

**ON MONDAY, NOVEMBER 10, 2003 AT 6:30 P.M., THE JACKSON TOWNSHIP COMMITTEE HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

**ROLL CALL:**

**COMMITTEEMAN BRODERICK  
COMMITTEEMAN GRISANTI (Absent)  
COMMITTEEMAN REILLY  
DEPUTY MAYOR GIBLIN  
MAYOR KAFTON**

**ATTORNEY STARKEY  
ADMINISTRATOR KENNEDY  
TOWNSHIP CLERK EDEN**

---

---

**RESOLUTION 505R-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: REILLY**

**MOTION SECONDED BY: BRODERICK**

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

**ABSENT: GRISANTI**

**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: 11/10/03**

---

**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, NOVEMBER 10, 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** (Absent)  
**COMMITTEEMAN REILLY**  
**DEPUTY MAYOR GIBLIN**  
**MAYOR KAFTON**

**ATTORNEY STARKEY**  
**ADMINISTRATOR KENNEDY**  
**TOWNSHIP CLERK EDEN**

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

---

---

**PROCLAMATION:**

**MAYOR KAFTON:** He began by explaining that Antonio Segui is a little boy from Jackson who has been stricken with cancer. He is currently in New York with his parents undergoing treatment. There has been an outpouring from this community and there was a fundraiser this weekend, which raised about \$30,000 for the family. He then read from a proclamation declaring November 10, 2003 through November 16, 2003 as "Antonio Segui week" in Jackson Township. He thanked the fundraising committee for all the work they have done.

**KATHY MALLETTE:** She introduced the members of the fundraising committee and stated that they really appreciate the support from the community.

---

---

**TOWNSHIP COMMITTEE COMMENTS**

**COMMITTEEMAN GRISANTI: (Absent)**

**COMMITTEEMAN REILLY:** He thanked everyone for coming out. He congratulated Mike Kafton and Sean Giblin on their re-election to the Committee and stated that he will continue to work in a non-partisan way for the betterment of Jackson. On the issues they agree upon he intends to go along with them and on the issues that they do not agree upon he will do his best to convince the majority. He recently received a very nice letter addressed to our Police Department specifically regarding our Detective Bureau, who helped recover some light duty equipment stolen from a construction site. He stated that it is nice to get a letter like this because so often you never hear anything about our Police Department or you hear the typical criticisms usually involving donuts and WAWA. He wanted to let everyone know that he received something positive about our guys who are out there day in and day out guarding our safety. In addition he stated that everything is going as planned with the move of Joan Byron-Marasek's 24 tigers to the wild animal orphanage in San Antonio. The transfer of the tigers will be underway tomorrow morning. In closing, he thanked everyone who came out to vote on Tuesday. He believes that the outcome of the results regarding a change in the form of government reaffirmed his vote and every other Committeeman up here. He believes that the Committee should adopt an ordinance, which would put a question on next years ballot for the formation of a Charter Study Commission.

**COMMITTEEMAN BRODERICK:** He began by saying that he agrees with Committeeman Reilly that they should continue to explore other forms of government. Mayor Kafton and Deputy Mayor Giblin also expressed this in their acceptance speeches. He then stated that since they all have children up on the dais and can appreciate seeing how healthy they are and going home to them every night, he would suggest that they take \$1,000 out of the money for the Mayor's Golf Tournament and donate it to the Antonio fund on behalf of the Township. He congratulated Mike Kafton and Sean Giblin on winning the election. They based their campaign on issues and they were extraordinarily successful. He welcomed his niece who was in the audience and is a senior at Montclair State College. She is majoring in broadcasting and it was suggested

to her that she sits in on a Committee Meeting in some town and she decided on her Uncle's Committee. He explained that on Sunday night they were at Wayne, New Jersey and the Jackson Memorial High School Band won the championship with the highest score on the East Coast. He congratulated the award-winning band. He then stated that two weeks ago when the band was in Giant Stadium a scout, who is involved with the Fiesta Bowl in Arizona, viewed them and they were asked to play at that event. They have agreed to play at half time in 2005. There will be fundraising because it is going to cost about \$800 a child to transport them. He stated that he is very proud of them and that this shows that the education system in Jackson is second to none.

**DEPUTY MAYOR GIBLIN:** He began by thanking everyone for the support they showed him in last Tuesday's election. It was a great honor to be re-elected. He feels he was able to show the residents over the past three years the job he can do up here and he is excited about the opportunity to serve the community for three more years. He believes the foundation has been laid for some great and exciting things here and he looks forward to fulfilling his promises to the community. In regards to the VOTE proposal, it was turned down, but the Committee is planning on putting a Charter Study Commission Ordinance back on the calendar for the community to elect members to serve on that commission. The public is looking for a change, but they need to find the right mix. He reminded everyone that tomorrow is Veteran's Day and he is a Veteran who served in Desert Storm. We have a lot of men and women over in Iraq now and we some times take for granted all the liberties we have here, especially when voter turnout is only 33%. He asked everyone to take a moment tomorrow to remember all the Veterans who have served our country in their thoughts and prayers.

**MAYOR KAFTON:** He thanked everyone for coming out. He then stated that he too endorses taking a \$1,000 dollars toward the Antonio Segui fund. As Deputy Mayor Giblin pointed out, Veteran's Day is tomorrow and he told everyone to thank a Vet who put his or her life on the line. He went on to speak about Halloween and explained that there was a great event here in town. The Mayor's Safe Trick or Treat was a great success. He commended all the departments for decorating their offices and dressing up in costumes. He thanked Ann Alberta, Director of Recreation, for putting it all together. He congratulated his running mate Sean Giblin on this past campaign. They stuck to the issues and regardless of whatever came out of this campaign that is the most important thing because that is what benefits all the residents.

**BILLS AND CLAIMS**

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

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

CHECK#	VENDOR	AMOUNT
064368	COMMERCE BANK/INVESTMENTS	2,950,000.00
064369	JACKSON TOWNSHIP P/R ACCOUNT	625,403.85
064370	JACKSON TOWNSHIP P/R ACCOUNT	44,694.82
064371	COMMERCE BANK/INVESTMENTS	9,500,000.00
064372	ACTION OFFICE SUPPLIES INC.	1,044.32
064373	ADAMS, REHMANN, HEGGAN & ASSOC.	23,918.35
064374	ARNOLD STEEL CO. INC.	792.00
064375	B & G ELEVATOR	135.00
064376	WILLIAM & DAWN BOLLARD	1,020.51
064377	BORGATA CASINO HOTEL	1,920.00
064378	MICHAEL CAMPBELL	100.00
064379	CAREER DEVELOPMENT INSTITUTE	990.00
064380	CDW GOVERNMENT, INC.	29.86
064381	CEDE & COMPANY	947,462.50
064382	CENLAR-CENTRAL LOAN ADMIN.	1,007.81

064383	FRANK CIPULLY	520.71
064384	CLARK, CATON & HINTZ CORP.	78.00
064385	ROBERT CLARKE	2,794.68
064386	CME ASSOCIATES	191.75
064387	COASTAL AUDIO PRODUCTS	290.25
064388	CONTACT FULL SERVICE MAILING	2,771.16
064389	COUNTY OF OCEAN	4,594,040.36
064390	COUNTRY CLEAN, INC.	28.82
064391	CREATIVE HOBBIES	375.06
064392	DAYBREAK MARKETING SERVICES	150.00
064393	JOHN DECKER	520.71
064394	DELTA PRODUCTS, INC.	2,220.74
064395	DELL MARKETING L.P.	743.00
064396	DEPTCOR/BUREAU OF	145.00
064397	DIAMOND M. LUMBER	1,473.90
064398	DOWNS FORD, INCORPORATED	710.40
064399	DUNKIN DONUTS/BASKIN ROBINS	65.93
064400	ANN MARIE EDEN	100.00
064401	EXCAVATING MATERIALS &	883.50
064402	EXECUTIVE BUSINESS PRODUCTS	147.50
064403	FOX EQUIPMENT COMPANY, INC.	294.00
064404	GARDEN TSTATE HWY PRODUCTS, INC.	34.00
064405	GATEWAY	249.99
064406	GENERAL SALES ADMINISTRATION	740.65
064407	GIANT SERVICE INC.	605.79
064408	GINNY'S GEMS	125.00
064409	LAW OFFICES OF EDMUND GLASNER	694.37
064410	GRAINGER-TRENTON	657.90
064411	GREATER MEDIA PUBLICATIONS	185.00
064412	THOMAS D. & JANE C. GROGAN	1,068.77
064413	DENISE HAMMERSTONE	97.65
064414	HILLBILLY HAVEN FEEDS & SUPPLIES	280.00
064415	IKON OFFICE SOLUTIONS	460.04
064416	JACKSON SR. CITIZENS CLUB, INC.	158.67
064417	JACKSON TWP. BOARD OF ED.	4,166,613.00
064418	JACKSON TWP. GENERAL TRUST FUND	4,440.00
064419	JACKSON TWP. MUN. UTILITIES AUTH	1,015.20
064420	JACKSON COUNCIL FOR THE ARTS	5,200.00
064421	JACKSON MEMORIAL BOOSTER CLUB	10.00
064422	JCA ASSOCIATES, INC.	3,648.30
064423	JERSEY CENTRAL POWER & LIGHT	void .00
064424	JERSEY CENTRAL POWER & LIGHT	6,463.42
064425	JERSEY SHORE VETERINARY	110.00
064426	K. HOVNANIAN & JACKSON LLC	54.26
064427	KING, KITRICK, JACKSON & TRONCONE	611.80
064428	LAKEWOOD AUTO SUPPLY INC.	360.29
064429	LFG SPECIALITIES, L.L.C.	3,155.00
064430	LOWE'S COMPANIES, INC.	255.97
064431	MASTERMAN'S	856.83
064432	WILLIAM & ROBIN MCDERMITT	1,468.32
064433	COLIN MENAFRA	520.71
064434	MERCER SPRING CORPORATION	125.20
064435	METROPOLITAN LIFE INSURANCE CO.	10,003.39
064436	MIAMI SYSTEMS CORPORATION	24.94
064437	CLAIRE NAJARIAN	100.00
064438	NEXTEL COMMUNICATIONS	5,242.98
064439	NEW JERSEY STATE LEAGUE OF	100.00
064440	NORTHEAST ABSTRACT & TITLE AG	1,094.31
064441	NRTCTA	30.00
064442	OCCA	240.00
064443	OCEAN COUNTY NEWSPAPERS, INC.	1,233.38
064444	OCEAN COUNTY RECYCLING	137.88

064445	OCEAN SOIL CONSERV. DISTR. N.J.	1,900.00
064446	OCEAN COUNTY CLERK	8.00
064447	OLLIE CONSTRUCTION INC.	963.85
064448	OMNI COMMUNICATIONS CO., INC.	50.00
064449	PARKER, MCCAY & CRISCUOLO, P.C.	999.33
064450	PEDRONI FUEL COMPANY, INC.	4,800.41
064451	JOHN PEJOSKI	520.71
064452	PRINCIPAL RESIDENTIAL MTG INC.	1,635.98
064453	QUILL CORPORATION	155.65
064454	RAGAN DESIGN GROUP	3,870.00
064455	RIGGINS INC.	8,287.50
064456	RUBBERCYCLE	158.95
064457	SEASONAL WORLD	50.00
064458	SENIORSWHO CARE, INC.	1,491.45
064459	SHOPRITE/PERLMART, INC.	49.32
064460	NJSHBP	191,575.65
064461	STARKEY,KELLY,BLANEY,BAUER,WHI	30,739.59
064462	STARKEY,KELLY,BLANEY,BAUER,AND	1,795.00
064463	SUPPLY SAVER	223.10
064464	THE PHOTO CENTER, INC.	124.00
064465	TOMASIK, HORN & TURNBACH, LLC.	200.00
064466	MICHAEL CEPPALUNI dba/UNITED	430.00
064467	US MUNICIPAL SUPPLY INC.	4,239.18
064468	VAN SANT EQUIPMENT	96.12
064469	VAN SANT SEWER SERVICE t/a	70.00
064470	VERIZON	673.52
064471	WALTER E. EARLE CORPORATION	119.68
064472	WASTE MANAGEMENT, INC.	43,650.00
064473	WELLS FARGO HOME MORTGAGE INC.	298.89
064474	WEST PUBLISHING CORPORATION	525.50
064475	WESTWOOD COMPUTER CORP.	693.56
064476	WEST CALDWELL CALIBRATION LAB	210.00
064477	WHITEMARSH CORP.	145.00
064478	CHARLES S. WINNER, INC.	164,104.00

---

**ORDINANCES, SECOND READING:**

**36-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF A RIGHT-OF-WAY, SIDEWALK EASEMENT AND OVERHEAD UTILITY EASEMENT OVER TAX BLOCK 96.04, LOT 7 FOR THE PURPOSE OF WIDENING ANDERSON AND PATERSON ROADS**

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

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

**MOTION SECONDED BY: BRODERICK**

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

**ABSENT: GRISANTI**

---

**MOTION TO APPROVE ORDINANCE 36-03 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: GIBLIN**

**MOTION SECONDED BY: BRODERICK**

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

**ABSENT: GRISANTI**

**ORDINANCE 36-03**

**WHEREAS**, the Township Committee of the Township of Jackson has determined that improvements and signalization are necessary at the intersection of Route 571 with Anderson and Patterson Roads; and

**WHEREAS**, the Township Committee has further determined that Anderson and Patterson Roads must be widened in connection with the aforesaid improvements to be made; and

**WHEREAS**, the Township Committee requires that a right-of-way, sidewalk easement and overhead utility easement be acquired from the owners of the property located at Tax Block 96.04, Lot 7, Jackson Township, for the above purposes; and

**WHEREAS**, N.J.S.A. 20:3-1 et seq. provides for a municipal corporation to acquire property for legitimate government purposes, by agreement with the owner, or, if necessary, by condemnation; and

**WHEREAS**, Exhibit A attached hereto contains descriptions of the right-of-way, sidewalk easement and utility easement which the Township of Jackson must acquire in order to complete the above-referenced project; and

**WHEREAS**, Henry J. Mancini, MAI, has prepared an appraisal of the above-referenced property to be acquired by the Township and has valued this property at \$1,600.00; and

**WHEREAS**, the Township has offered the property owners, Wieslaw and Beata E. Zukowski, the sum of \$1,600.00 for the acquisition of the right-of-way, sidewalk easement and utility easement, and the property owners have accepted this offer;

**WHEREAS**, the Township's CFO has certified the availability of funds in the amount of \$1,600.00 for this acquisition;

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

1. Kevin N. Starkey, Esq., as counsel for the Township of Jackson, is hereby authorized to prepare any and all necessary documents for the Township's acquisition of the right-of-way, sidewalk easement and utility easement over Tax Block 96.04, Lot 7, more specifically described in Exhibit A hereto.
2. The Mayor is hereby authorized to execute and the Township Clerk to attest to any and all necessary documents for the Township's acquisition of the above-referenced right-of-way, sidewalk easement and utility easement.
3. The sum of \$1,600.00 is hereby approved as full and complete consideration for the acquisition.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Jackson on first reading at a meeting held on the 27<sup>th</sup> day of October, 2003. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 10<sup>th</sup> day of November, 2003 at 8:00 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 95 West Veterans Highway, Jackson, New Jersey at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

---

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

**37-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON AUTHORIZING THE LEASING OF TOWNSHIP PROPERTY KNOWN AS BLOCK 148.02, LOT 2 FOR PURPOSES OF A PARK & RIDE FACILITY**

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

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

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**MOTION TO APPROVE ORDINANCE 37-03 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**ORDINANCE 37-03**

**WHEREAS**, the Township has determined that property owned by the Township and located on the street known as Progress Place, on the northerly side of Route 195, known as Block 148.02, Lot 2, is not needed for public use; and

**WHEREAS**, sealed bids have been advertised and received for the leasing of such property; and

**WHEREAS**, only one bid was received, from Academy Lines, LLC; and

**WHEREAS**, the Township desires to lease the property to Academy Lines, LLC, for a term of five (5) years, pursuant to the provisions of N.J.S.A. 40A:12-14, for purposes of a construction and operation of a park & ride bus facility;

**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 The Township Committee hereby authorizes the leasing of property known as Block 148.02, Lot 2, to Academy Lines, LLC, for a term of five (5) years, for the construction and operation of a park & ride bus facility.
- II Academy Lines, LLC, in accordance with its sealed bid submitted to the Township, shall be responsible for all construction of said facility, which construction shall constitute the rental payment for use of said property.
- III The Mayor and Township Clerk are hereby authorized to sign any necessary documentation to effect the lease of said property to Academy Lines, LLC.

**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 October 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 10th day of November, 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, RMC  
TOWNSHIP CLERK**

**38-03**

**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 THE FRIARS CHASE DEVELOPMENT 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: REILLY**

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

**ABSENT: GRISANTI**

**MOTION TO APPROVE ORDINANCE 38-03 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**ORDINANCE 38-03**

**NOW THEREFORE be it Ordained**, Friars Chase, L.L.C., of P.O. Box 81, Jackson Township, New Jersey 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 the Friars Chase Development located in the Township of Jackson, County of Ocean and the following regulations shall be enforceable:

**REGULATION(S):**

- 1. General Parking:

Reserved

- 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>
Sherwood Court	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>
---------------------	----------------------



Sherwood Court and Leesville Road

Sherwood Court

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>
Sherwood Court	25	Entire Length
Arrowshead Circle	25	Entire Length
Canterbury 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 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 October 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 10<sup>th</sup> day of November, 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**

**ORDINANCE FIRST READING**

**39-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON AMENDING CHAPTER 109 OF THE ADMINISTRATIVE CODE TO CLARIFY LOT FRONTAGE AND LOT WIDTH REQUIREMENTS IN CERTAIN ZONES**

**MOTION TO APPROVE ORDINANCE 39-03 ON FIRST READING,  
ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
PUBLIC HEARING TO BE HELD ON, NOVEMBER 24, 2003 BY: GIBLIN  
MOTION SECONDED BY: BRODERICK  
YES: BRODERICK, REILLY, GIBLIN & KAFTON  
ABSENT: GRISANTI**

**ORDINANCE 39-03**

**WHEREAS**, the Township Planner has recommended revisions to the land use provisions of the township Code in order to clarify lot frontage and lot width requirements for existing lots in the R-20, R-15 and R-9 zoning districts; and

**WHEREAS**, the requirements must be clarified so that the Zoning Officer and land use boards can properly consider permit or variance applications for existing residential dwellings in those zones;

**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:

1. Chapter 109-31.1 C of the Township Code shall be amended to add the following lot requirements:

	R-20	R-15	R-9
Lot area			
Interior lot	20,000 s.f.	15,000 s.f.	9,000 s.f.
Corner lot	22,000 s.f.	18,000 s.f.	10,500 s.f.
Lot width	125 feet	100 feet	75 feet
Lot frontage			
Interior lot	65 feet	50 feet	40 feet
Corner lot (each street)	125 feet	110 feet	110 feet

- II. This ordinance shall be presented to the Planning Board before second reading for its review and recommendation.

**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 November 10, 2003, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 24<sup>th</sup> day of November, 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 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**

---

**40-03**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, ESTABLISHING THE SALARIES FOR ALL OF THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP FOR THE YEAR 2003 AND THEREAFTER.**

**MOTION TO APPROVE ORDINANCE 40-03 ON FIRST READING,  
 ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
 PUBLIC HEARING TO BE HELD ON, NOVEMBER 24, 2003 BY: GIBLIN  
 MOTION SECONDED BY: BRODERICK  
 YES: BRODERICK, REILLY & GIBLIN  
 ABSTENTIONS: KAFTON  
 ABSENT: GRISANTI**

**ORDINANCE 40-03**

**BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE  
 TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY,** as  
 follows:

**SECTION 1.** For the year 2003 and for each year thereafter, the salaries set forth in Schedule A which is annexed thereto and is made a part thereof, are hereby established for the officials and employees whose titles are set forth therein.

**SECTION 2.** The provisions of this Ordinance shall be effective for the year 2003 and for each year thereafter except as may be amended or supplemented by subsequent ordinances.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.

**SECTION 5.** This ordinance shall take effect immediately upon final passage and publications 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, New Jersey, held on and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on

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 so heard concerning this ordinance. Prior to 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,RMC  
 TOWNSHIP CLERK**

**SCHEDULE A**

<b><u>TITLE/CLASSIFICATION</u></b>	<b>SALARY RANGE</b>	
	<b><u>MINIMUM</u></b>	<b><u>MAXIMUM</u></b>
Accountant	25,500	35,500
Account Clerk	19,841	35,371
Administrative Clerk	23,148	43,000
Administrative Secretary	23,148	60,000
Aide to Mayor and T.C.	44,500	60,000
Animal Control Officer	31,125	54,500
Agency Aide	26,000	35,000
Assessing Aide	21,495	38,403
Assessing Clerk	19,841	35,371
Assessing Clerk (Typing)	19,841	35,371
Assistant Animal Control Off.	27,400	35,500
Assistant Municipal Tax Assessor	25,353	44,190
Assistant Municipal Tax Collector	28,660	48,599
Assistant Municipal Treasurer	28,531	46,000
Assistant Municipal Clerk	28,660	44,000
Assistant Payroll Supervisor	21,495	31,137
Assistant Public Works Director	55,000	68,000
Assistant Purchasing Agent	21,495	48,599
Building Inspector	35,500	51,000
Building Maintenance Worker	26,790	33,000
Building Sub-Code Official	39,500	59,500
Chief Financial Officer	54,500	82,000
Clerk	19,841	35,371
Clerk Typist	19,841	35,371
Code Enforcement Officer	30,500	46,500
Computer Service Technician	30,500	46,500
Construction Code Official	54,500	78,000
Deputy Municipal Court Admin.	25,353	44,190
Deputy Tax Assessor	28,660	44,190
Director of Economic and Industrial Development	40,000	75,000
Director of Public Safety	74,500	121,000
Director of Recreation	54,500	78,000
Director of Public Works	54,500	78,000

Electrical Inspector	35,500	51,000
Electrical Inspector/Plumb.Inspector	35,500	51,000
Electrical Sub-Code Official	39,500	59,500
Engineering Aide	25,000	35,000
Equipment Operator	28,500	35,412
Fire Prot.Sub-Code Official	39,500	59,500
Fire Inspector	35,500	51,000
Forester	35,500	59,500
Heavy Equipment Operator	29,400	51,000

**SALARY RANGE**

<b><u>TITLE/CLASSIFICATION</u></b>	<b><u>MINIMUM</u></b>	<b><u>MAXIMUM</u></b>
Housing Inspector	30,500	45,500
Human Resource Coordinator	40,000	60,000
Industrial Representative	25,500	35,500
Investigator, Public Works	35,500	49,500
Laborer	25,445	37,000
Maintenance Repairer	27,585	34,000
Mechanic	29,400	48,000
Mechanic's Helper	26,790	31,391
Motor Broom Driver	28,500	35,412
Municipal Administrator	74,500	100,653
Municipal Court Administrator	28,660	50,000
Municipal Department Head (Motor Pool and Vehicle Maintenance	45,500	59,500
Municipal Engineer	75,000	100,000
Municipal Tax Assessor	54,500	82,000
OmniBus Operator	26,790	41,000
Payroll Supervisor	23,148	45,000
Personnel Director	54,500	78,000
Planning Board Secretary	25,000	35,500
Plumbing Inspector	35,500	51,000
Plumbing Sub-Code Official	39,500	59,500
Police Captain	108,614	114,538
Police Lieutenant	96,977	100,472
Police Patrolman	31,000	74,516
Police Patrolman-Detective	\$1000 above Ptl. Grade	
Police Patrolman-Traffic Safety	\$1000 above Ptl. Grade	
Police Sergeant	83,458	84,947
Police Sergeant-Detective	\$1000 above Sgt. Grade	
Police Sergeant-Traffic	\$1000 above Sgt. Grade	
Principal Account Clerk	21,495	38,403
Prin.Acct.Clerk/Tel. Op.	21,495	38,403

Prin. Account Clerk Typing	21,495	38,403
Principal Assessing Clerk	21,495	38,403
Principal Assessing Clerk (Typing)	21,495	38,403
Principal Clerk	21,495	42,000
Principal Clerk (Typing)	21,495	42,000
Principal Clerk Typ./Tel.Op.	21,495	38,403
Principal Public Safety Tel.	30,400	40,500
Principal Purchasing Asst. Typ.	21,495	34,000
Principal Tax Clerk	21,495	37,400
Principal Tax Clerk (Typing)	21,495	37,400
Program Development Specialist I	40,000	60,000
Public Safety Telecommunicator	28,125	38,500
Public Safety Telecomm. Trainee	27,375	34,000
Purchasing Agent	25,500	60,000
Purchasing Asst./Typing	19,841	35,371

**SALARY RANGE**

<u>TITLE/CLASSIFICATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Recreation Aide	21,495	38,403
Recreation Leader Arts&Crafts	21,495	35,000
Recreation Program Admin.(Sr.Cit.)	42,500	54,500
Sanitation Driver	27,585	48,000
Sanitation Worker	26,098	38,000
School Crossing Guard Sup.	21,495	34,000
Secretarial Assistant	22,322	39,505
Security Guard	25,500	35,500
Senior Account Clerk	20,660	36,198
Senior Acct.Clerk/Tel.Op.	20,660	36,198
Senior Assessing Aide	22,322	39,505
Senior Assessing Clerk	20,660	36,198
Senior Assessing Clerk (Typing)	20,660	36,198
Senior Building Maintenance Worker	27,585	35,250
Senior Clerk	20,660	36,198
Senior Clerk Typist	20,660	36,198
Senior Code Enforcement Officer	35,500	49,500
Senior Maintenance Repairer	28,500	36,000
Senior Maintenance Rep.(Carpenter)	29,400	43,000
Senior Mechanic	30,600	43,000
Senior Public Safety Telecomm.	30,125	40,500
Senior Purchasing Asst./Typing	20,660	36,198
Senior Tax Clerk	20,660	36,198
Senior Tax Clerk (Typing)	20,660	36,198

Signmaker Wood & Metal/Truck Driver	27,585	48,000
Superintendent of Recreation	44,500	59,500
Supervising Account Clerk	22,322	39,505
Supervising Assessing Clerk	22,322	39,505
Supervising Clerk	22,322	39,505
Supervising Clerk Typist	22,322	39,505
Supervising Laborer	30,600	38,100
Supervising Public Safety Tel.	30,875	41,500
Supervising Tax Clerk	22,322	48,000
Supervisor, Bldg. Service/		
Supervisor Recreation Maintenance	39,500	54,500
Supervisor, Streets & Roads	39,500	56,000
Tax Clerk	19,841	35,371
Tax Clerk (Typing)	19,841	35,371
Tax Collector	54,500	82,000
Technical Asst. to Const. Off.	22,322	39,505
Township Clerk	54,500	78,000
Truck Driver	26,790	42,000
Truck Driver (Rack)	27,585	42,000
Violations Clerk	21,495	38,403
Welder	28,500	36,000
Zoning Officer	44,500	68,000
Zoning Officer/Code Enf.Off.	44,500	68,000

**SALARY RANGE**

<u>TITLE/CLASSIFICATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
-----------------------------	----------------	----------------

**PART TIME, HOURLY, SEASONAL**

Affirmative Action Officer	1,250	2,000
Advisory Panel on Res. Group Homes		
Board Secretary	75/mtg.	120/mtg.
Alarm Review Board Secretary	75/mtg.	100/mtg.
Animal Control Officer	15.00/hr.	25.00/hr.
Assessing Aide	9.15/hr.	14.50/hr.
Bus Attendant	7.76/hr.	11.00/hr.
Building Inspector	10.00/hr.	21.00/hr.
Building Sub-Code Official	12.50/hr.	24.00/hr.
Building Maintenance Worker	10.00 hr.	13.00/hr.
Chorus Director	12.00/hr.	20.00/hr.
Clerk	10.71/hr.	12.50/hr.
Clerk, Board of Health	1,250	2,000

Clerk, Environmental Comm.	1,250	2,000
Clerk, Food Handlers	1,250	2,000
Clerk Typist	10.71/hr.	12.50/hr.
Code Enforcement Officer	10.00/hr.	21.00/hr.
Coordinator of Safety Programs	2,500	3,500
Court Attendant	9.50/hr.	13.00/hr.
Data Processing Comm. Bd. Sec.	75/mtg.	100/mtg.
Deputy Municipal Clerk	3,000	4,500
Dog Canvassers	7.50/hr.	12.00/hr.
Emerg.Man.Services Coord.	5,000	7,000
Emerg.Man.Services Bd. Sec.	75/mtg.	100/mtg.
Environmental Comm. Sec.	75/mtg.	100/mtg.
Electrical Inspector	10.00	21.00
Electrical Sub-Code Off.	12.50/hr.	24.00/hr.
Elevator Sub-Code Official	1,500	3,500
Emergency Medical Technician	8.00/hr.	12.50/hr.
Employee Benefits Clerk	2,600	3,600
Fire Inspector	10.00/hr.	21.00/hr.
Fire Sub-Code Official	12.50/hr.	24.00/hr.
Forester	2,500	4,500
Handicapped Comm. Sec.	75/mtg.	100/mtg.
Historical Comm. Bd. Sec.	75/mtg.	100/mtg.
Housing Inspector	2,000	3,500
Housing Inspector PT	7.50/hr.	21.00/hr.
Identification Clerk	750	2,000
Industrial Commission Sec.	75/mtg.	100/mtg.
Industrial Representative	7,500	18,500

**SALARY RANGE**

<b><u>TITLE/CLASSIFICATION</u></b>	<b><u>MINIMUM</u></b>	<b><u>MAXIMUM</u></b>
Instructor, Hand. Comm.	12.00/hr.	24.00/hr.
Jackson Pathfinders Bd.Sec.	75/mtg.	100/mtg.
Judge, Municipal Court	54,500	64,500
Juvenile Conf.Comm.Bd.Sec.	75/mtg.	100/mtg.
Laborer, Seasonal	10.00/hr.	12.50/hr.
Mayor's Private Res.Comm.Sec.	75/mtg.	100/mtg.
Mayor's Youth Adv.Council Sec.	75/mtg.	100/mtg.
Mechanic	10.00/hr.	18.00/hr.
Municipal Alliance Bd. Sec.	75/mtg.	100/mtg.
Municipal Alliance Coordinator	7,800	9,000
Noise Control Officer	1,250	1,750
OmniBus Operator	8.00/hr.	16.50/hr.



Personnel Manager	4,000	6,000
Planning Board Secretary PT	4,000	6,000
Planning Board Secretary	105/mtg.	120/mtg.
Plumbing Inspector	10.00	21.00
Plumbing Sub-Code Off.	12.50/hr.	24.00/hr.
Program Coordinator	2,500	3,500
Program Coord. Special Events	2,000	8,500
Police Matron	250	1,250
Principal Pur.Asst.Typ.	6,000	9,000
Public Safety Telecommunicator	12.50/hr.	16.00/hr.
Public Safety Tele. Trainee	12.13/hr.	15.00/hr.
Public Works Trainee	8.00/hr.	16.00/hr.
Purchasing Asst./Typing	4,000	6,000
Recreation Aide	6.00/hr.	14.00/hr.
Recreation Asst.Softball Sup.	5.05/hr.	12.50/hr.
Recreation Board Secretary	75/mtg.	100/mtg.
Recreation Ceramics Instructor	8.00/hr.	22.50/hr.
Recreation Clinician	12.00/hr.	20.00/hr.
Recreation Leader Arts&Crafts	10.30/hr.	17.00/hr.
Recreation Non-Certified Umpires	15/game	20/game
Recreation Summer Camp Coordinator	11.75/hr.	22.00/hr.
Recreation Summer Camp Counselors	5.15/hr.	9.50/hr.
Recreation Summer Camp Head Leader	8.40/hr.	14.00/hr.
Recreation Summer Camp Leader	6.40/hr.	12.00/hr.
Recreation Summer Camp Supervisor	11.25/hr.	18.00/hr.
Recreation Basketball Instructor	60	140.00
	(per clinic)	
Recreation Softball Supervisor	5.05/hr.	16.50/hr.
Recreation Inst.Arts & Crafts	8.00/hr.	22.50/hr.
Recreation Arts & Crafts Asst.	5.05/hr.	12.50/hr.
Recreation Certified Referees	15/game	35/game
Recreation Referees	5.05/hr.	14.50/hr.
Recreation Tennis Instructor	8.00/hr.	22.50/hr.
Recreation Certified Umpires	25/game	80/game

**SALARY RANGE**

<u>TITLE/CLASSIFICATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Recreation Weightlifting Sup.	6.00/hr.	19.00/hr.
Recreation Asst. Weight. Sup.	5.05/hr.	19.00/hr.
Recreation Winter Wrest.Asst. Sup.	5.05/hr.	19.00/hr.
Recreation Scorekeepers	5.05/hr.	12.50/hr.
Recreation Theatre Arts Inst.	8.00/hr.	22.50/hr.

Recreation Achievement Director	10.00/hr.	19.00/hr.
Recreation Achievement Asst.	5.05/hr.	12.50/hr.
Recreation Sup. Teen Night	6.00/hr.	16.50/hr.
Recreation Golf Instructor	8.00/hr.	22.50/hr.
Recreation Clinical (Umpires)	8.00/hr.	22.50/hr.
Recreation Children’s Theatre Sup.	8.00/hr.	19.00/hr.
Recreation Children’s Theatre Asst.	5.05/hr.	16.00/hr.
Recreation Tennis Asst.	5.05/hr.	16.00/hr.
Recreation Winter Wrest. Sup.	6.00/hr.	19.00/hr.
Recreation Winter Basketball Sup.	6.00/hr.	19.00/hr.
Recycling Coordinator	4,000	5,000
Rent Leveling Board Sec.Mobile Homes	105/mtg.	120/mtg.
Rent Leveling Board Sec. Apts.	105/mtg.	120/mtg.
Registrar of Vital Statistics	500	8,000
(Salary to be paid equal to fees received)		
School Traffic Guards	6.00/hr.	14.00/hr.
Security Guard	12.25/hr.	17.06/hr.
Senior Clerk Typist	10.71/hr.	14.00/hr.
Senior Public Safety Tele.	12.00/hr.	22.00/hr.
Shade Tree Comm.Bd. Secretary	75/mtg.	100/mtg.
Special Police Officer II	7.50/hr.	14.00/hr.
Special Police Officer I	7.00/hr.	14.50/hr.
Task Force on Public Safety		
Board Secretary	75/mtg.	105/mtg.
Township Committee Member	7,500	9,500
Township Committee Member (Mayor)	8,000	10,000
Tourism and Bus. Development Council		
Board Secretary	75/mtg.	100/mtg.
Unsafe Structures Bd. Secretary	105/mtg.	120/mtg.
Water Systems Licensed Operator	2,500	3,500
Welfare Board Secretary	75/mtg.	105/mtg.
Zoning Board Secretary	105/mtg.	120/mtg.

---

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

---

**PUBLIC HEARING OPENED, RESOLUTIONS ONLY: NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

---

---

**RESOLUTION 515R-03**

**TITLE: AUTHORIZE BUDGET TRANSFER #1 FOR CY 2003**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**APPROPRIATION TRANSFERS DURING LAST TWO MONTHS OF THE FISCAL YEAR:**

**WHEREAS**, under the provisions of N.J.S.A. 40A:4-58 “Should it become necessary, during the last 2 months of the fiscal year, to expend for any other purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolutions setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient; no transfers may be made to appropriations for contingent expenses or deferred charges.”

**WHEREAS**, certain appropriations listed herein have amounts in excess necessary to fulfill its purpose and other have insufficient funding for the calendar year.

**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 annexed transfer schedule (#1) for the 2003 Municipal Operating Budget of the Township of Jackson are hereby made for the above state reasons:
2. This resolution shall take effect upon two-thirds affirmative vote by the full governing body of the Township of Jackson.
3. Copies of this resolution to the Administrator, Chief Financial Officer and Auditor.

**DATED: 11/10/03**

---

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

**(2003 Budget Appropriations inserted into Minute Book)**

---

---

**RESOLUTION 516R-03**

**TITLE: AUTHORIZE AN APPROPRIATION OF \$35,000 TO PURCHASE EQUIPMENT FOR SPECIAL NEEDS PLAYGROUND**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**COMMITTEEMAN BRODERICK:** He thanked everyone on the Committee for moving forward on this, it was requested a couple of years back, but they just couldn't come up with the money for it. It is needed and well deserved.

**MAYOR KAFTON:** He explained that this is a lot that will be going next to the Tot Lot at the Justice Complex. He thanked the Disabled Commission for really pushing to get this done.

**DEPUTY MAYOR GIBLIN:** He thanked Vinny Rubio who was instrumental in getting this put together.

**ADMINISTRATOR KENNEDY:** He explained that the money utilized for this was the money that was set aside last year in the recreation budget and it was moved over to the capital account.

**WHEREAS,** the Handicap Commission has requested approval for the purchase of special needs playground equipment; and

**WHEREAS,** the Township Committee has considered the need for a special needs playground; and

**WHEREAS,** Marturano Recreation Company has a State Contract, #A47854 for Park and Playground Equipment; and

**WHEREAS,** the Township of Jackson, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29 (c ) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Division of the Treasury; and

**WHEREAS,** the Chief Financial Officer has certified the availability of funds for this project is located in Ordinance 13-03, Reserve for Recreational Equipment; and

**WHEREAS,** the total amount available for the project, including installation is \$35,000.00

**NOW, THEREFORE, BE IT RESOLVED,** the Mayor and Township Committee of the Township of Jackson, County of Ocean, State of New Jersey do hereby authorize the purchase and installation of a special needs playground.

A copy of this resolution shall be forwarded to the Municipal Administrator, Chief Financial Officer, Purchasing Agent and Handicap Commission

**DATED: 11/10/03**

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

---

**RESOLUTION 517R-03**

**TITLE: AUTHORIZE DEDICATION BY RIDER FOR FEES COLLECTED FOR STORM WATER MANAGEMENT**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**WHEREAS,** the Township of Jackson accepts developer contributions for stormwater management purposes, and

**WHEREAS,** N.J.S.A. 40A:5-29 provides that the Township utilize such contributions in the manner set forth in the conditions of the contributions, and

**WHEREAS,** such fees shall be separately accounted for and deposited into the Township's Trust Funds.

**NOW, THEREFORE, BE IT RESOLVED** that such fees received by the municipality be placed in a specific trust fund and such trust fund shall be considered a "Dedication by Rider" to the budget of the local unit per N.J.S.A. 40A:4-39 for the sole purpose stated above.

**DATED: 11/10/03**

---

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

---

**TOWNSHIP CLERK EDEN:** She stated that prior to Resolutions 522R-03 and 523R-03 she would like to introduce the Township Auditor, Thomas Fallon and our Bond Counsel, John Cantalupo who will give a presentation on these Resolutions.

**JOHN CANTALUPO, BOND ATTORNEY:** He began by saying he would like to start out by going through the bond anticipation notes that are still outstanding. He explained that they have already authorized the issuance of this debt through bond ordinances previously adopted over the past couple of years. When you authorize a debt you authorize them to sell bond anticipation notes and also bonds for that debt to undertake their projects. What they have done is issue a bond anticipation note, which is a temporary note that gets rolled from year to year in order to finance the project until they have enough bond ordinances or bonds put together that they can sell to the public. Back in December of last year they sold about \$2 Million in bond anticipation notes. That is a one-year note that becomes due on December 11<sup>th</sup> of this year. Also, in June of this year they issued a bond anticipation note for about \$6.2 Million for the purchase of the Vista property. They did not roll that for a year they rolled that for time with the issuance of the \$2 Million that becomes due on December 11<sup>th</sup> of this year. Therefore, they have approximately \$8 Million outstanding in bond anticipation notes that come due on December 11<sup>th</sup>. Given that there is a very low interest rate, they have decided that it would be best to permanently finance those bond anticipation notes that are becoming due in December 11<sup>th</sup> by issuing bonds. They would lock in the rates for those bonds over a 10 year or 15 year period. There is also a bond ordinance that was authorized this year for about \$6 Million for various capital improvements. Instead of issuing another bond anticipation note, they would put that bond in the pool and issue all together. He then spoke about the first resolution, which combines certain general improvement bonds. The local bond law states that you can't issue bonds unless you combine them in a resolution from different ordinances. This resolution combines about four different ordinances together for a total of \$7,931,000, which is now their general improvement bond. He then spoke about the Vista property and that ordinance being done around April or May and that is one bond ordinance, therefore they don't have to do a combining resolution to issue that because they are only issuing that one bond ordinance, which would be open space bonds. The money that would pay for that would come from open space tax that they had passed. He then spoke about the second resolution that would be considered this evening. This resolution determines the form and sale of bonds. He stated before there is two types of bonds being issued, general improvements and open space. This resolution determines the form of the bond, which is how the bonds are drafted and also sets the date of the bond sale, which is November 25<sup>th</sup>. On that day all the bidders from around the country come in and bid on these bonds and the rate is set. The time period is eleven years for general improvement bonds and 15 years for open space bonds. Also, in this resolution they determine the date of the bonds, the interest rates, etc. He then explained that under the security law they have to approve the preliminary statement.

**THOMAS FALLON, AUDITOR:** He began by saying that Mr. Cantalupo spoke a little about the open space bond. He explained they had to figure out whether to issue that bond over 20 years or 15 years. By issuing it over 15 years instead of 20 years they are going to save approximately \$1 Million in interest payments. He felt that their annual debt service payments would be provided for through the open space tax levy. As additional ratables are secured and the township goes through a re-evaluation that levy would increase. He then spoke about the general improvement bonds and stated that they are estimating that their net interest cost over the eleven-year period would be about 3 1/4 percent. The timing for this is very good because the township has a bond from 1991 that

fully matured in 2003, therefore they do not have to make any more principal payments against that bond issue and it would be almost a wash.

**MAYOR KAFTON:** He asked that by doing this what their overall savings would be? Mr. Fallon stated that they can't give an approximate savings, but by going permanent with their bond anticipation notes they no longer incur any interest rate increase.

**COMMITTEEMAN REILLY:** He began by saying that Mr. Fallon stated that this would be "almost a wash" in the budget. He asked how much above or below it would be? Mr. Fallon explained that the current debt service this year was \$2.9 Million and the projected debt service for next year is a little bit over \$3 Million.

**MAYOR KAFTON:** He explained that he would like to open the floor to the public at this time, if they have any questions regarding these two resolutions.

**COMMITTEEMAN BRODERICK:** He thanked Lily Ann Farley, Thomas Fallon and Mr. Cantalupo for the outstanding job they did with their bonding issues.

**COMMITTEEMAN REILLY:** He asked what the total payment with interest over the term of the bond would be? Mr. Cantalupo explained that the principal of the general improvement bond is \$7,931,000 and the projected interest would be \$1,684,000. Mr. Reilly then asked the same question regarding the Open Space bond? Mr. Cantalupo stated that the principal is \$5,918,000 and the projected interest would be \$1,879,000.

**MAYOR KAFTON:** He added that the open space bond would be paid for by their open space tax. They bought that piece of property stopping the building of 185 new homes, which would also be another elementary school.

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

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

**RESOLUTION 522R-03**

**TITLE: RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, INTO A SINGLE ISSUE OF BONDS AGGREGATING \$7,931,000 IN PRINCIPAL AMOUNT**

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

**WHEREAS**, the Township Committee of the Township of Jackson, in the County of Ocean, State of New Jersey (the "Township"), has heretofore adopted bond ordinances authorizing bonds to finance part of the costs of certain capital improvements throughout the Township to be borne by the Township at large; and

**WHEREAS**, it is necessary to issue bonds pursuant to said bond ordinances in the aggregate principal amount of \$7,931,000 and it is deemed

advisable and in the best interests of the Township, for the purpose of the orderly marketing of said bonds and for other reasons, to combine the bonds authorized under said bond ordinances into one consolidated issue in the aggregate principal amount of \$7,931,000, pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the “Local Bond Law”);

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

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Township, authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Improvement Bonds (the “Bonds”) in the aggregate principal amount of \$7,931,000.

Section 2. The principal amount of bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and average period of usefulness determined in each of the bond ordinances are respectively as follows:

Ordinance Number	Description and Date of Final Adoption	Amount of Issue	Useful Life
16-00, as amended by 10-02	Various 2000 Capital Improvements, Finally Adopted August 14, 2000 and March 11, 2002 (10-02)	\$ 952,000	18.29 years
41-02	Various 2002 Capital Improvements, Finally Adopted September 9, 2002	691,000	14.17 years
46-02	Environmental Improvements to the Township Municipal Complex, Finally Adopted October 28, 2002	498,000	10 years
07-03, as amended by 35-03	Various 2003 Capital Improvements, Finally Adopted May 12, 2003 (07-03) and October 27, 2003 (35-03)	5,790,000	9.95 years
TOTAL		<u>\$7,931,000</u>	

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average periods of usefulness therein determined, is not more than 11.32 years.

(b) The Bonds of the combined issue shall be designated "General Improvement Bonds, Series 2003" and shall mature within the average period of usefulness hereinabove determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are purposes for which no deduction may be taken in any annual or supplemental debt statement.

Section 5. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

DATED: 11/10/03

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

---

---

**RESOLUTION 523R-03**  
**TITLE: RESOLUTION DETERMINING THE FORM AND OTHER**  
**DETAILS OF THE OFFERING OF \$13,849,000 GENERAL**  
**OBLIGATION BONDS CONSISTING OF \$7,931,000 GENERAL**



**IMPROVEMENT BONDS, SERIES 2003 AND \$5,918,000 OPEN SPACE BONDS, SERIES 2003, OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY AND PROVIDING FOR THEIR SALE AND DETERMINING CERTAIN MATTERS WITH RESPECT THERETO AND WITH RESPECT TO \$320,000 BOND ANTICIPATION NOTES**

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

**BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:**

**Section 1.** The \$320,000 Bond Anticipation Notes of the Township of Jackson, in the County of Ocean, State of New Jersey (the "Township") authorized by Bond Ordinance Number 11-03 duly adopted by the Township Committee pursuant to the Local Bond Law, N.J.S.A. 40A:2-1, *et seq*, as amended and supplemented (the "Local Bond Law") on May 12, 2003, published as required by law and entitled: "BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND THE PAYMENT OF THE PURCHASE PRICE OF REAL PROPERTY FOR OPEN SPACE PRESERVATION PURPOSES, A LAWFUL PUBLIC PURPOSE, BY AND IN THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$6,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,238,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF" (the "Bond Ordinance 11-03") shall be issued and designated the "Notes". The Notes will be dated December 10, 2003 and will mature on December 8, 2004. The Notes are being issued to refund, on a current basis, a \$320,000 portion of the Township's prior outstanding bond anticipation notes issued in the aggregate principal amount of \$6,238,000 dated June 27, 2003 and maturing December 11, 2003. The Notes are not subject to redemption prior to their stated date of maturity.

**Section 2.** The \$7,931,000 General Improvement Bonds, Series 2003, of the Township, referred to and described in the resolution duly adopted by the Township Committee pursuant to the Local Bond Law on November 10, 2003 entitled, "RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF

JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, INTO A SINGLE ISSUE OF BONDS AGGREGATING \$7,931,000 IN PRINCIPAL AMOUNT," shall be issued and designated as General Improvement Bonds, Series 2003, of the Township (the "General Improvement Bonds"). The General Improvement Bonds shall mature in the principal amounts on December 1, in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2004	\$500,000	2010	800,000
2005	500,000	2011	800,000
2006	600,000	2012	900,000
2007	600,000	2013	900,000
2008	700,000	2014	931,000
2009	700,000		

The General Improvement Bonds are not subject to redemption prior to maturity. The General Improvement Bonds shall be eleven (11) in number, with one bond certificate being issued for each year of maturity and shall be designated and numbered GI-1 to GI-11, inclusive.

**Section 3.** The \$5,918,000 Open Space Bonds, Series 2003, of the Township, also authorized to be issued by Bond Ordinance Number 11-03 shall be issued and designated as Open Space Bonds, Series 2003, of the Township (the "Open Space Bonds"). The Open Space Bonds shall mature in the principal amounts on December 1, in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2004	\$250,000	2012	\$443,000
2005	250,000	2013	450,000
2006	300,000	2014	450,000
2007	300,000	2015	475,000
2008	350,000	2016	500,000
2009	350,000	2017	500,000
2010	400,000	2018	500,000
2011	400,000		

The Open Space Bonds are not subject to redemption prior to maturity. The Open Space Bonds shall be fifteen (15) in number, with one bond certificate being issued for each year of maturity and shall be designated and numbered OS-1 to OS-15, inclusive.

**Section 4.** The General Improvement Bonds and the Open Space Bonds will sometimes collectively be referred to herein as the "Bonds."

**Section 5.** The Bonds will be issued in fully registered form, without coupons. One certificate shall be issued for the aggregate principal amount of the Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository (the "Securities Depository") for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book entry system for recording the interests of its Participants ("Participants") or the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$1,000 or any integral multiple thereof, with a minimum purchase of \$5,000 required, through book entries made on the books and records of DTC and its Participants. The Bonds will be dated and shall bear interest from December 1, 2003, which interest shall be payable commencing June 1, 2004 and semiannually thereafter on the first day of June and December in each year until maturity, at a rate or rates per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township, or some other paying agent as the Township may designate and appoint, on the maturity dates and due dates and will be credited on the maturity dates and due dates to the Participants of DTC as listed on the records of DTC as of each May 15 and November 15 for the Bonds (the "Record Dates"). The Bonds shall be executed by the manual or facsimile signatures of the Mayor and Chief Financial Officer of the Township under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested to by the manual signature of the Clerk of the Township. The following matters are hereby determined with respect to the Bonds:

**Date of Bonds:** December 1, 2003;

**Principal Payment Dates:** December 1, 2004 and each December 1 thereafter until maturity;

**Interest Payment Dates:** June 1, 2004 and semiannually thereafter on each June 1 and December 1 until maturity;

**Place of Payment:** Cede & Co., New York, New York.

**Section 6.** The Bonds shall be substantially in the form set forth in Exhibit A and Exhibit B attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of DTC, upon advice of Bond Counsel to the Township, Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey ("Bond Counsel").

**Section 7.** The Bonds shall be sold upon receipt of sealed proposals on Tuesday, November 25, 2003 at 11:00 a.m. by Bond Counsel, on behalf of the Chief Financial Officer of the Township, at the offices of Bond Counsel, located at 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095 in accordance with the Notice of Sale authorized herein. Bond Counsel, on behalf of the Clerk of the Township, is hereby authorized and directed to arrange for the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale in The Bond Buyer, a nationally recognized local government bond marketing publication devoted to financial news and municipal bonds and the full text of such Notice of Sale in the Ocean County Observer, such Notice of Sale to be published not less than seven (7) days prior to the date of sale and the arrangement of the aforesaid publications is hereby ratified and confirmed. Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Chief Financial Officer of the Township as the financial officer authorized to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to the Township Committee at its next regularly scheduled meeting thereafter. Furthermore, the Township hereby delegates to the Chief Financial Officer of the Township the authority to postpone and reschedule the sale of the Bonds, upon consultation with the Auditor (as hereinafter defined) and Bond Counsel, without readvertisement in accordance with the Notice of Sale authorized herein. The Chief Financial Officer is hereby further authorized and directed to do and accomplish all matters and things necessary or

desirable to effectuate the offering and sale of the Bonds and any all actions or inactions taken by the aforesaid Chief Financial Officer with respect to the offering and sale of the Bonds is hereby ratified and confirmed.

**Section 8.** The Notice of Sale and the Official Form of Proposal for Bonds shall be substantially in the form set forth in Exhibit C attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, upon advice of Bond Counsel.

**Section 9.** The Notes are authorized to be sold on Tuesday, November 25, 2003 at 11:00 a.m. in accordance with the Notice of Sale set forth in Exhibit D attached hereto with such additions, deletions and omissions as may be necessary for the Township to market the Notes, upon advice of Bond Counsel.

**Section 10.** Each series of Bonds and the Notes shall have attached thereto a copy of the written opinion with respect to such Bonds or Notes that is to be rendered by Bond Counsel. The Clerk of the Township is hereby authorized and directed to file a signed duplicate of such written opinion in the office of the Clerk of the Township.

**Section 11.** Bond Counsel is hereby authorized and directed, to arrange for the printing of the Bonds and the Notes and for the printing of the Preliminary Official Statement (as hereinafter defined) and the Official Statement (as hereinafter defined), which Preliminary Official Statement and Official Statement are each hereby authorized to be prepared, by Bond Counsel, Fallon & Fallon, LLP, Hazlet, New Jersey (the "Auditor") and other Township officials, including the Chief Financial Officer. Bond Counsel is also authorized and directed, to arrange for the distribution of the Preliminary Official Statement on behalf of the Township to those financial institutions that customarily submit bids for such Bonds and Notes. The Mayor, Chief Financial Officer, Business Administrator, Clerk and other officials of the Township are each authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Official Statement. Bond Counsel is further authorized and directed, to obtain ratings on the Bonds and to prepare and submit financial and other information on the Township to a rating agency. The arranging for the

printing and distribution and the preparation of the Preliminary Official Statement and the Official Statement and preparation and submission of any rating application to a rating agency, all of which have been undertaken by Bond Counsel heretofore, are actions which are hereby ratified and confirmed.

**Section 12.** The Township hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended and supplemented (the "Code"), to preserve the exemption from taxation of interest on the Bonds and the Notes, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds and the Notes, if necessary.

**Section 13.** The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary to provide that the Bonds and the Notes will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

**Section 14.** In the event DTC may determine to discontinue providing its services with respect to the Bonds or the Notes or is removed by the Township and if no successor securities depository is appointed, the Bonds or the Notes which were previously issued in book-entry form shall be converted to Registered Obligations (the "Registered Obligations") in denominations of \$5,000 or any integral multiple thereof, except that those Bonds or Notes in excess of the largest principal amount thereof equaling a multiple of \$5,000, shall be in denominations of \$1,000 or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds or the Notes held in the beneficial owner's name, will become the registered owner of the Registered Obligations. The Township shall be obligated to provide for the execution and delivery of the Registered Obligations in certified form.

**Section 15.** The Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and the Notes is hereby "deemed final" for the purposes of the Rule (as hereinafter defined) with the exception of certain information permitted to be omitted thereby and is hereby

approved and authorized for the information of purchasers of the Bonds and the Notes, with such changes and corrections not inconsistent with the substance thereof, including those required to reflect the effect of the sale of the Bonds and the Notes, as are deemed necessary and advisable by the Chief Financial Officer of the Township in consultation with Bond Counsel. The use and distribution of the Official Statement in preliminary form dated November 17, 2003 (the "Preliminary Official Statement") in connection with the offering and sale of the Bonds and the Notes is hereby authorized and approved. The final Official Statement to be dated on or about November 25, 2003 (the "Official Statement"), prepared with respect to the issuance of the Bonds, in final form, is hereby authorized to be executed on behalf of the Township by its Chief Financial Officer and delivered to the purchaser of the Bonds and the Notes for their use in the sale, resale and distribution of the Bonds and the Notes, where and if applicable.

**Section 16.** The Township hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate for the Bonds (the "Certificate"), which will set forth the obligation of the Township to file budgetary, financial and operating data on an annual basis with respect to the Bonds and notices of certain enumerated events deemed material with respect to the Bonds, in accordance with the provisions of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Chief Financial Officer of the Township is hereby authorized and directed to execute and deliver the Certificate to the respective purchaser of the Bonds evidencing the Township's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Township to comply with the Certificate shall not be considered a default on the Bonds; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the Township to comply with its obligations hereunder and thereunder.

**Section 17.** The Chief Financial Officer of the Township is hereby authorized and directed to determine all matters in connection with the Bonds, all in consultation with Bond Counsel, and the manual or facsimile signature of the Chief

Financial Officer of the Township upon any documents shall be conclusive as to all such determinations. The Mayor, the Chief Financial Officer, Business Administrator, Clerk of the Township and any other Township Official, including but not limited to Bond Counsel, the Auditor, the Township Engineer and the Township Attorney (collectively, the "Township Officials"), are each hereby authorized and directed to execute and deliver such documents as are necessary to consummate the sale and closing of the Bonds, and to take such actions or refrain from such action as are necessary for the issuance of the Bonds and any and all such actions or inactions taken by the aforesaid Township Officials heretofore are hereby ratified and confirmed.

**Section 18.** This resolution shall take effect immediately.

The foregoing Resolution was adopted by the following vote:

**DATED: 11/10/03** ANN MARIE EDEN, R.M.C.  
**TOWNSHIP CLERK**

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

**RESOLUTION 506R-03**  
**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

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

**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.

**OVERPAYMENT REFUNDS**

**NOVEMBER 10, 2003**



<b>BLOCK LOT</b>	<b>NAME</b>	<b>YEAR</b>	<b>AMOUNT</b>
32.01 81	Ollie Construction, Inc.	2003	\$ 963.85
32.02 81.01	Thomas D. & Jane C. Grogan	2003	\$1,068.77
45.01 10	Wells Fargo Home Mortgage	2003	\$ 298.89
75.40 52	Northeast Abstract & Title Agency Inc.	2003	\$1,094.31
111 75	Cenlar Central Loan Administration	2003	\$1,007.81
126.36 7	William & Dawn Bollard	2003	\$1,020.51
128.01 30.21	William P. & Robin R. McDermitt	2003	\$1,468.32
135.22 15.22	Principal Residential Mortgage, Inc.	2003	\$1,635.98
143.01 1.02	K. Hovnanian @ Jackson LLC	2003	54.26
<b>QFARM</b>			

**DATED: 11/10/03**

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

**RESOLUTION 507R-03**

**TITLE: APPROVE TOWNSHIP COMMITTEE MEETING MINUTES FROM OCTOBER 14, 2003**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**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:

**OCTOBER 14, 2003**

1. Copies of this resolution to any interested parties.

**DATED: 11/10/03**

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

**TOWNSHIP CLERK EDEN:** She explained that the original resolution was for the appointment of Theresa Bussiculo-Raimondi as Constable. She explained that she would like to add the appointment of Joseph Muend and Vincent Cricitto as Constables. This would be a reappointment of the three that were appointed last year.

**RESOLUTION 508R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY APPROVING THE APPOINTMENT OF THERESA BUSSICULO-RAIMONDI, JOSEPH MUEND AND VINCENT CRICITTO AS CONSTABLE FOR A ONE-YEAR TERM**

**MOTION TO AMEND: REILLY**

**SECONDED BY: BRODERICK**

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

**ABSENT: GRISANTI**

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

**WHEREAS**, N.J.S.A. 40A:9-120 provides that the governing body of a municipality may appoint, as Constable, a resident who has been a qualified voter of the municipality for at least three (3) years prior to the appointment; and

**WHEREAS**, N.J.S.A. 40A:9-121 provides for the fixing of a one (1) year term and N.J.S.A. 40A:9-122 fixes a fee for this appointment of up to fifty dollars; and

**WHEREAS**, the Township Committee has considered individuals for appointment to this position.

**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 Theresa Bussiculo-Raimondi, Joseph Muend and Vincent Cricitto is hereby appointed to the position of Constable for a one-year term commencing November 25, 2003 and ending November 24, 2004.
2. That said individuals appointed shall pay to the Township of Jackson the annual fee of fifty dollars, shall file an oath within thirty (30) days of the date hereof and shall post sufficient surety bonds as approved by the Township Committee.
3. Said appointees shall comply in all respect with the requirements of N.J.S.A. 40A:9-126.1 by filing a monthly report.
4. That upon the adoption of this resolution, the Clerk is hereby authorized and directed to forward a certified copy to Theresa Bussiculo-Raimondi, Joseph Muend and Vincent Cricitto.

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

**DATED: 11/10/03**

**RESOLUTION 509R-03  
TITLE: RESOLUTION AUTHORIZING JACKSON TOWNSHIP TO ENTER  
INTO A RENEWAL AGREEMENT WITH THE OCEAN COUNTY ENERGY  
COOPERATIVE PRICING SYSTEM**

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

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes governmental units to enter into a Cooperative Pricing System for the purchase of electric generation service, gas supply service and other energy related services (hereinafter collectively referred to as “Energy Services”); and

**WHEREAS**, the Electric Discount and Energy Act (N.J.S.A. 48:3-49 et. Seq.) and the Government Energy Aggregation Program Standards adopted by the Board of Public Utilities permit municipalities and other governmental units to join together for the purchase of Energy Services; and

**WHEREAS**, the County of Ocean (hereinafter referred to as the “Lead Agency”) previously offered municipalities and other governmental units an opportunity to participate in the Ocean County Energy Cooperative Pricing System (hereinafter referred to as the “System”) for the purchase of Energy Services; and

**WHEREAS**, the Jackson Township, County of Ocean, State of New Jersey, previously agreed to participate in the System and executed a Cooperative Pricing System Agreement with the Lead Agency for the supply of Energy Services; and

**WHEREAS**, certain Energy Services purchased by the System which expired on May 31, 2001, resulted in substantial savings to its members; and

**WHEREAS**, the Jackson Township County of Ocean, State of New Jersey, desires to continue to participate in the System.

**NOW, THEREFORE, BE IT RESOLVED** on the 10<sup>th</sup> day of November, 2003 by the Jackson Township, County of Ocean, State of New Jersey, as follows:

1. This Resolution shall be known and may be cited as the Ocean County Energy Cooperative Pricing System Resolution of the Jackson Township.
2. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Jackson Township are hereby authorized and directed to enter into and execute a new Cooperative Pricing System Agreement with the Lead Agency for the purchase of Energy Services. Said Cooperative Pricing System Agreement shall take effect upon full execution and shall terminate on December 31, 2008, unless otherwise terminated in accordance with the provisions therein. The Cooperative Pricing System Agreement shall allow the Lead Agency to seek bids and render an award for the supply of Energy Services to the System at any time during the term of the contract. Any award made by the Lead Agency, during the term of the Cooperative Pricing System Agreement, may provide for the supply of Energy Services beyond the expiration of that Agreement.
3. The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. Seq.) and all other provisions of the revised statutes of the State of New Jersey.
4. This resolution shall take effect immediately upon passage.
5. Certified copies of this Resolution together with an executed copy of the Cooperative Pricing System Agreement shall be forwarded to the following:
  - a. Ocean County Director of Purchasing
  - b. Ocean County Counsel

**DATED: 11/10/03**

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

**RESOLUTION 510R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO THE PERFORMANCE GUARANTEES FOR SOMERSET DEVELOPMENT, LLC'S DIAMOND ESTATES, A/K/A BLOCK 99.01, LOT 38**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, Somerset Development, LLC has requested a Reduction of the Performance Guarantee to diamond Estates, a/k/a Block 99.01, Lot 38, Jackson Township; and

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

1. Performance Bond #HOIFSU 0303949 issued by International Fidelity Insurance

- Company in the amount of \$319,500.00.
- 2. Cash Guarantee in the amount of \$35,500.00.

**WHEREAS**, Ernest J. Peters, P.E., Township Engineer, CME Associates, has reviewed and approved the reduction of the Performance Guarantee in a letter report dated October 29, 2003 in the following amount:

- 1. Reduction of the Performance Bond to not less than \$95,856.21.
- 2. Reduction of the Cash Guarantee to not less than \$10,650.69.

**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 \$319,500.00 to not less than \$95,856.21 and the Cash Guarantee from \$35,500.00 to not less than \$10,650.69. 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: 11/10/03**

**RESOLUTION 511R-03**

**TITLE: APPOINTMENT OF RECREATION PERSONNEL WINTER BASKETBALL PROGRAM**

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

**WHEREAS**, a need exists in the Recreation Department for the appointment of personnel to the Winter Basketball 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 are hereby appointed to the position of Certified Referee at a salary of \$18/\$20 per game:

Gene Thelin  
Robert Krause

- 2. Said appointments are effective immediately 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.

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

**DATED: 11/10/03**

**RESOLUTION 512R-03**

**TITLE: APPROVE BINGO/RAFFLE LICENSE TO: JACKSON EDUCATION ASSOCIATION (#RA-1016 AND #RA-1017)**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**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 1016 – JACKSON EDUCATION ASSOCIATION  
 RA 1017 – JACKSON EDUCATION ASSOCIATION

2. Copies of the Resolution to interested parties.

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

**DATED: 11/10/03**

**COMMITTEEMAN BRODERICK:** He stated that there are some questions regarding the acceptance and advertisement of bids for the access control system. He wanted to make the public aware that they are still fighting an ongoing battle with the Justice Complex. That building was dedicated in 1996 during a big photo opportunity. They have had to replace the air conditioning system and they still don't have a c/o for that building because of all these issues. The building cost \$6.5 Million dollars and they have had nothing but problems with it. They would like to put an automatic locking system in the Justice Complex making it a safe and secure environment. Emergency Management as well as our Police Department are housed there. The whole locking system is to far gone to fix. When people say how beautiful that building is they don't realize what the Police Department is going through on a day-to-day basis.

**RESOLUTION 513R-03**

**TITLE: AUTHORIZE THE ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR THE INSTALLATION OF AN ACCESS CONTROL SYSTEM FOR THE JACKSON TOWNSHIP MUNICIPAL JUSTICE COMPLEX**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, the Director of Public Works has reviewed and the Township Committee has approved specifications for and has determined that it will advertise for sealed bids for the Installation of an Access Control System for the Jackson Township Municipal Justice Complex; and

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

1. That specifications, including drawings, plans, forms, etc. are hereby approved and incorporated herein by reference.

2. The Township Clerk is hereby authorized to advertise for sealed bids for:

**INSTALLATION OF AN ACCESS CONTROL SYSTEM FOR THE JACKSON TOWNSHIP MUNICIPAL JUSTICE COMPLEX**

3. The Township clerk shall advertise the attached Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.

4. Each bid shall be submitted as a written proposal in the manner designated in the specifications and shall be signed by bidder. The bid shall be enclosed in a sealed envelope bearing the name and the address of the bidder on the outside and addressed to Township Clerk, Township of Jackson, 95 West Veterans Highway, Jackson, New Jersey 08527. Said envelope shall be clearly labeled that it contains a bid for the purpose of "Installation of an Access Control System for the Jackson Township Municipal Justice Complex".

5. Specifications and form of bids may be inspected or obtained upon proper notice by prospective bidders during business hours from the office of The Municipal Clerk, 95 West Veterans Highway, Jackson, New Jersey 08527.

6. Sealed bids shall be called for and shall be received, opened and read in public in the meeting room of the Municipal Building, 95 West Veterans Highway, Jackson, New Jersey. The date to receive bids has not been determined at this time.

7. It is the sole responsibility of each bidder to see that bids are submitted in date and time specified, and **IN NO EVENT SHALL ANY BID BE CONSIDERED OR ACCEPTED AFTER THE DATE AND TIME SPECIFIED FOR THE RECEIPT OF BIDS.** In the event that a bidder does not personally deliver the sealed bid on the date and time specified for receipt of bids, such bidder shall assume all risks of loss or misplacement of the sealed bid by the Municipal Officers or any other risk relative to the failure of the bidder to personally deliver the bid.

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

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

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

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

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

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

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

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

**GENERAL BIDDING REQUIREMENTS FOR THE INSTALLATION OF AN ACCESS CONTROL SYSTEM AT THE JACKSON TOWNSHIP MUNICIPAL JUSTICE COMPLEX**

A. Each bid shall be submitted in writing, addressed to the Township Clerk, Jackson Township Municipal Building, 95 West Veterans Highway, Jackson, New Jersey 08527 and shall be in the hands of said Clerk at or before the time set forth in the Notice to Bidders for the receipt of bids. No responsibility shall be assumed by the Township for any bid mailed to the Clerk,

which is not received by him before the time stated above for the receipt of bids. No bids will be received after the first bid is opened at said time and place.

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

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

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

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

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

G. Bidders are required to comply with the requirements of P.L. 1975, c.127.

H. Bidders on this work will be required to comply with the Copeland Anti-Kickback Act (18 H.S.C. 874) as supplemented in Department of Labor Regulations (29 C.F.R. Part 3).

I. Contact Sergio Panunzio, Director of Public Works, for any additional information, telephone number (732) 928-1200, Ext. 250.

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

**DATED: 11/10/03**

**RESOLUTION 514R-03**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING AWARD OF CONTRACT TO EARLE ASPHALT FOR PAVEMENT OVERLAY OF VARIOUS TOWNSHIP ROADWAYS**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, the Township Engineer, Daniel Burke, P.E., has requested authorization to award a contract for the pavement overlay of various roadways within the Township of Jackson; and

**WHEREAS**, Jackson Township previously advertised for the receipt of bids on October 23, 2003 11:00 a.m. for the pavement overlay of various Township roadways; and

**WHEREAS**, the following bids were submitted for the pavement overlay of various Township roadways:

- |                                    |              |
|------------------------------------|--------------|
| 1. Earle Asphalt:                  | \$334,265.60 |
| 2. Stavola Contracting:            | \$338,012.36 |
| 3. Lucas Brothers:                 | \$349,499.00 |
| 4. Star of the Sea:                | \$360,312.74 |
| 5. Meco, Inc.:                     | \$377,000.00 |
| 6. Bil-Jim Construction Co., Inc.: | \$450,000.00 |
- and;

**WHEREAS**, pursuant to N.J.S.A. 40A:11-6.1, any purchases, contracts or agreements which require public advertisement for bids shall be awarded to the lowest responsible bidder; and

**WHEREAS**, the Township Engineer, Daniel Burke, P.E., has determined that Earle Asphalt, Holmdel Road, Farmingdale, New Jersey submitted the lowest bid responsible bid; and

**WHEREAS**, the Township Engineer, Daniel Burke, P.E., has recommended that the bid for the pavement overlay of various Township roadways be awarded to Earle Asphalt; and **WHEREAS**, pursuant to N.J.S.A. 40A-2-18, this contract will take effect after the twenty (20) day waiting period after the first publication of the notice of final approval of Bond Ordinance #34-03 and #35-03 (i.e. November 20, 2003)

**WHEREAS**, the Chief Financial Officer will then certify that a maximum of \$334,265.60 is available for this purpose in an appropriation in the Capital Fund Under Ordinance #34-03 and #35-03; and

**WHEREAS**, it is now it is the desire of this Township Committee to act upon the recommendation of the Township Engineer, Daniel Burke, P.E.

**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 Township Engineer, Daniel Burke, P.E., is hereby authorized to award a Contract for the pavement overlay of various Township roadways to Earle Asphalt for \$334,265.60. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution after the 20 day period of limitation associated with Bond Ordinances #34-04 and #35-03 has passed.

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

**DATED: 11/10/03**

---

**RESOLUTION 518R-03**

**TITLE: RESOLUTION CORRECTING INFORMATION ON PRIOR 2003 OVERPAYMENT RESOLUTION NO. 434R-03**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, Resolution number 434R-03 on September 22, 2003 listed Block 3.01 Lot 18.01 as refunding \$380.05 to Wells Fargo Home Mortgage. Before the refund was issued, but after the resolution was submitted, Wells Fargo requested the funds to be transferred to Lot 18.02 and not be refunded. Wells Fargo's refund check was reduced by \$380.05 and the transfer was done on 9/25/03. Accordingly, overpayment resolution number 434R-03 must be reduced to reflect the removal of that entry, and;

**WHEREAS**, Resolution number 453R-03 on October 14, 2003 listed Block 75.27 Lot 11 as having a \$214.11 refund from 2003 when the correct refund year should have been 2002. Accordingly, overpayment resolution number 453R-03 must be corrected to reflect the actual year 20f 2002 for that entry.

**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. Resolution number 434R-03 on September 22, 2003 be corrected to reflect a reduction of \$380.05 for Block 3.01 Lot 18.01 due to the funds being transferred to Lot 18.02 instead of being refunded to Wells Fargo Home Mortgage.
2. Resolution number 453R-03 on October 14, 2003 be corrected to reflect the year 2002 instead of 2003 for the refund on block 75.27 Lot 11 in the amount of \$214.11.
3. That copies of this correcting resolution be attached to the original resolutions for accuracy and auditing purposes.

Cc: Tax Collector  
Finance

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

**DATED: 11/10/03**

---



**RESOLUTION 519R-03**

**TITLE: RATIFY AND APPROVE 2003-2005 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND LOCAL 168-A PBA SUPERIOR OFFICERS**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, negotiations were entered into pursuant to Public Law 168, Chapter 303 between the Township of Jackson in the County of Ocean and Local 168-A, of the Jackson Township P.B.A. relative to rates of pay, hours of work, and other conditions of employment, within the Township of Jackson; and

**WHEREAS**, as a result of these negotiations, agreement was reached regarding these matters;

**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 Agreement between the Township of Jackson and Local 168-A of the Jackson Township P.B.A. for the years 2003-2005 a copy of which is annexed hereto, and is made part thereof is hereby accepted by the Township of Jackson, and the Mayor is hereby authorized to execute same, and the execution of said Contract is hereby ratified by the Township Committee.
2. This Contract is approved by the Township of Jackson subject to ratification by Local 168-A of the Jackson Township P.B.A.
3. Copies of this resolution to Local 168-A Superior Officers, Municipal Administrator, Director of Public Safety, Chief Finance Officer, Personnel Manager and any other interested parties.
4. A certified copy of this resolution and the Agreement are to be forwarded to the Public Employment Relations Commission, Labor and Industry Building, John Fitch Plaza, P.O. Box 2209, Trenton, NJ 08625 as per N.J.S.A. 34:13A-8.2.

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

**DATED: 11/10/03**

**RESOLUTION 520R-03**

**TITLE: RATIFY AND APPROVE 2003-2005 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND LOCAL 3304-A DISTRICT COUNCIL 71, AFSCME, AFL-CIO TELECOMMUNICATORS AND ANIMAL CONTROL**

**MOTION TO APPROVE BY: BRODERICK**

**MOTION SECONDED BY: REILLY**

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

**ABSENT: GRISANTI**

**WHEREAS**, negotiations were entered into pursuant to Public Law 168, Chapter 303 between the Township of Jackson in the County of Ocean and Local 3304-A, District Council 71, AFSCME, AFL-CIO relative to rates of pay, hours of work, and other conditions of employment, within the Township of Jackson; and

**WHEREAS**, as a result of these negotiations, agreement was reached regarding these matters;

**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 Agreement between the Township of Jackson and Local 3304-A, District Council 71, AFSCME, AFL-CIO for the years 2003-2005 a copy of which is annexed hereto, and is made part thereof is hereby accepted by the Township of Jackson, and the Mayor is hereby authorized to execute same, and the execution of said Contract is hereby ratified by the Township Committee.
2. This Contract is approved by the Township of Jackson subject to ratification by Local 3304-A, District Council 71, AFL-CIO.
3. Copies of this resolution to Local 3304-A, District Council 71, AFSCME, AFL-CIO, Municipal Administrator, Director of Public Safety, Chief Finance Officer, Personnel Manager and any other interested parties.
4. A certified copy of this resolution and the Agreement are to be forwarded to the Public Employment Relations Commission, Labor and Industry Building, John Fitch Plaza, P.O. Box 2209, Trenton, NJ 08625 as per N.J.S.A. 34:13A-8.2.

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

**DATED: 11/10/03**

**COMMITTEEMAN BRODERICK:** He began by saying he has concerns regarding the awards of these contracts. He asked that this resolution be tabled.

**RESOLUTION 520R-03**  
**TITLE: AUTHORIZE BID AWARD FOR SNOW REMOVAL TO BIL-JIM CONSTRUCTION COMPANY FOR THE PERIOD COMMENCING JANUARY 1, 2004 THROUGH DECEMBER 31, 2004**

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

**WHEREAS,** Jackson Township previously advertised and received bids on October 28, 2003 at 11:00 a.m. for Supplementary Snowplowing in accordance with the Township's bid specifications; and

**WHEREAS,** at the time and place for the receipt of bids, two bids were received from the following bidders setting forth the various prices based on the size of the equipment as set forth on the attached schedule A; and

1. Bil-Jim Construction Company, Inc.
2. Galloway Enterprises

**WHEREAS,** said bids have been reviewed by the Director of Public Works, Sergio Panunzio. The Director is now recommending for the award of this contract for Supplementary Snow Plowing Services commencing January 1, 2004 through December 31, 2004 be awarded to Bil-Jim Construction Company, Inc. as all bid documents are in proper form and order.

**WHEREAS,** certification of funds by the Chief Financial Officer will be authorized after the adoption of the Temporary Operating Budget for CY 2004.

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

1. That the Township Committee of Jackson Township hereby awards a contract to Bil-Jim Construction Co., Inc. for Supplementary Snowplowing Services for CY 2004 in accordance with the Township's bid specifications.

2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy to Administration, Chief Financial Officer, Director of Public Works, Bil-Jim Construction Co., Inc. and any other interested parties.

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

**DATED: 11/10/03**

## **PUBLIC HEARING, ANY TOPIC**

**MRS. ADEWOYIN, 63 GREENWICH DRIVE:** She began by saying that she is concerned about the drainage issue that has affected her property. She stated that she has not seen or heard of anything happening since she first approached the Committee and subsequently spoke to the Mayor directly regarding this issue. There has been talk from CME and plans that were provided to her showing that they will fix the drain in the street. She asked the Committee what is being done and what the Committee is considering doing with the builder's bond? She asked how long a builder can keep a situation like this open and when would the township step in and make use of the bond money? Mayor Kafton stated that Mrs. Adewoyin has had this problem for quite some time and asked Mr. Kennedy if they are close to resolving it? Mr. Kennedy stated that he spoke to Mrs. Adewoyin this morning and Ernie Peters at about 5:30 PM. He stated that Dan Burke the township engineer, Mr. Stefani from CME and the builder have had one meeting regarding this. Mr. Kennedy said that Ernie Peters will be calling the builder tomorrow and then he will arrange a conference call with him, Ernie and Mrs. Adewoyin. Mayor Kafton stated that having this meeting tomorrow is wonderful, but there has been delay after delay. Committeeman Broderick suggested that they give the builder a 48 hour window to fix this and if it is not done then start the proceedings to draw down on the bond. Attorney Starkey stated that if the builder doesn't comply they should notify his office and he will start the proceedings. Mrs. Adewoyin later added that telling her today about a conference call tomorrow won't help because she is not available. She has had enough lip service from the builder and CME. She then asked what became of those plans to fix the drainage problem and if they were ever submitted to the township? She explained that winter is coming and she would like this fixed as expeditiously as possible. She stated that she had asked Ernie Peters of CME to review the plans the builder submitted and was told they were acceptable. She feels that the fix was barely adequate and she wants to make sure that what ever is done is appropriate. She feels that the township should look out for the homeowner because it is the township that bears the burden of whatever these builders leave behind. In closing, she added that the builder should be held to the new standards regarding grading. Mayor Kafton stated that she is right she shouldn't have to be inconvenienced any more. He told Mr. Kennedy to have his conference call tomorrow and if he can't get a date of when this will be done then call Mr. Starkey and start the proceedings. Committeeman Broderick and Deputy Mayor Giblin suggested that Mr. Starkey should start the proceedings now. The bonding company will have the builder call the township. Attorney Starkey explained that he will send a letter tomorrow to the bonding company who will immediately contact the builder and the builder will contact Mr. Kennedy. He believes that they will see some movement from the builder very shortly. The reason he can't give a date now is because it is not in his control to do so. It is in their control to bring action against the builder and that generally brings a response very quickly. In closing, Mayor Kafton assured Mrs. Adwoyin that Mr. Burke would oversee all this and make sure that everything is done right. He added that this Committee has drawn down on more builder bonds than any other administration and they will continue to do that. Mr. Burke stated that he has seen the plans and he believes that it will solve the drainage problem. Committeeman Broderick explained that they had done a survey when they became empowered as the government of Jackson. They changed a lot of the standards for the builders. They have insisted that the grading be changed from what it was when her development was built. To date, out of the applications that have come before the Planning Board in four years

there hasn't been any problems with water in the basements or flooding in the yards. They are actually looking to extend this to make the builders responsible for any disruption to roadways. Committeeman Broderick explained that they can't hold her builder to these new standards once the home is built.

---

**DORA KARKER, DOUGLAS DRIVE:** She congratulated Mike Kafton and Sean Giblin on the results of the election. She then stated that her and the girls that come to these meetings on Monday have a request. She explained that you can't see the center line on Miller Road, she asked that they complete that road. Deputy Mayor Giblin stated that they will see if they can add that road to the re-striping list. Mayor Kafton asked if New Central has been taken care of? (inaudible) The Mayor then asked that the County be notified because that was supposed to have been added to the list.

---

**CLAUDIA, PRESIDENT JACKSON FIRST AID:** She stated that in the year 2000 the Legislators passed a pension plan for volunteers. She explained that other towns do offer pension plans and asked what Jackson Township is planning to do for their volunteers? Administrator Kennedy stated that that is the LOSAP program and if the Committee approves this it could be put on the ballot for next years election as a referendum question. Deputy Mayor Giblin stated that they will look into it and get some more information. Committeeman Broderick asked how the LOSAP program would effect them if they went to paid first aid? Claudia stated that it is only for volunteers.

---

**ALLEN COTTREL, 125 SUSAN DRIVE:** He congratulated Mayor Kafton and Deputy Mayor Giblin on their re-election. He stated that any negatives in their campaign were in response to the "slime" that was thrown at them. He went on to say that he had just attended a viewing at the Hassler Funeral Home for Dr. John Druelle, he was a wonderful man who left way to early at the age of 59. He advised everyone in the room if they find a tick on their person to assume they have been bitten. If you can't go to your family doctor then go to an emergency room. This man was struck down at 59 from this terrible disease. He then referenced the last campaign and said he found it very interesting that Bob Schipacasse of VOTE said in the Asbury Park Press that the outcome wasn't representative of Jackson because of low voter turnout. If the turnout was higher it would have just been a different percentage with the same outcome. The Republican party is the party that claims to be the party of smaller government. Then they push to double the size of government. This was all about power and buying and selling real estate. He went on to ask Committeeman Reilly, being campaign chairman if he was proud of the campaign he ran and did he find it to be above board and ethical? Committeeman Reilly stated that he had nothing to do with that. He told Mr. Cottrell that some people had character here tonight, some people have been gracious in victory and some have been gracious in defeat. He then told Mr. Cottrell that he is lacking in character. Mr. Cottrell stated that if he ran into Mr. Schubert and Mr. Allmann he would say it is okay they fought their fight and it's all over, but should we have to ignore all the slime, smears and slander. He then told Mr. Reilly that if that all he has to say it is because of his lack of tenure of this Committee.

---

**DAN GROSS, 18 POINTE CIRCLE:** He congratulated Mayor Kafton and Deputy Mayor Giblin on their victory and stated that it is well deserved. He went on to ask about Ordinance 39-03, which was on the agenda tonight for first reading? Attorney Starkey explained that this was a recommendation by the Township Planner. When the zoning was changed there was an inadvertent deletion and this is to reinstate it. There are some people that were built in the R-9, R-15 and R-20 and now everything is a minimum of 3 acres throughout the township. If those people come in and want to install a pool and if they are subject to the set-back requirements of the 3 acre minimum they wouldn't have enough room in their yard for a pool. This will grandfather those people so they can use those former setback provisions. It will apply only to existing residential homes and only to those who are grandfathered in. He then asked them to explain Resolution 523R-03 regarding the bonding because he came out with \$26 Million dollars. Attorney Starkey

explained that you don't add the figures up. The \$13 Million is the total and it includes the \$7 Million and \$5 Million. Mr. Gross went on to ask about Ordinance 40-03 regarding the salaries for next year. One of the issues that did come out of the change of government is the public's concern for cost of government. People were concerned about doubling the size of government because of the cost involved. He challenged this Committee to look at the compensation given to our part time public officials. He stated that it looked like the salary for the mayor went from \$8,000 to \$10,000 and for a Committeeman from \$7,500 to \$9,500. Mr. Gross asked why our public officials are getting benefits for their part time positions? Committeeman Broderick explained that amount is minimum/maximum spreads and not the actual rate. There is a minimum increase every year of 2%. He later added that Committeeman receiving benefits has been going on for twenty years. Mr. Gross stated that twenty years ago benefits were cheap. He suggested that would be a good place to save some money for the township. Township Clerk Eden asked Mr. Gross if he had any more questions on the bond resolutions because Mr. Cantalupo and Mr. Fallon came back into the room. Mr. Gross then asked how the bonding works? Mayor Kafton stated that earlier in the meeting they spent a half hour on this and had a public hearing and that would have been the appropriate time to ask his questions. Deputy Mayor Giblin said he can explain these resolutions, the first one puts together and the second resolution re-issues new bonds. It takes all the outstanding bonds and lumps them all together and now you take that lump and advertise for a new bond to pay for it. There is a lower interest rate and no new monies. Mayor Kafton added that he hopes Mr. Gross is this efficient when it comes to the school board budget.

---

**NOEL SCHNEIDER, 28 WOODS EDGE DRIVE:** He explained that he is involved in Jackson Little League and he had a question about acquiring land for a new complex. He stated that he would direct his question to Mr. Giblin because he spoke to him a few weeks ago and he attends some of the board meetings. He stated that he wanted to make sure they were on the same page regarding a Jackson resident who wanted to sell his land (70 acres). He asked if that is a road they are looking to proceed down in the near future? Deputy Mayor Giblin explained that with any land acquisition you don't want to tip your hand on which way you are going to go because that could have a big impact on the price you are going to pay for that land. He said they are always looking to pursue land that they can use for open space or recreational use or to prevent additional housing in the community. Attorney Starkey added that regarding a land acquisition you are prohibited by law from talking about it until you decide to make them. He added that if anyone is willing to sell land to the township they should give the township that information and they have an open space consultant who will meet with the owner to discuss it.

---

**MIKE BRUNING, 12 POINTE CIRCLE:** He asked why they would consider benefits for first aid volunteers? He later asked how they would decide on this? Deputy Mayor Giblin stated that it is not benefits it allows them to participate in a pension system. He believes that the cost is quite minimal, but he doesn't really know much about it. This could be a question put on the ballot next November and the taxpayers would vote whether they want to fund this. This would encourage more participation in the volunteer services. Attorney Starkey stated that this Committee could not authorize that, but they can authorize a question being put on the ballot. Administrator Kennedy explained that throughout New Jersey municipalities, as well as Jackson, are having a serious problem in getting volunteers. This is being done as an incentive to increase the number of volunteers. LOSAP isn't the only program being offered, there are places that are offering volunteers a reduction in their driver license, registration fee, college credits, etc.

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

**MAYOR KAFTON:** He thanked the PLE students from the high school who came out and helped with the campaigns on both sides this year.

---

**DISCUSSION AGENDA:****RE: KIERYCH MEMORIAL FIRE HOUSE**

**COMMITTEEMAN BRODERICK:** He explained that last week there was a question raised about the liability of providing the Kierych/Larson fire companies with small parcels of land that the township owns. This is so they can build their ultra modern facility, that is being paid for strictly by their funding mechanisms and no effect on the township. They just wanted a commitment from this Committee to donate the land to them. There was also a question raised on the dias of whether the Larson Road firehouse was up for sale because the Committee was considering the possible purchase for a recreation center. He stated that the fire company is owned specifically by the members of the fire company. It is not owned by the town or fire commissioners. All the firemen purchased part of that facility and they own it. It is not up for sale and it meets the requirements of the 1 ½ sq. mile radius they have to be in, so they can provide the safety net they feel necessary to generate for the public. Mayor Kafton stated that he doesn't have a problem with the donation of the land, but he would like to see some plans going forth before we do the actual donation of the property. Deputy Mayor Giblin suggested that they wait until they have a full Committee before they make this decision because Committeeman Grisanti was the one who had the question regarding the Larson Road firehouse. Committeeman Reilly wanted to make sure he understood that the people in that fire district would be the ones who would foot the bill for this? Committeeman Broderick explained that they already have \$65,000. Committeeman Broderick for the public's edification explained that the Kierych Firehouse will not close it will be manned and they will have one unit in that firehouse. The new one on Brewers Bridge Road will have four or five units.

**CONCLUSION:** This will be placed on the discussion agenda for the next meeting on November 24<sup>h</sup> because they would like to have a full Committee before they make this decision.

**RE: CUSTOM ESTATES – LETTER OF CREDIT**

**TOWNSHIP CLERK EDEN:** She was in receipt of a letter forwarded by Ernie Peters regarding Custom Estates. She stated that she doubts it was the intentions of the developer to allow the township to utilize the monies in their Letter of Credit to complete the improvements to Bates Road. There was no Resolution done and the bonding company is now stating that they will not re-issue the letter of credit beyond January 20, 2004. Deputy Mayor Giblin asked if Bates Road could be paved with this amount of money? He believes there was an estimate for \$14,000. Attorney Starkey stated that CME had given an estimate of \$15,000 to finish it. The letter of credit is in the amount of \$17,000 and he believes this is an easy one because it is a bank. You can draw down on the letter of credit by just bringing it in. You can get the money and fund the pavement of the road. Dan Burke (inaudible).

**CONCLUSION:** Township Clerk Eden will do a Resolution that will be placed on the agenda on November 24, 2003.

**RON GERARD, 14 RYE COURT:** He asked if what was going on with the firehouse over by Johnson Park? He later asked if there is going to be a rescue squad in there? Mayor Kafton explained that the fire department is looking to build another site on the other side of Brewers Bridge Road. They own some land there and the township owns some land behind it. They have requested the town to donate the land behind it so they can build their new facility. They will maintain the facility at Kierych Drive with a minimal amount of equipment. Committeeman Broderick explained that the fire commissioners have no problem with that, but it probably won't be for three or four years. Mayor Kafton stated that they would make sure that there is an ambulance station over in that area because they fought very hard to get one there.

**MOTION TO ADJOURN BY: BRODERICK**

**MOTION SECONDED BY: GIBLIN**

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

**ABSENT: GRISANTI**

**9:15 PM**

**RESPECTFULLY SUBMITTED,**

---

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

**AME/tvc**