained to Committeeman Reilly how the town becomes eligible for the Shade Tree award. He stated that he wasn't sure of the exact number of trees that have been saved, but spoke about the dollar amount that they have received from the builders. He said that Gary Lovallo, the Township Forrester could probably supply him with that information. Mayor Kafton asked the Chairman of the Environmental Commission that it would be fair to say that the old tree ordinance that charged \$10.00 a tree compared to the new tree ordinance that charges \$6,000 a tree would discourage people from taking trees down? He said that they have given them the tools to help control growth in town. Mayor Broderick explained that last year as Mayor he had the privilege to attend a ceremony in Belmar where Jackson was given an award as the 2001 Shade Tree City of the year. They have received that award this year too, which is the 2<sup>nd</sup> year in the row. Deputy Mayor Giblin read the plaque they received this year. He then stated that obviously their tree preservation ordinance works. Committee Reilly asked Mr. Borys to explain how a town gets chosen as a tree city? He later asked if he had any idea how many trees have been saved and replanted in the town since the new tree ordinance has been in effect? Mayor Broderick explained that with the help of the Committee last year he had approached the Freeholders regarding some areas like County Line Road and they are still in active negotiations with the county to get trees on county owned land just to beautify Jackson.

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**JAMES OPDYKE, 36 DOGWOOD DRIVE:** He began by saying that he was here tonight because there have been several problems with a neighbor who lives at 34 Dogwood Drive. He has already been to the Zoning Board regarding this. There are many different vehicles parked over there. There was an add put in the paper and she is now looking for renters. When her mother was alive she stated that the cars belonged to nurse's aides taking care of her mother. Now that her mother has passed away she is saying the cars belong to family members and based on his knowledge that is not true. In closing he said that he hopes that the Township of Jackson will work quickly to rectify this situation. Mayor Kafton stated that he is aware of the situation because one of Mr. Opdyke's neighbors had met with him at town hall to talk about this situation. What was

done was to send the building department out there to look over the situation. She has told the township officials that she has family living there and then we required her to come to the township with a written affidavit and have it notarized that every single person in that house is a family member. She did that and they have it on record. He asked the attorney, since they have proof in the paper that she has put out for renters, what authority does the Township have? Attorney Starkey stated that if they do have proof that the affidavit that was provided is not true then she is in violation of our code. He told Mr. Kafton to forward the affidavit to his office and they can look at it and suggest a course of action. Deputy Mayor Giblin told Mr. Opdyke to leave his name and number with the Administrator so he can follow up on this. Administrator Kennedy explained that he has met with Mr. Kohler who has met with the Mayor and Director DePasquale along with Mr. Olejarz and Mr. Megill. The other thing that should be added is that Mr. Kohler went to arbitration the other night and doesn't believe there was an end result to this. Mayor Kafton stated that if Mr. Opdyke could also give the Administrator a copy of that newspaper ad and they will have the attorney's office look into it.

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**RICH COCCOLI, 27 DOGWOOD DRIVE:** He stated that he just wanted to collaborate the stories of his neighbors. Mayor Kafton stated that they don't doubt anything anyone is saying and they will figure out the best way to help them out.

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**JUDY KOHLER, 32 DOGWOOD DRIVE:** She to wanted to confirm what Mr. Opdyke said. People are moving in and out of there frequently. She expressed her concern for her fifteen year old daughter's safety and would like for this to be resolved as soon as possible.

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**JESSY ARNSTEIN, 6 SCOTTSDALE COURT:** He began by introducing himself and saying that he and his family just moved into the area. He was stationed in Maguire Air force Base and now is a civilian employee there. He spoke about his experience and offered his assistance to the town. Mayor Kafton welcomed him to Jackson and explained that this is a community where everyone likes to pitch in and help out. He said if he could think of anything the base might need he is sure that plenty of the residents in this town would like to help out. Committeeman Broderick thanked him for his service to our Country.

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

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**MOTION TO ADJOURN BY: BRODERICK  
MOTION SECONDED BY: GIBLIN  
YES: BRODERICK, GRISANTI, REILLY, GIBLIN & KAFTON  
8:55 PM**

**RESPECTFULLY SUBMITTED,**

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

AME/tvc