

ON MONDAY, MAY 27, 2003 AT 5:30 P.M., THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING IN THE SENIOR CENTER

ROLL CALL:

**COMMITTEEMAN BRODERICK ATTORNEY SCOTT KENNEALLY
COMMITTEEMAN GRISANTI ADMINISTRATOR KENNEDY
COMMITTEEMAN REILLY (ABSENT) TOWNSHIP CLERK EDEN
DEPUTY MAYOR GIBLIN
MAYOR KAFTON**

RESOLUTION 229R-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: GIBLIN

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

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: 05/27/03

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

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

ON MONDAY, MAY 27, 2003, THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING, COMMENCING AT 7:30 P.M. IN THE SENIOR CENTER. SAID MEETING WAS OPENED WITH THE PLEDGE OF ALLEGIANCE.

ROLL CALL:

COMMITTEEMAN BRODERICK **ATTORNEY SCOTT KENNEALLY**
COMMITTEEMAN GRISANTI **ADMINISTRATOR KENNEDY**
COMMITTEEMAN REILLY (ABSENT) **TOWNSHIP CLERK EDEN**
DEPUTY MAYOR GIBLIN
MAYOR KAFTON

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.

CERTIFICATE OF APPRECIATION
- JACKSON MEMORIAL HIGH SCHOOL – GIRLS INDOOR TRACK TEAM

MAYOR KAFTON: He explained that this team has won their first State track meet as a group. He later went on to read all their other accomplishments this year. He asked Coach Johnson to join him while presenting the Certificates of Appreciation to the following girls:

- | | | |
|--------------------|---------------------|------------------|
| Asha Arneth | Melissa Maloney | Angel Coloandiea |
| Paige Bilarczy | Ashley Mlotkiewicz | Meghan Smith |
| Lauren Blake | Jessee Maline | |
| Katie Chin | Jaclyn Marsiglia | |
| Jennifer Clausen | Valerie McQueen | |
| Erin Conrad | Vanessa Michel | |
| Anna Corichi | Nicole Montegary | |
| Susan Curci | Jenna Prendergast | |
| Lauren Deane | Meaghan Reid | |
| Megan Deane | Christina Rotsides | |
| Jenna DeLorenzi | Joanne Shia | |
| Anastasia Enikeeva | Mara Sirbu | |
| Meghan Faughnan | Lindsay Smith | |
| Carly Ferro | Marissa Smith | |
| Jessica Fortune | Vanna Smith | |
| Timia Hyman | Asha Stokes | |
| Christina Iliadis | Olga Talaban | |
| Sophia Iliadis | Ashley Washington | |
| Bryanna Johnson | Shaakira West | |
| Erin Kennedy | Jacquelin Wojtaszek | |
| Savannah Knox | Sandi Wojtaszek | |
| Lily Kokonya | Katelyn Raney | |

COACH JOHNSON: He explained that the girls also for the first time in the school’s history have won the Sectionals over the weekend.

COMMITTEE COMMENTS

COMMITTEEMAN BRODERICK: He congratulated everyone who received an award at the Chamber of Commerce Awards Dinner last week. He then announced that Mayor Kafton and himself are members of the Rotary Club and the club has raised over \$20,000 to put defibrulators in every school in Jackson including St. Aloysius.

COMMITTEEMAN GRISANTI: He waived his comments.

COMMITTEEMAN REILLY: (ABSENT)

DEPUTY MAYOR GIBLIN: He congratulated the teachers in the Athletic Program and explained that academics are also very important along with athletics. He then congratulated the track team and all the sports teams at the high school. In closing, he thanked everyone for coming out.

MAYOR KAFTON: He began by saying that the Chamber of Commerce did a great job this year with the Citizens of the Year Awards. This year the recipients of the award were: The Jackson Women of Today, Pat Adams, Ralph Sicuranza and Fleet Bank. He went on to speak about all the different Memorial Day Services this weekend and how yesterday the VFW held a service at the Fine Arts Center. They were honored by the presence of a 102 year old war veteran who was captivating to listen to. It was a great job by our own veterans in town along with the Jackson Memorial High School Band.

BILLS AND CLAIMS

MOTION TO APPROVE BILLS AND CLAIMS BY: GIBLIN
MOTION SECONDED BY: BRODERICK
YES: BRODERICK, GRISANTI, GIBLIN & KAFTON
ABSENT: REILLY

CHECK#	VENDOR	AMOUNT
062963	SOVEREIGN BANK – INVESTMENTS	1,000,000.00
062964	COMMERCE BANK/INVESTMENTS	7,200,000.00
062965	FIRST UNION NATIONAL BANK INV	500,000.00
063057	ACTION OFFICE SUPPLIES INC.	346.78
063058	ADAMS, REHMANN, HEGGAN & ASSOC	14,082.91
063059	A.M./P.M. SERVICES	198.00
063060	A.R. COMMUNICATIONS	1,527.50
063061	ARCH WIRELESS	21.90
063062	B & G ELEVATOR	135.00
063063	B & H PHOTO	1,330.05
063064	ALAN J & MARIA T BAGGERLY	1,066.58
063065	BEYER BROTHERS CORP.	5.21
063066	BINDER MACHINERY COMPANY, INC.	947.82
063067	CABLEVISION	49.95
063068	CANYON SPRING WATER (VOID)	.00
063069	CANYON SPRING WATER	727.50
063070	RICHARD & PATRICIA CARTER	1,058.42
063071	KIMBERLY S. CASTEN	3,333.33
063072	CDW GOVERNMENT, INC.	241.98
063073	CEDE & COMPANY	216,290.00
063074	FRANK CIPULLY	98.91
063075	ROBERT CLARKE	1,599.55
063076	CODED SYSTEMS CORPORATION	40.00
063077	COMPLETE SECURITY SYSTEMS INC.	155.00
063078	COMMERCE BANK/INVESTMENTS (VOID)	7,200,000.00
063079	JANICE CONNOR	60.42
063080	COSTCO WHOLESALE 229	95.16
063081	D.A.R.E. NEW JERSEY INC.	100.00
063082	DEFENSIVE SYSTEMS INSTITUTE	250.00
063083	DELTA DENTAL PLAN OF N.J. INC.	16,772.84
063084	DELL MARKETING L.P.	977.00
063085	DEPTCOR/BUREAU OF	100.00
063086	E.J. SCHUSTERS, INC.	843.60
063087	ELIZABETH FIRE PROTECTION INC.	336.52
063088	EXECUTIVE BUSINESS PRODUCTS	126.75
063089	LILY ANN FARLEY	65.72
063090	FIRST UNION NATIONAL BANK INV. (VOID)	500,000.00
063091	GANN LAW BOOKS INC.	101.00

063092	GOOD FRIEND ELECTRICAL	40.99
063093	GPANJ	60.00
063094	GRANTURK EQUIPMENT CO., INC.	232.50
063095	GRAINGER-TRENTON	16.89
063096	GULF INSURANCE	43,120.00
063097	DENISE HAMMERSTONE	79.00
063098	HOWELL FAMILY MEDICAL CENTER	110.00
063099	IKON OFFICE SOLUTIONS	685.91
063100	INDUSTRIAL WELDING SUPPLY INC.	110.04
063101	INDEPENDENT SERVICE TECHNICIAN	90.00
063102	INSTITUTE FOR PREVENTION	150.00
063103	JACKSON SR. CITIZENS CLUB, INC	282.84
063104	JACKSON TOWNSHIP CAPITAL FUND	224,709.40
063105	JACKSON TWP. M.U.A.	3,397.32
063106	JCA ASSOCIATES, INC.	609.50
063107	JERSEY SHORE PETERBUILT INC.	107.80
063108	JOHNNY ON THE SPOT	655.00
063109	JOHN A. COAN JR.	5,350.00
063110	LAKEWOOD AUTO SUPPLY INC.	393.18
063111	LERETA CORP	933.79
063112	GREGORY & LILLIAN LEVINE	333.60
063113	THOMAS F & HOLLY LOVETT	116.00
063114	MERCER SPRING CORPORATION	90.31
063115	MONMOUTH UNIVERSITY	130.00
063116	N.J. DIV OF FIRE SAFETY	913.00
063117	N.J.E.M. ASSOCIATION	50.00
063118	NEW JERSEY NATURAL GAS	7,068.16
063119	NEW JERSEY STATE LEAGUE OF	90.00
063120	NOREIKA GAS INC.	157.33
063121	OCEAN COUNTY BOARD OF HEALTH	10,075.00
063122	OCEAN COUNTY NEWSPAPERS, INC.	248.89
063123	OLD DOMINION BRUSH CO. INC.	1,032.22
063124	PARKER, MCCAY & CRISCUOLO, P.C.	3,002.03
063125	PEDRONI FUEL COMPANY, INC.	12,522.59
063126	PIN GALLERY BYSGG	320.29
063127	JAMES L. PLOSIA, ESQ.	5,539.29
063128	PROSPECT MANOR LLC	1,608.00
063129	RAGAN DESIGN GROUP	3,912.00
063130	RUBBERCYCLE	452.20
063131	RUSSO, DELANOY, MARTINO & RYAN	4,166.00
063132	RUTGERS, THE STATE UNIVERSITY	275.00
063133	SLK SPECIALTY COMPANY, INC.	469.49
063134	SOVERIGN BANK – INVESTMENTS (VOID)	1,000,000.00
063135	SPRINT	1,215.86
063136	NJSHBP	186,206.34
063137	STARKEY, KELLY, BLANEY, BAUER, WHITE	7,500.00
063138	STOP & SHOP #873	11.28
063139	STRAUSS AND ASSOCIATES	4,519.86
063140	SUPPLY SAVER	164.70
063141	THE STAR LEDGER	965.16
063142	THOMPSON PUBLISHING GROUP, INC.	329.00
063143	TRENTON BRAKES, INC.	206.10
063144	TREASURER, STATE OF NEW JERSEY	225.00
063145	TRI STATE PUMP INC.	479.00
063146	MICHAEL CEPPALUNI dba/UNITED	290.00
063147	UNITED PARCEL SERVICE	15.87
063148	U.S. MUNICIPAL SUPPLY INC.	3,531.00
063149	ELENA P. VELTRE	110.00
063150	VERIZON WIRELESS	31.14
063151	VERIZON	3,722.64
063152	WALTER R. EARLE CORPORATION	879.62
063153	WEST PUBLISHING CORPORATION	52.00

063154	WILENTZ GOLDMAN & SPITZER	541.35
063155	WOODHUE LTD	2,112.50
063156	ACTION OFFICE SUPPLIES INC.	345.89
063157	JAMES L. PLOSIA, ESQ.	1,028.00

ORDINANCES, SECOND READING:

12-03

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON AMENDING CHAPTER 109 OF THE MUNICIPAL LAND USE AND DEVELOPMENT CODE OF THE TOWNSHIP OF JACKSON AND ADOPTING AMENDMENTS TO THE ZONING MAP OF THE TOWNSHIP

PUBLIC HEARING OPENED: NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

MOTION TO APPROVE ORDINANCE 12-03 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, GIBLIN & KAFTON

ABSENT: REILLY

ORDINANCE 12-03

WHEREAS, the Township Committee desires to enact ordinance provisions that will make the zoning requirements in the Township consistent with the Master Plan; and

WHEREAS, some inconsistencies were inadvertently perpetuated with the most recent revisions to Chapter 109 and the zoning map; and

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

WHEREAS, the Township Committee and the Board of Education wish to make adequate provisions for community educational facilities as well as provide opportunities for well planned growth in appropriate areas with consideration for a healthy economy; and

WHEREAS, the Township seeks to implement zoning designations and regulations to further these goals; and

WHEREAS, the Jackson Township Board of Education or the current property owner will submit a subdivision application to the Planning Board to effectuate the proposed subdivision and alterations to property lines on block 63 lots 16, 17.01, 17.02, 18.03, 18.01, 18.02, 19, 20.02, 20.19, 20.20 and 20.21 prior to any further development of the properties.

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 109-130.1.C Lots of Record** shall be revised to include the following:

Requirements	R-20 Zone	R-15 zone	R-9 zone
Principal building requirements:			
Front yard setback (feet)			
Interior lot	40	35	30
Minor or major collector and arterial streets	60	50	50
Corner lot, each street (feet)	40	35	35
Minor or major collector and arterial streets	60	50	50
Rear yard setback (feet)			
Interior and corner lot (feet)	30	30	25
Side yard setback, each side (feet)			
Minimum (feet)	15	15	10
Total (feet)	35	30	20
Maximum building height (feet)	35	35	35
Maximum building coverage (percent)	30%	30%	30%

2. **Section 109-51; NC Neighborhood Commercial Zone** shall be revised to include the following:

Section 109-51.A Permitted principal uses of buildings and structures are as follows: (add)

- (38) Art Gallery
- (39) Library
- (40) Museum

3. **Section 109-52 HC Highway Commercial Zone** shall be revised to include the following:

Section 109-52.A Permitted principal uses of Buildings and structures are as follows: (add)

- (34) Bank and financial institution

Section 109-52.B Permitted accessory uses of buildings and structures are as follows: (add)

- (8) Hospitals and philanthropic eleemosynary uses (109-114)

4. **Section 109-53; RC Recreational Commercial Zone** shall be revised to include the following:

Section 109-53.A, Permitted principal uses of buildings and structures are as follows: (add)

- (22) Art gallery
- (23) Convention or conference center
- (24) Exhibition hall
- (25) Music conservatory

5. **Section 109-55; LM Commercial Office/ Light Industrial Zone** shall be revised to include the following:

Section 109-55.A, Permitted principal uses of buildings and structures are as follows: (add)

- (24) Mailing, reproduction, commercial art and photography and stenographic services.
- (25) Medical or dental clinic or laboratory
- (26) Offices for members of a recognized profession, as defined in 109-6.
- (27) Office/research park, provided that same is located on a tract of land a minimum of twenty (20) acres in area and is composed of uses and buildings permitted in this section. An area of less than twenty (20) acres may be added to an office/ research park, provided that said area is contiguous thereto and is in compliance with the provisions of this chapter.

6. Section 109-56; Industrial Zone shall be revised to include the following:

Section 109-56.A, Permitted principal uses of buildings and structures are as follows: (add)

- (19) Offices of an industrial, medical or scientific research laboratory, provided that there are no inherent hazards associated with such research uses, and further provided that no nuisance may occur from fire or explosion, toxic or corrosive fumes, gas, smoke, odors, obnoxious dust or vapor, offensive noise vibrations, glare, flashes or objectionable effluent and electrical interference which may adversely affect or impair the normal use and peaceful enjoyment of any property, structure or dwelling located in the same or any other zoning district. The likelihood of groundwater pollution and the problem of waste disposal shall be considered.

7. Section 109-51; NC Neighborhood Commercial Zone shall be revised to include the following:

Section 109-51.D Area, yard and building requirements for the NC zoning district are as follows:
(add)

Requirements	Type of Lot	
	Interior	Corner
Parking Area Setbacks		
Setback from R-O-W (feet)	20	20
Setback from side property line (feet)		
Residential use	20	20
Non-residential use	10	10

8. Section 109-52; HC Highway Commercial Zone shall be revised to include the following:

Section 109-52.D Area, yard and building requirements for the HC zoning District are follows:
(add)

Requirements	Type of Lot	
	Interior	Corner
Parking Area Setbacks		
Setback from R-O-W (feet)	20	20
Setback from property line (feet)		

Residential use	20	20
Non-residential use	10	10

9. **Section 109-53; Recreational Commercial Zone** shall be revised to include the following:

Section 109-53.D Area, yard and building requirements for the RC Recreational Commercial Zone are as follows:
(add)

Requirements	Type of Lot	
	Interior	Corner
Parking Area Setbacks		
Setback from R-O-W (feet)	20	20
Setback from property line (feet)		
Residential use	20	20
Non-residential use	10	10

10. **Section 109-55; LM Commercial Office/ Light Industrial Zone** shall be revised to include the following:

Section 109-55D Area, yard and building requirements for the LM Zone are as follows:
(add)

Requirements	Type of Lot	
	Interior	Corner
Parking Area Setbacks		
Setback from R-O-W (feet)	20	20
Setback from property line (feet)		
Residential use	20	20
Non-residential use	10	10

11. **Section 109-50.1; PMUD Planned Mixed Use Development Zone Requirements** shall be revised to include the following:

Section 109-50.1.I(5)(a) Nonresidential uses (add)

Parking Area Requirements	Interior Lot	Corner Lot
Parking Area Setbacks		
Setback from R-O-W (feet)	20	20
Setback from property line (feet)		
Residential use	20	20
Non-residential use	10	10

12. **Section 109-84; PVC-1 Pinelands Village Commercial Zone** shall be revised to add the following:

Section 109-84.C Area, yard and building requirements shall be as follows:
(add)

- (7) Parking area setback from R-O-W: 20 feet
- Parking area setback from property line: 20 feet to adjacent residential
10 feet to adj. nonresidential

13. **Section 109-85; PVC-2 Pinelands Village Commercial Zone** shall be revised to add the following:

Section 109-85.C Area, yard and building requirements shall be as follows:
(add)

- (7) Parking area setback from R-O-W: 20 feet
- Parking area setback from property line: 20 feet to adjacent residential
10 feet to adj. nonresidential

14. Section 109-88; PM-1 Pinelands Manufacturing Zone shall be revised to add the following:

Section 109-88.C Area, yard and building requirements shall be as follows:
(add)

- (8) Parking area setback from R-O-W: 20 feet
- Parking area setback from property line: 20 feet to adjacent residential
10 feet to adj. nonresidential

II. The Zoning Map of Jackson Township, incorporated into Chapter 109 of the Codified Ordinances of the Township of Jackson in section 109-42 and 109-43 and referred to throughout the Chapter, is hereby amended as follows:

A. The zoning of block 1, lots 79.04, 79.03, 79.02, 79.01, 78, 77, 76, 75, 74.01, 74.02 and lot 7, block 3 shall be changed from the Recreation and Open Space (ROS) zoning designation to the R3, single-family residential zone.

B. The zoning of proposed block 63, lot 18.04 as shown on the subdivision plan prepared by John S. Wallace, P.L.S at Bay Pointe Engineering, dated November 25, 2002 , consisting of 24.96 acres on East Veteran’s Highway, portions of which are currently zoned R-3 residential will be designated Industrial (I) on the zoning map of Jackson Township. This proposed lot currently consists of portions of block 63, lots 17.01, 17.02, 18.01 and 18.03.

C. The zoning map of Jackson Township prepared by JCA Associates, Inc. dated July 2002 with revisions dated September 23, 2002 shall be updated to reflect the foregoing changes. All other provisions of Section 109-42 and 109-43 and the zoning map it refers to 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 May 12, 2003 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 27th day of May, 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.

ANN MARIE EDEN, TOWNSHIP CLERK

ORDINANCE FIRST READING

13-03

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN APPROPRIATING \$799,820.50 FROM THE GENERAL CAPITAL FUND RESERVE FOR RECREATION IMPROVEMENTS TO PROMOTE, ESTABLISH AND IMPROVE BOTH ACTIVE AND PASSIVE RECREATION WITHIN THE TOWNSHIP OF JACKSON

**MOTION TO APPROVE ORDINANCE 13-03 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, JUNE 30, 2003 BY: BRODERICK
MOTION SECONDED BY: GIBLIN
YES: BRODERICK, GRISANTI, GIBLIN & KAFTON
ABSENT: REILLY**

ORDINANCE 13-03

WHEREAS, there is currently within the Township of Jackson an item entitled “Reserve For Recreation Improvements” on the Balance Sheet in the General Capital Fund, and;

WHEREAS, there is in this fund a sum of \$799, 820.50, and;

WHEREAS, it is deemed appropriate to make use of the \$799,820.50 for both passive and active recreation purposes to include but not limited to the acquisition of park equipment, environmental studies, to improve recreational fields and facilities, as well as acquisition of property for recreational purposes, and;

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

Section 1: There is hereby appropriated from the General Capital Fund contained within the reserve for Recreational Improvements the sum of \$799,820.50 to promote, establish and improve both active and passive recreational facilities within the Township of Jackson.

Section 2: This Ordinance or parts of this Ordinance, which are inconsistent with the terms of this Ordinance, be and the same are hereby repealed to the extent of their inconsistency.

Section 3: All ordinances or parts of ordinances, which are inconsistent with the terms of this Ordinance, be and the same are hereby repealed to the extent of their inconsistency.

Section 4: 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 May 27, 2003 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 30th day of June, 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.

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

14-03

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY APPROPRIATING THE SUM OF \$36,000.00 IN THE CAPITAL FUND FOR THE ACQUISITION OF LAND KNOWN AS BLOCK 9.01, LOT 214, CHARLES STREET

**MOTION TO APPROVE ORDINANCE 13-03 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, JUNE 30, 2003 BY: GIBLIN
MOTION SECONDED BY: GRISANTI
YES: BRODERICK, GRISANTI, GIBLIN & KAFTON
ABSENT: REILLY**

ORDINANCE 14-03

WHEREAS, the Township Committee has determined that the acquisition of property designated as Block 9.01, Lot 214 on the Tax Map of the Township of Jackson is necessary and suitable for public purposes; and

WHEREAS, said parcel consists of approximately 2.10 acres of land along Charles Street; and

WHEREAS, an agreement has been negotiated for the purchase of said parcel for the purchase price of \$35,000.00; and

WHEREAS, an ordinance appropriating the sum of \$36,000.00 from Capital Fund Balance for the acquisition of Land Block 9.01, Lot 214 on the tax map known as Charles Street, including all closing costs and fees.

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

SECTION 1. The sum of Thirty Six Thousand Dollars (\$36,000) presently in Capital Fund Balance is hereby appropriated for the acquisition of Land, Block 9.01, Lot 214 on the tax map known as Charles Street.

SECTION 2. In connection with the amount authorized in Section 1 hereof, the Township makes the following determinations.

- a) The purpose described in Section 1 hereof is not a current expense and is a purchase, which the Township of Jackson may lawfully make.
- b) The period of usefulness of the purpose described in Section 1 hereof is not in the limitations of the said Local Bond Law and according to the reasonable life thereof.

SECTION 3. All ordinances or parts of ordinances, which are inconsistent with the terms of this ordinance be and the same are hereby repealed to the extent of their inconsistency.

SECTION 4. This ordinance shall take effect immediately upon final passage and publication as provided 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 may 27, 2003, and will be considered for second reading and final passage at the regular meeting of said governing Body to be held on the 30th day of June, 2003, at 7:30 PM 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 the 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.

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

PUBLIC HEARING OPENED, RESOLUTIONS ONLY: NO ONE CAME FORWARD

MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: GRISANTI

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

RESOLUTION 230R-03

TITLE: AUTHORIZE INTERLOCAL SERVICES AGREEMENT BETWEEN COUNTY OF OCEAN AND JACKSON TOWNSHIP FOR POLICE SERVICES – FATAL ACCIDENT SUPPORT TEAM (F.A.S.T.) FOR CY 2003

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

WHEREAS, there is a need for Traffic Safety Officers to attend accidents when a fatality has occurred; and

WHEREAS, the Traffic Safety Officers are available through the municipalities within the County of Ocean; and

WHEREAS, funds for these services are available within the 2003 Budget under the appropriation entitled "Fatal Accident Program – Other Expenses".

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

1. Participating Municipalities will enter into an Interlocal Services Agreement outlining the Fatal Accident Support Team (F.A.S.T.) Program.
2. A copy of said Agreement will be kept on file within the Office of the County Clerk of the Board and the Township Clerk's Office
3. Each Traffic Safety Officer must maintain a current certification with the NJ Police Training Commission, which will be verified by the Ocean County Prosecutor's Office.

4. The hourly rate paid to the officers is fifty dollars (\$50.00)/per hour.
5. The term of said agreement shall be retroactive from January 1, 2003 and shall continue in full force until December 31, 2003

BE IT FURTHER RESOLVED, that certified copies of this Resolution shall be forwarded to the Ocean County Board of Chosen Freeholders, Administration, Finance, and the Director of Public Safety.

DATED: 05/27/03

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

TOWNSHIP CLERK EDEN: She stated that a new Resolution will be added to the agenda this evening.

ATTORNEY SCOTT KENNEALLY: He explained that due to an issue regarding the interpretation of township code between the Town and the State Forest Fire Service he has prepared a resolution authorizing the State Forest Fire Service to continue their practice of issuing permits for open burning at campsites and for agricultural uses. The State Forest Fire Service had just determined that they didn't have the authority to issue permits, due to the Township's code restriction, therefore, we are amending the provision of the code and in the interim authorizing the State to continue their customary practice. He added that the ordinance that the township has now prohibits open burning anywhere in the township. This will allow them to have fires within campgrounds, but it will still prohibit open burning everywhere else in the town. He read Resolution 249R-03 for the record.

MAYOR KAFTON: He stated that he wanted to clarify this a little bit more. He explained that the resolution they have on this is not clear. It doesn't say specifically where they are allowed to have the fires. This will now allow fires within the campgrounds with a permit.

PUBLIC HEARING OPENED, RESOLUTION 249R-03 ONLY:

LISA AUER, 10 KIMBERLY STREET: She began by saying she takes exception to this whole thing. She has been having campfires in her backyard for the past 15 years not knowing that it was illegal. She spoke to police officers in town who told her as long as they were doing a cookout and put a grill on there it wasn't a problem. She stated that she is a sponsor for the Department of Developmental Disabilities. She follows very stringent New Jersey Codes as far as safety goes and she has people at her house from the State all the time. She has to be very safety conscious. She also sponsors students from different countries at her house anywhere from 2 weeks to 2 months. They have cookouts and cook on the campfire. It isn't enclosed, but they put a grill on top of it and it has Belgium blocks surrounding it. She stated that she has tons of military personnel from Lakehurst Naval Base over for cookouts because her son is in the service. They have been doing this for years with no problems. Her neighbors have also been at her house with the exception of one and there has never been a problem. Mayor Kafton asked her if she gets a permit? Ms. Auer explained that as soon as she found out she needed a permit she called the town and told them that she has campfires in her backyard and wanted to make sure she followed the proper procedures. Someone from the town said they would take care of it and they would have someone come over and take a look. Steven Holmes from the State Department of Forestry came over and said it was fantastic and it was safe. He told her she didn't need to change anything. She was issued a two week permit. The permits are only issued for two weeks in case there is a drought emergency and then they wouldn't renew it. She went on to say that her nephew came down and was splitting wood because they thought her son was going to be coming home from Iraq. It turns out her son will be there a little longer, but they have been having campfires to get rid of some of the wood that has been cut because of the size of the pieces some of it can't be stacked. Her nephew who is 28 years old and a volunteer fireman in Woodbridge, went around to some of the neighbors with the permit and told

them that they were having a campfire and if they had any problems they could call her. One of her neighbors on the back road stated that she wasn't crazy about the smell of burning wood, but she would deal with it. This neighbor never contacted her, but the next day she called the fire department to report a fire. They called the police and the police came and saw the permit and everything was fine. For several days in a row her neighbor called the fire department and the police and told the fire department that she was burning garbage, which wasn't true. She also called the town and spoke to John Grillo who is aware of the situation. Mayor Kafton stated that the way the ordinance reads now is that it doesn't permit any fires at all. What they are doing here is to allow it in their campsites, but they may have to look at allowing a campfire through an application process. Committeeman Grisanti explained that he believes that if the state comes out and inspects and issues a permit then the town should allow it. He stated that this resolution is authorizing the township attorney to come up with an amended ordinance. He asked the attorney to check with the State Forest Fire Service and make sure they do come out and inspect. When the ordinance is amended there will be a public hearing on it. Mayor Kafton stated that they want to address this to say if the State says it is alright to issue the permit then they will be comfortable with that.

MOTION TO CLOSE PUBLIC HEARING, RESOLUTION 249R-03 ONLY BY: GRISANTI

MOTION SECONDED BY: BRODERICK

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

RESOLUTION 249R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON OCEAN COUNTY, NEW JERSEY AUTHORIZING THE WAIVER OF CHAPTER 109-147(d) APPLICABLE TO CAMPSITES AND FOR AGRICULTURAL PURPOSES

MOTION TO APPROVE BY: BRODERICK

MOTION SECONDED BY: GIBLIN

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Chapter 109-147(d) prohibits open burning in all zones within the Township of Jackson; and

WHEREAS, the State Forest Fire Service customarily issues permits for open burning to campsites and for agricultural purposes upon proper application; and

WHEREAS, the State Forest Fire Service has now ceased the practice of issuing open burning permits based upon Chapter 109-147(d) of the Codified Ordinance of the Township of Jackson; and

WHEREAS, the Township Committee believes it would be appropriate to amend Chapter 190-147(d) to permit campsites and agricultural uses to obtain open burning permits upon proper application to the State Forest Fire Service;

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

1. The Township Attorney is hereby directed to draft an appropriate amendment to Chapter 109-147(d) to permit the State Forest Fire Service to issue open burning permits upon proper application to campsites and for agricultural use.

2. Prior to the adoption of the aforesaid amendment to Chapter 190-147(d) the Township Committee does hereby waive the provision of Chapter 190-147(d) to all campsites and agricultural use provided appropriate permits are obtained from the State Forest Fire Service.

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

DATED: 05/27/03 ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

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

RESOLUTION 231R-03
TITLE: APPROVE TOWNSHIP COMMITTEE MEETING MINUTES OF APRIL 28, 2003

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

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:

APRIL 28, 2003

2. Copies of this resolution to any interested parties.

DATED: 05/27/03 ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 232R-03
TITLE: APPROVE RAFFLE LICENSE RA 998 TO JACKSON POP WARNER, RA 999 OCEANS HARBOR HOUSE AND RA 1000 OCEANS HARBOR HOUSE

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

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 998 – JACKSON POP WARNER
RA 999 – OCEANS HARBOR HOUSE

RA 1000 – OCEANS HARBOR HOUSE

- 2. Copies of the Resolution to interested parties.

DATED: 05/27/03

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

RESOLUTION 233R-03

TITLE: AUTHORIZE SUBMISSION OF 2004 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT APPLICATION

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, the Township of Jackson desires to apply for and obtain a 2004 grant from the state of New Jersey, Department of Community Affairs to carry out a program to provide recreational and educational opportunities and activities for individuals – adults and children with disabilities in the Township of Jackson; and

WHEREAS, the Mayor’s Commission for the Disabled will prepare and submit, on behalf of the Township, the 2004 Recreational Opportunities for Individuals with Disabilities Grant Application by June 2, 2003;

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

- 1. The Mayor and Township Committee do hereby authorize the application for an execution of a contract for the receipt of such a grant from the New Jersey Department of Community Affairs and does further, upon the execution of such a contract, authorize the expenditure of such funds pursuant to the terms of said contract between the Township of Jackson and the New Jersey Department of Community Affairs.
- 2. Be it further resolved that the persons whose names, titles and signatures below are authorized to sign the application, the contract and any other documents necessary in connection therewith.
- 3. Copies of this resolution to Municipal Administrator, Mayor’s Commission for the Disabled and any other interested parties.

DATED: 05/27/03

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

RESOLUTION 234R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING A CONTRACT WITH VINELAND FIREWORKS COMPANY, INC. FOR THE JULY 4TH 2003 FIREWORKS DISPLAY TO BE HELD AT JOHNSON PARK

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, the Jackson Township Purchasing Department has solicited quotations for a fireworks display for July 4th, 2003, with a rain date of July 5th, 2003; and

WHEREAS, the Township Committee desires to contract with Vineland Fireworks Company, Inc. to perform the fireworks display; and

WHEREAS, this fireworks display contract shall be contingent on compliance with the applicable laws, rules and regulations, and with the requirements of the Municipal Excess Liability Joint Insurance Fund; and

WHEREAS, the contract shall be in the amount of \$6000.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this contract.

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

1. That the Township Committee hereby authorizes a contract in the amount of \$6000.00 with Vineland Fireworks Company, Inc. for a fireworks display to be held on July 4th, 2003 (rain date of July 5th, 2003).
2. That upon the adoption of this resolution, the Clerk is directed to forward a certified copy to Vineland Fireworks Company, Inc., 1640 Garden Road, Vineland, NJ.

A copy of this resolution shall be forwarded to the Municipal Administrator, CFO, Public Safety Director, Purchasing Agent and Recreation Department.

DATED: 05/27/03

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

RESOLUTION 235R-03
TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

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

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.

DATED: 05/27/03

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

**TOWNSHIP OF JACKSON
OVERPAYMENT REFUNDS
MAY 27, 2003**

BLOCK	LOT	NAME	YEAR	AMOUNT
67	27.03	GREGORY & LILLIAN LEVINE C/O HARVEY M. ONORE, TRUST ACCOUNT	2002	\$ 333.60
83	43.02	RICHARD B. & PATRICIA J. CARTER	2003	1058.42
85.01	37.04	ALAN J. & MARIA T. BAGGERLY	2003	1066.58
58.02	22.06	LERETA CORP.	2003	897.88
128.01	124	LERETA CORP.	2003	35.91

RESOLUTION 236R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING THE RELEASE OF WINTER CONDITIONAL C.O CASH BOND TO A & M HARRISON CONSTRUCTION FOR BLOCK 111, LOT 87.24

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, A & M Harrison Construction has requested the release of a winter conditional cash bond in the amount of \$1,000.00 posted for Block 111, Lot 87.24 (49 Olivia Way- Royal Woods III Subdivision); and

WHEREAS, Township Engineer, Richard A. Nusser, PE, CME Associates, has reviewed and approved the release of said winter conditional cash bond in a letter report dated May 6, 2003, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the winter conditional c.o. cash bond in the amount of \$1,000.00 listed above, heretofore posted with the Township may be released to A & M Harrison Construction. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 05/27/03

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

RESOLUTION 237R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO JADE ORGANIZATION THE CASH BONDS ISSUED BY UNION VALLEY FOR VARIOUS BLOCK AND LOTS

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

WHEREAS, the Jade Organization. has requested the Release of a Cash Bonds posted by Union Valley pertaining to various Block and Lots in Jackson Township as follows; and

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
3.01	11.28	19 Twinoaks Court	\$500.00
3.01	11.22	3 Twinoaks Court	\$500.00
3.01	13.05	16 Twinoaks Court	\$500.00
3.01	11.29	21 Twinoaks Court	\$1,000.00
3.01	13.14	615 Winterberry Blvd.	\$250.00
3.01	13.19	631 Winterberry Blvd.	\$1,500.00
3.01	6.07	647 Winterberry Blvd.	\$1,000.00

WHEREAS, Chris Theodos, P.E., Township Engineer, Schoor DePalma, has reviewed and approved the release of said cash bonds in a letter report dated May 6, 2003, which letter report is made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the applications and the reports of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bonds listed above, heretofore posted with the Township may and hereby are released to Jade Organization for Union Valley. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 05/27/03

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

RESOLUTION 238R-03
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO EINHORN CONSTRUCTION OF THE CASH BONDS ISSUED FOR COOK’S LANDING A/K/A/ VARIOUS BLOCK AND LOTS

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

WHEREAS, Einhorn Construction has requested the Release of Cash Bonds pertaining to Cook’s Landing, various Block and Lots in Jackson Township as follows; and

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
66.09	31.02	4 Bear Trail	\$1,500.00
66.09	31.01	2 Bear Trail	\$1,500.00

WHEREAS, Richard A. Nusser, P.E., Township Engineer, CME Associates, has reviewed and approved the release of said cash bond in a letter reports dated May 15, 2003, which letter reports are made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the applications and the reports of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bonds listed above, heretofore posted with the Township may and hereby are released to Einhorn Constuction. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 05/27/03

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

RESOLUTION 239R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO ROSE ANNA DALY OF THE CASH BOND ISSUED FOR BLOCK 20, LOT 10.01

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Rose Anna Daly has requested the Release of a Cash Bond for driveway apron improvements in the amount of \$500.00 pertaining to 548 Basso Street, a/k/a Block 20, Lot 10.01, Jackson Township; and

WHEREAS, Richard A. Nusser, P.E., Township Engineer, CME Associates, has reviewed and approved the release of said cash bond in a letter report dated May 12, 2003, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bond for driveway apron in the amount of \$500.00 heretofore posted with the Township may and hereby is released to Rose Anna Daly. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

DATED: 05/27/03

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

RESOLUTION 240R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO PARAMOUNT HOMES OF THE CASH BONDS ISSUED FOR REED ROAD FAIRGROUND A/K/A/ VARIOUS BLOCK AND LOTS

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Paramount Homes has requested the Release of Cash Bonds pertaining to Reed Road Fairground, various Block and Lots in Jackson Township as follows; and

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
5.07	16	9 Song Bird Court	\$1,500.00
5.01	2.37	2 Song Bird Court	\$1,000.00
5.07	14	5 Song Bird Court	\$1,000.00
5.01	2.34	19 Red Fox Drive	\$1,500.00

WHEREAS, Richard A. Nusser, P.E., Township Engineer, CME Associates, has reviewed and approved the release of said cash bond in a letter reports dated May 13, 2003 and May 16, 2003, which letter reports are made a part hereof; and

WHEREAS, the Township Committee of the Township of Jackson has considered the applications and the reports of the Engineer;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bonds listed above, heretofore posted with the Township may and hereby are released to Paramount Homes. 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: 05/27/03

RESOLUTION 241R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO VINEYARDS RESIDENTIAL GROUP, INC. OF THE PERFORMANCE BONDS ISSUED FOR ANDERSON RUN (A/K/A PARKVIEW ESTATES) BLOCK 3.01, LOT 2.01

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Vineyards Residential Group, Inc. has requested a Release of the Performance Guarantees, which consists of \$74,250.00 in the form of a Bond #S04139, \$121,050.00 in the form of Bond #S03895 and \$8,250.00 in the form of a cash guarantee and \$13,450.00 in the form of a cash guarantee pertaining to Anderson Run, a/k/a Parkview Estates, Block 3.01, Lot 2.01, Jackson Township; and

WHEREAS, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and approved the release of said performance bonds in letter report dated May 2, 2003, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bonds, consisting of \$74,250.00 in the form of a Bond #S04139, \$121,050.00 in the form of Bond #S03895 and \$8,250.00 in the form of a cash guarantee and \$13,450.00 in the form of a cash guarantee, heretofore posted with the Township may and hereby is released on the condition that the applicant:

1. Post a Maintenance Bond with the Township in the amount of \$32,550.00 or post a cash guarantee in the amount of \$21,700.00, subject to the review and approval of the Township Attorney. Said Maintenance Bond shall run for a period of two (2) years; and
2. That this resolution of release is further contingent upon the applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection

fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.

- 3. Copies of this resolution to Administration, Finance, Applicant/Developer, Township Engineer & John Smatusik, III.

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: 05/27/03

RESOLUTION 242R-03
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO US HOME CORP. OF THE CASH BOND ISSUED FOR BLOCK 66.09, LOT 3.153

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

WHEREAS, US Home Corp. has requested the Release of a Cash Bond for winter conditions in the amount of \$1,500.00 pertaining to Westlake Village, Sec. 7D, a/k/a Block 66.09, Lot 3.153, Jackson Township; and

WHEREAS, Richard A. Nusser, P.E., Township Engineer, CME Associates, has reviewed and approved the release of said cash bond in a letter report dated May 19, 2003, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bond for winter conditions in the amount of \$1,500.00 heretofore posted with the Township may and hereby is released to US Home Corp. 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: 05/27/03

RESOLUTION 243R-03
TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87

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

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any local unit when such item shall have been available by any public or private funding source and the amount therefore shall not have been determined at the time of adoption; and

WHEREAS, N.J.S.A. 40A: 4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the Township of Jackson has been provided additional funds from the County of Ocean Cultural and Heritage Commission, Council of the Arts Grant for 2003 in the amount of \$2500.00

WHEREAS, the Mayor and Township Committee of the Township of Jackson, request the Director of the Division of Local Government Service to approve the insertion of this amount as revenue with an offsetting appropriation.

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

1. That the Mayor and Township Committee do hereby request an amendment to the 2003 Budget to provide the insertion of a special item of revenue in the amount of \$250,000 by the Director of the Division of Local Government Services, which is now available as a revenue from:

Miscellaneous Revenue: (Special Item of general revenue anticipated with prior written consent of the Director of Local Government Services)

County of Ocean
Cultural and Heritage Commission
Council of the Arts 2003 Grant

2. That the Mayor and Township Committee do hereby further request an appropriation of an equal sum under the caption of:
3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Jackson Township Recreation Department

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

DATED: 05/27/03

RESOLUTION 244R-03
TITLE: RESOLUTION CANCELING TAXES ON BLOCK 82.01, LOT 4.01

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

WHEREAS, Block 82.01 Lot 4.01 was subdivided into 11 lots for 2003 and each lot will be individually assessed, and;

WHEREAS, Lot 4.01 was deleted from the Mod IV system but has erroneously appeared on the 2003 tax list and needs to be cancelled.

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

1. The Tax Collector is directed to cancel the preliminary taxes for the first half on 2003 in the amount of \$21.96.
2. The Tax Collector is directed to cancel the second half of 2003 after the extended duplicate is issued.
3. The Collector is to verify with the Assessor that the parcel is removed for 2004 and will not have preliminary 2004 taxes.

Copy to: Tax Collector
Finance

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

DATED: 05/27/03

RESOLUTION 245R-03

TITLE: RESOLUTION CANCELING TAXES ON BLOCK 145.01, LOT 22.23

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Block 145.01 Lot 22.23 was billed with lot 22.19 for 2003 and will no longer be assessed individually, and;

WHEREAS, Lot 22.23 was deleted from the Mod IV system but has erroneously appeared on the 2003 tax list as a separate item and needs to be cancelled.

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

4. The Tax Collector is directed to cancel the preliminary taxes for the first half on 2003 in the amount of \$39.90.
5. The Tax Collector is directed to cancel the second half of 2003 after the extended duplicate is issued.
6. The Collector is to verify with the Assessor that the parcel is removed for 2004 and will not have preliminary 2004 taxes.
7. The Collector is directed to collect any 2002 balance on lot 22.23.

Copy to: Tax Collector
Finance

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

DATED: 05/27/03

RESOLUTION 246R-03 – NOT USED

RESOLUTION 247R-03

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY APPROVING MORTGAGE SUBORDINATION FOR EDWIN FELICIE FOR PROPERTY LOCATED AT 183 PERRINEVILLE ROAD AND DESIGNATED AS LOT 31.02 AND BLOCK 5.01 ON THE TAX MAP OF JACKSON TOWNSHIP

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, Edwin Felicie is the owner of property located at 183 Perrineville Road

and designated as Lot 31.02 Block 5.01 on the Tax Map of Jackson Township; and

WHEREAS, the property is encumbered by a first mortgage held by Bank of America, N.A., in the initial principal amount of \$99,903.00; and a second mortgage held in the remaining amount of \$21,772.00 with Wachovia Bank, N.A.; and

WHEREAS, the Township of Jackson holds a mortgage on the property in the amount of \$11,145.00; and

WHEREAS, Edwin Felicie has received a mortgage commitment from Bank of America in the principal amount of \$126,100.00; and

WHEREAS the new loan will be used to pay off the existing mortgages held by Bank of America and Wachovia Bank, N.A., on the property, leaving Bank of America, N.A., holding a first mortgage in the amount of \$126,100.00; and

WHEREAS a Collateral Valuation Report dated January 4, 2003 and prepared by, estimates the property has a fair market value of \$157,625.00, which exceeds the amount of the two proposed mortgages;

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

1. The Mayor is authorized to execute and the Township Clerk to attest to a mortgage subordination for the purpose of subordinating the mortgage held by the Township of Jackson to second position behind the mortgage to be issued to Bank of America in an amount not to exceed \$126,100.00.
2. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Chief Financial Officer.

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

DATED: 05/27/03

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

RESOLUTION 248R-03

TITLE: AMEND RESOLUTION 020R-03 TO INCLUDE AN ADDITIONAL APPROPRIATION TO THE PROFESSIONAL SERVICES AGREEMENTS BETWEEN THE TOWNSHIP OF JACKSON AND JOHN COAN, PETER MAHER AND HENRY MANCINI, TOWNSHIP APPRAISERS

MOTION TO APPROVE BY: GIBLIN

MOTION SECONDED BY: GRISANTI

YES: BRODERICK, GRISANTI, GIBLIN & KAFTON

ABSENT: REILLY

WHEREAS, the Township previously awarded a Professional Services Contract per resolution 020R-03 to John Coan and Peter Maher as Township Appraisers for the calendar year 2003; and

WHEREAS, resolution 020R-03 was subsequently amended to add Henry Mancini as Township Appraiser for the calendar year 2003 by way of resolution 225R-02;

WHEREAS, the Township Committee hereby amends resolution 020R-03 to reflect an additional appropriation of \$15,000 for the additional appraisal services to be provided by Henry Mancini and the Chief Financial Officer has certified that an additional \$15,000 is available for this amendment in the 2003 Township Budget;

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

1. The contracts between the Township of Jackson and John Coan, Peter Maher and Henry Mancini as Township Appraisers for the calendar year 2003 are hereby amended to reflect an additional appropriation of \$15,000
2. The original contract has been awarded under the provisions N.J.S.A. 40A:5-11
3. Pursuant to Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) a notice of this amending resolution” shall be advertised in an official publication as required by law.
4. That upon adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy to Administration, Chief Financial Officer and John Coan, Peter Maher and Henry Mancini.

DATED: 05/27/03

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

PUBLIC HEARING, ANY TOPIC:

COMMITTEEMAN BRODERICK: He congratulated Mr. Kelly because his son graduated from the Ocean County Police Academy this Thursday along with three other candidates.

MICHAEL KELLY, 391 MEADOWOOD ROAD: He stated he is here as President of the homeowner's association of Tall Timbers. He asked Mayor Kafton for the same response he has received from the past two Mayors. He explained he is working still with Ben Kirsch on the bonds for their development. They had to wait three years to get their trees replaced because he would not replace them the first or second year. He stated that he would like to work with Ernie Peters and have him at the development on the day they come down so that they can mark the trees and they don't have an argument with Mr. Kirsch on which trees are dead. Mr. Kirsh hasn't been very responsive over the past two years and if it wasn't for the Committee they wouldn't have gotten anywhere. He thanked them for all they have done and asked them to set up a meeting with CME so they can get the trees done and be finished with Mr. Kirsch. The Mayor asked Administrator Kennedy to set up a meeting with Mr. Kelly, Gary Lavallo, Ernie Peters and Mr. Kirsch.

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

DISCUSSION AGENDA:

TOWNSHIP CLERK EDEN: She stated that she wanted to remind the public of the Primary Election on June 3rd. The polls will be open from 6:00 AM to 8:00 PM.

MOTION TO ADJOURN BY: BRODERICK
MOTION SECONDED BY: GIBLIN
YES: BRODERICK, GRISANTI, GIBLIN & KAFTON
ABSENT: REILLY
8:20 PM

RESPECTFULLY SUBMITTED,

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

AME/tvc