

**ON TUESDAY, FEBRUARY 22, 2011, AT 6:30 P.M., THE JACKSON
TOWNSHIP COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

PLEDGE OF ALLEGIANCE

ROLL CALL:

**COUNCILMAN KAFTON (absent)
COUNCILWOMAN RIVERE
COUNCILWOMAN UPDEGRAVE
COUNCIL PRESIDENT MARTIN
COUNCIL PRESIDENT BRESSI**

**ATTORNEY CIPRIANI
TOWNSHIP CLERK EDEN**

ALSO IN ATTENDANCE:

**ADMINISTRATOR JOEY TORRES (7:10 P.M.)
THOMAS MONAHAN, ESQ. (GILMORE & MONAHAN)
PETER VANDYKE (MEL)**

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 Council has been advertised in the manner prescribed by law. This statement shall be entered into the Minutes of this meeting.

RESOLUTION NUMBER: 079R-11

**TITLE: RESOLUTION FOR EXECUTIVE SESSION TO AUTHORIZE
TOWNSHIP COUNCIL TO ENTER INTO CLOSED DISCUSSIONS
CONCERNING MATTERS AS NOTED BELOW**

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council 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/Professionals:
 - b) Litigation/Potential Litigation: Update – Olejarz vs Township of Jackson. Leigh vs. Twp of Jackson. Reina vs. Twp. of Jackson
 - c) Potential Land Sale/Land Acquisition: Land Donation to Green Acres.
 - d) Contracts/Agreements:
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

7:30 PM CONVENE PUBLIC MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

ROLL CALL

COUNCILMAN KAFTON (absent)
COUNCILWOMAN RIVERE
COUNCILWOMAN UPDEGRAVE
COUNCIL VICE PRESIDENT BRESSI
COUNCIL PRESIDENT MARTIN

ATTORNEY JEAN CIPRIANI
TOWNSHIP CLERK EDEN

ALSO IN ATTENDANCE ADMINISTRATOR TORRES
(Mayor Reina not in attendance)

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 Council has been advertised in the manner prescribed by law. This statement shall be entered into the Minutes of this meeting.

PROCLAMATIONS:

READ ACROSS AMERICA – Mr. Torres presented this proclamation on behalf of Mayor Reina.

PRESENTATIONS:

SCHOOL TEACHERS OF THE YEAR 2010-2011 – Council President Martin presented Certificates of Appreciation to the following teachers: Cathy Keller, Justine Behan, Robert Autenrieth, Michelle Gluchsnis, Carla Cucci, Robert D’Ambrosio, Sharon Knapp, Heather Forrest, Marilyn Coyle and Michele McCann. Marilyn Colye has been chosen as the Jackson District Teach of the Year and will be representing Jackson in the County Teacher of the Year competition.

COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:

COUNCILMAN KAFTON: absent

COUNCILWOMAN RIVERE: Acknowledged all the teachers this evening and all their hard work. Attended two meetings as Council liaison – one on shared services with the Board of Education and another (with Ken Bressi) and the Fire Districts who will explain the proposed ordinance on this evening’s agenda (if need be).

COUNCILWOMAN UPDEGRAVE: Thanked everyone for coming. She spoke about the tragedy (fire) at Jackson Greens and advised the public who was collecting donations and when. She also stressed the importance of the donations and give whatever you can.

COUNCIL VICE PRESIDENT BRESSI: Thanked all the teachers and has a great deal of respect for all of them and thanked everyone for coming.

COUNCIL PRESIDENT MARTIN: Thanked all the teachers a well and acknowledged their hard work and dedication and thanked everyone for coming.

ORDINANCES, SECOND READING:

ORDINANCE NO. 10-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 51, ENTITLED “DOGS AND ANIMALS”, ARTICLE III, ENTITLED “KENNELS; PET SHOPS”, SECTION 24 ENTITLED “APPLICATION FOR

LICENSE; FEE” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON

PUBLIC HEARING OPENED:

RANDOLPH KUBACZ – RAMBLIN ACRES KENNEL – stated that he read the ordinance and was confused about the procedures listed. He has applied for this year’s license as he has done so for the past twenty five years. When he re-applied in 2011 he was being bombarded with inspections (Board of health, Building Department, Fire Department). Clerk Eden stated that those agencies have always been involved in kennel licenses (that is nothing new). She noted that this ordinance addresses the fees only. All other procedures remain unchanged.

BILL ALEXANDER – 1000 FARMINGDALE ROAD – Stated he’s had a kennel in Jackson since 1967 and never had a problem until 2010 with the Ocean County Board of Health (due to lack of air & heat). Clerk Eden again stated that the language of this ordinance is exactly what it was a year ago, five years ago, etc.; the only difference here is the fee, that’s the only change.

JENN VAN SCHOICK – 363 WILLIAMS STREET (NOAH’S ARK) - asked why the fee was being raised from \$25.00 to \$100.00? Council President Martin stated that this is being done in order for the Department to be more self-sufficient. Clerk Eden also noted that this was at the request of the Animal Control Office.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

MOTION TO APPROVE ORDINANCE 10-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE

MOTION SECONDED BY: BRESSI

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

ORDINANCE NO. 10-11

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

SECTION 1. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 51 entitled “Dogs and Animals”, Article III entitled “Kennels; Pet Shops”, Section 24 entitled “Application for license; fee”, as follows:

SECTION 2. Chapter 51, Section 24 entitled “Application for license; fee” shall be deleted in its entirety and replaced with the following:

§ 51-24 – Application for license; fee:

Application for licenses shall be made to the Township Clerk. Said application shall include the correct name and address of the applicant; a description of the nature of the business to be conducted; the address where the business will be conducted, and a description of the building or buildings in which it will be housed. Upon receipt of said application, the Clerk shall forward a copy of the same immediately to the Township Board of Health for its report and recommendation. If the Board of Health reports that the business is not likely to violate any applicable ordinances, rules or regulations dealing with public health or prohibiting nuisances, the Clerk shall issue the license upon payment to the Office of the Municipal Clerk of a yearly license fee of \$100. This license shall expire on the first day of February of each year and shall be renewed prior to that

time. No application for such a license shall be accepted by the Township Clerk until such time as the applicant has received variance approval, if required, or such other approval, if required, from the Zoning Board of Adjustment, Planning Board or such other board of the Township of Jackson pursuant to Chapter 109 or such other provisions of the Jackson Code as may be applicable.

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

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law and in accordance with N.J.S.A. 40:69A-181(b).

DATE:

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **February 8, 2011** and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **22nd day of February, 2011**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

ANN MARIE EDEN, RMC
Township Clerk

ORDINANCE 11-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND AND SUPPLEMENT CHAPTER 61, ENTITLED “FIRE PREVENTION”

PUBLIC HEARING OPENED:

NO ONE CAME FORWARD

MOTION TO CLOSE PUBLIC HEARING BY: BRESSI

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

MOTION TO APPROVE ORDINANCE 11-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

ORDINANCE NO. 11-11

BE IT ORDAINED by the Mayor and Township Council of the Township of Jackson, County of Ocean, and State of New Jersey, as follows:

SECTION 1. The Township Code of the Township of Jackson, is hereby amended and supplemented so as delete the current Chapter 61, entitled “Fire Prevention,” in its entirety, and replace it with a new Chapter 61, entitled “Fire Prevention,” which shall read as follows:

Chapter 61

FIRE PREVENTION

ARTICLE I

Administration and Enforcement

§ 61-1. Adoption of Code and amendments and supplements thereto.

Pursuant to the State of New Jersey Uniform Fire Safety Act, N.J.S.A. 52:27D-192 et seq., the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1 et seq., shall be enforced locally in the Township of Jackson in accordance with N.J.A.C. 5:70-1 et seq. The Township shall recognize and hereby adopt the standards of the International Fire Code, New Jersey Edition, and the National Fire Protection Association Code, and supplements and amendments thereto, which the Fire Bureaus may refer to in the enforcement of this ordinance.

§ 61-2. Local enforcement and duties.

- A. Pursuant to Section 11 of the State of New Jersey Uniform Fire Safety Act, the New Jersey Uniform Fire Code (hereinafter “NJUFC”) shall be enforced locally within the Township of Jackson.
- B. The Local Enforcing Agencies (hereinafter “LEA”) shall enforce the NJUFC, and the codes and regulations adopted pursuant thereto, in all buildings, structures and premises within established boundaries of the Township of Jackson, other than owner-occupied one- and two-family dwellings, and shall faithfully comply with the requirements of the NJUFC.

§ 61-3. Agency designation and organization.

- A. The LEAs established by this chapter shall be under the direct supervision and control of the Fire Official, who shall serve as the Chief Administrator and Code Official for said agency. Such funds as may be necessary to support the operation of the Fire Bureaus shall be paid from the budgets of the Board of Fire Commissioners having jurisdiction.
- B. The LEA located within the geographic boundaries established by ordinance for Fire Districts No. 1 and No. 3 shall be the Board of Fire Commissioners of Fire District No. 3, which shall operate the Bureau of Fire Safety Fire District No. 1 and 3, which is hereby created to enforce the NJUFC within the respective geographic boundaries of those districts. The Fire Official for Fire District No. 1 and 3 shall report to the Board of Fire Commissioners of Fire District No. 3.
- C. The LEA located within the geographic boundaries of Fire District No. 2, as established by ordinance, shall be the Board of Fire Commissioners of District No. 2, which shall operate the Bureau of Fire Prevention Fire District No. 2, which is hereby created to enforce

the NJUFC within the respective geographic boundaries of Fire District No. 2. The Fire Official for Fire District No. 2 shall report to the Board of Fire Commissioners of Fire District No. 2.

- D. The LEA located within the geographic boundaries for Fire District No. 4, as established by ordinance, shall be the Board of Fire Commissioners of District No. 4, which shall operate the Bureau of Fire Prevention Fire District No. 4, which is hereby created to enforce the NJUFC within the respective geographic boundaries of Fire District No. 4. The Fire Official for Fire District No. 4 shall report to the Board of Fire Commissioners of Fire District No. 4.

§ 61-4. Appointments.

- A. Fire Official appointments.
 - 1. The LEA for Fire District No. 1 and 3 shall be under the direct supervision of a Fire Official appointed by the Board of Fire Commissioners of Fire District No. 3, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
 - 2. The LEA for Fire District No. 2 shall be under the direct supervision of a Fire Official appointed by the Board of Fire Commissioners of Fire District No. 2, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
 - 3. The LEA for Fire District No. 4 shall be under the direction supervision of a Fire Official appointed by the Board of Fire Commissioners of Fire District No. 4, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
- B. Fire Inspectors and other employees assigned to an LEA shall be appointed by the Board of Fire Commissioners having jurisdiction, upon the recommendation of the Fire Official, and shall report to the Fire Official for day to day operation of assignments, pursuant to the NJUFC, and in accordance with the New Jersey State Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
- C. Term of office. The appointment of the Fire Official is permanent, subject to New Jersey State Department of Personnel Rules and Regulations.
- D. Removal from office. The Fire Official, inspectors and other employees of the LEA, shall be removed for inefficiency, misconduct or failure to perform duties, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes. Each person so removed shall be afforded an opportunity to be heard by the appointing authority, consistent with recognized standards of due process.

ARTICLE II

General Provisions

§ 61-5. Regulations.

The following fire prevention regulations shall be applicable within the Township of Jackson:

- A. Fire apparatus obstruction. It shall be unlawful to attempt, conspire, hamper, obstruct, restrict, block or fail to yield to, the path of travel of any fire emergency vehicle, in any way, operating during a fire or emergency.
- B. Compliance order. A person shall not willfully fail or refuse to comply with the order or direction of a firefighter, or interfere with the compliance attempts of another individual, during a fire or emergency.
- C. Fire hose. A vehicle shall not be driven or propelled over any unprotected fire hose of a fire company when laid down on any street, or any other vehicular roadway, without the consent of the fire officer in command.
- D. Street closure. A person, or persons, shall not erect, construct, place, or maintain any fences, gates, chains, bars, pipes, wood or metal horses, or any other type of obstruction, on any street without permission from the Fire Official and the Chief of Police. The word "street," as used in this chapter, shall mean any roadway accessible to the public for vehicular traffic, including, but not limited to, private streets or access lanes, as well as all public streets and highways within the boundaries of the Township of Jackson. The Fire Official shall notify the fire department upon approval.
- E. Combustion engine storage. No person shall store or park, or cause to store or park, any internal combustion vehicle, including, but not limited to, those commonly known as "motorcycle," "moped," "go-cart," "dirt bike," "lawn mower," "snow blower," etc., in or on any apartment unit porch, balcony, covered patio area, entrance, exit, or any other private area of an apartment or multi dwelling unit.
- F. Building identification. New and existing commercial and multi-family buildings shall display approved address numbers and building numbers, a minimum of eight (8") inches in height, as described in Jackson Township Code § 91-27, entitled "Installation and Display of Numerals." In addition, all commercial buildings which contain multiple exit doors shall label rear exterior exit door with the name of the business and unit number in not less than four (4") inch minimum, stroke of 0.5 inch, reflective letters, as per minimum requirements of the NJUFC.
- G. Emergency lock key box and gates. Emergency lock key boxes shall be installed in all buildings, with the exception of owner occupied one- and two-family dwellings, that are protected by a fire suppression system and fire alarm for life safety and firefighting purposes, or all other areas required by the Fire Official, in accordance with the NJUFC, Chapter 5, Section 506. Keys required would include a master key, boiler room, sprinkler controls and room, electrical rooms, elevator and elevator control rooms, chlorine rooms, fire alarm panel and room, roof access panels, fence gate, detectors and sprinkler heads, door codes, and other locked areas or emergency documents of the premises required by the Fire Official. The Fire Official shall require, as deemed necessary, an emergency key padlock or key box for fences, gates, or barricades for emergency access.
- H. Building evacuation. It shall be a violation of this article for any person, manager, firm, corporation, owner, tenant, or person responsible for a given structure or premises, to fail to immediately notify the fire department and immediately evacuate the entire structure when, and if, the following conditions are present: fire

alarm is activated, smoke in the structure, an explosion has occurred, there is a fire in the structure, any fire protection system is activated, any hazardous or flammable material is spilled or leaked, or upon the order of the Chief, Fire Official or Incident Commander.

- I. Building evacuation action plan. Fire safety evacuation and emergency action plans shall be prepared, as set forth in the NJUFC, Chapter 4, Emergency Planning and Preparedness. The fire safety evacuation and emergency action plans shall be approved by the Fire Official, and shall be distributed by the owner to all tenants and employees. The evacuation plan shall be conspicuously posted on every floor and in each tenant space, for the occupant's use. The fire safety evacuation and emergency action plans shall be maintained to reflect changes in the use and physical arrangement of the building. If an emergency action plan assigns employees with specific responsibilities in areas such as evacuation coordination, fire fighting, or material leak and spill handling, the employer shall provide a minimum of annual training sessions to prepare the employee for such activities.
- J. Open burning. A person shall not kindle, maintain, or authorize to be kindled or maintained, any open burning, unless in accordance with the NJUFC, Chapter 3, Section 307, Open Burning and Recreational Fires. Recreation fire burning contains material other than rubbish where the fuel being burned is not contained in an incinerator, outdoor fireplace, barbeque grill or pit having a total fuel area of three (3') feet or less in diameter and two (2') feet or less in height, for pleasure, ceremonial, cooking, warmth, or similar purpose. Additionally, a person shall not conduct agricultural burnings unless they are conducted in compliance with a valid permit issued by the New Jersey State Forest Fire Service Department of Environmental Protection.
- K. False fire alarm. Any property containing a fire protection alarm system shall not have activated more than three (3) false fire alarms within a thirty (30) day period. Violation is subject to the fines and penalties outlined in § 61-15(B) below.

A "false fire alarm" shall be defined as either a signal, message or warning transmitted to the Township's fire communications central dispatch indicating a fire condition, or the emission of an audible, visual or electronic transmission of any signal, message or warning intended to summon the services of Township fire fighting personnel or apparatus, which signal, message, or warning is activated by a cause other than one for which the transmitting system is specifically designed to respond, at a time when no fire exists. The alarm shall not be considered false if caused by a power or telephone line interruption.

- L. Fire protection system maintenance. Every commercial building or occupancy having fire protection equipment shall have an annual certification performed on its fire protection system and fire extinguishers by a licensed agency registered with the State of New Jersey Department of Community Affairs (hereinafter "DCA"). Every commercial building or occupancy having a kitchen suppression system shall have a six (6) month certification performed by a licensed agency registered with the DCA. Said certification shall be posted, and a copy shall be made available to the LEA at time of fire inspection.
- M. Fire protection system impaired. When a fire protection system is out of service, the fire department and the fire code official shall be

immediately notified and, if the fire code official determines that an imminent hazard exists pursuant to N.J.A.C. 5:70-2.16, the building shall either be evacuated in accordance with N.J.A.C. 5:70-2.17, or an approved fire watch shall be provided for all occupants left unprotected by the shutdown until the fire protection system has been returned to service. Fire watch shall be provided with at least one (1) approved means of notification of the fire department, and their only duty shall be to perform constant patrols of the protected premises and keep watch for fires.

- N. Fire watch conditions and standby personnel.
- (1) A fire watch is initiated by the fire department as a temporary measure to ensure continuous and systematic surveillance of a building, or portion thereof, by one (1) or more qualified individuals for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire, and notifying the fire department. Where conditions exist that are deemed an imminent hazard, or hazardous to life and property by the Fire Official, fire department standby crews shall be deemed as necessary by the Fire Official for the following, but not limited to, conditions:
 - (a) Any building occupied with impaired fire protection systems.
 - (b) Buildings, rooms, or public venues exceeding the occupant load.
 - (c) Situations where fire load is greater than normal day-to-day operations.
 - (d) As deemed by the Fire Official.
 - (2) A Firefighter Standby Fee shall be paid by the owner of the building or company hosting a public venue. Fire Department Standby Fees shall be as follows:
 - (a) Fire pumper: \$135.00 per hour
 - (b) Firefighter: \$35.00 each per hour
- O. Construction. All construction requiring a Uniform Construction Code (hereinafter "UCC") permit, shall comply with the requirements of N.J.A.C. 5:70-3.2(a), Section 1401, Fire Safety during Construction and Demolition of the NJUFC.
- P. Place of assembly fire exit announcement. In places of assembly with occupant loads of fifty (50) and over, such as theaters, auditoriums, multi-purpose rooms, or similar occupancies used for non-continuance programs, an audible announcement by the venue host, or by recorded announcement, shall be made not more than ten (10) minutes prior to the start of each program, to notify the occupants of the location of the exits to be used in the event of a fire or emergency.
- Q. Strobe light display over FDC connections. A strobe light shall be installed over any fire department connections in buildings with fire alarm systems. This requirement shall take effect two (2) years from enactment of this ordinance.

§ 61-6. Fire hydrants, appliances and drafting location.

- A. No person shall, at any time, park a motor vehicle or obstruction within a ten (10') foot perimeter of a fire hydrant, or obstruct a fire drafting site, or fire department connection/appliance. The LEA and/or its designated agents are authorized to tow motor vehicles and remove obstructions at their discretion.
- B. No person shall conceal, cover, paint, or disguise any fire hydrant. Commercial property owners shall keep clear, at all times, a ten (10') foot perimeter around fire hydrants, and shall not allow snow, brush, bushes, grass, flowers or trees to encroach or conceal a fire hydrant, or hamper the ability of the fire department to access a fire hydrant.
- C. The Jackson Municipal Utilities Authority (hereinafter "JTMUA") shall maintain all fire hydrants, both public and private, in accordance with JTMUA regulations and the Shared Services Agreement with the fire districts with regard to AWWA standards, ISO installation, maintenance and water flow testing, annual written reports, and NFPA paint schedule.
- D. All new fire hydrant systems shall have a five (5") inch storz connection installed on the main valve opening (steamer side of the fire hydrant), along with cap and cable.
- E. All new fire sprinkler department connections (hereinafter "FDC") shall have a five (5") inch storz connection, along with a forty-five (45°) degree elbow, stainless steel screen, cap and cable.

§ 61-7. Fire lane/zones, loading zones, gates and driveways.

- A. The Fire Official shall require and designate public or private fire lanes or zones, as deemed necessary, for the efficient use of fire apparatus access for fire fighting, egress of occupants, or whenever it is deemed necessary for public safety to ensure fire equipment and other emergency vehicles unobstructed means of ingress and egress to properties and buildings, fire hydrants, fire drafting sites, and fire department connections in case of fire or emergency.
- B. The Fire Official, LEAs, Board of Fire Commissioners, and/or their designated agents, are further authorized to regulate, restrict and prohibit parking or obstructions that may affect public safety or the ability to fight or control fires. They shall impose regulations necessary to ensure that such areas are free from obstructions, and shall have concurrent jurisdiction to enforce the provisions of this chapter, and are authorized to issue violations, tow motor vehicles and remove obstructions, parked or standing.
- C. No person shall, at any time, park a motor vehicle or obstruct a fire lane/zone, loading zones, or driveway, affecting the ability to fight or control fires. The Fire Official of the LEA, and/or designated agents, are authorized to issue summons, tow motor vehicles, and remove obstructions from any fire lane/zone, loading zone, driveway, and fire area or drafting location. If, at any time, due to weather conditions, vandalism or any extenuating circumstances, fire lane/zone or loading zone signs or surface markings are not visible, the remaining markings or signs visible shall be deemed sufficient to provide notice of the existence of such fire lane/zone or loading zone. All signs and ground marking shall be legible at all times and shall be provided, erected and maintained by the owner or operator of the property, in conformance with the provisions of this chapter.

- D. Gates, chains, or other methods utilized to prevent unauthorized access to fire lanes shall be approved by the Fire Official prior to installation.
- E. Specifications for fire lanes/zones.
 - (1) Fire lane or zone signs shall be erected with the bottom of the sign not less than six (6') feet above the ground, twelve (12") inches wide by eighteen (18") inches in length, with a white reflective aluminum background with a red border, and a minimum of three (3") inch size reflective red letters labeled "NO" on the first line, three (3") inch size reflective red letters labeled "PARKING" on the second line, two (2") inch size reflective red letters labeled "FIRE" on the third line, and two (2") inch size reflective red letters labeled "LANE" or "ZONE" on the fourth line. Spacing of the signs shall be even, with one (1) sign facing the direction of travel, or alternate direction of travel, for a maximum distance of one hundred (100') feet per sign or as ordered by the Fire Official.
 - (2) Fire lane ground marking shall be a minimum of twenty (20') feet wide and labeled "NO PARKING FIRE LANE," bordered by a four (4") inch wide yellow stripe on both sides, with approved New Jersey Department of Transportation standard traffic yellow paint. The wording shall face the direction of travel, or alternate direction of travel, for a maximum distance of every one hundred (100') feet on paved surface, or as ordered by the Fire Official. The lettering shall be legible, and the letter size shall be a minimum of twenty-four (24") inches high and four (4") inch stroke.
 - 3. Fire zone ground marking shall be a minimum of twelve (12') feet wide and ten (10') feet in length, posted with a fire zone sign and ground marking labeled "FIRE ZONE," bordered by a four (4") inch wide yellow stripe and diagonal stripes with approved New Jersey Department of Transportation standard traffic yellow paint lettered legible on a paved surface. The lettering shall be a minimum of twenty-four (24") inches high and four (4") inch stroke. Two crash posts shall be installed, if required, by the Fire Official and constructed of steel not less than four (4") inches in diameter, concrete filled and painted yellow. The posts shall be spaced not more than four (4') feet six (6") inches between posts on center, set not less than three (3') feet six (6") inches deep in a concrete footing of not less than eighteen (18") inches in diameter. The top of the posts shall not be less than three (3') feet above ground.
 - 4. Pre-existing unpaved fire access roadways installed on public or private property shall be subject to the approval of the Fire Official. Signs and markings shall be provided, as required by the Fire Official.

ARTICLE III

Administration and Enforcement of State Standards

§ 61-8. Registration.

- A. Registration form. Every owner or tenant/occupant subject to this chapter shall file for a certification of registration with the LEA, using forms provided by the LEA. The application shall include, but not be limited to, the name, address and telephone number of the applicant;

name, address and telephone number of the business; owners of the business; description of the business; and the name, address and telephone number of the person responsible for the business.

- B. Registration fee. Every owner or tenant/occupant subject to this chapter shall pay to the LEA an annual registration fee in the amount specified in this chapter. Said annual registration fee shall be paid by the date specified on the invoice, within thirty (30) days of mailing.
- C. Penalty. Failure to file or pay life hazard or non-life hazard registration applications after being ordered to do so are subject to the penalty in accordance with the NJUFC, N.J.A.C. 5:70-3, 2-12.8.

§ 61-9. Life hazard uses inspections and fees.

The LEAs, as established in this chapter, shall carry out the periodic inspections of life hazard uses required by the NJUFC on behalf of the Commissioner of the New Jersey Department of Community Affairs.

§ 61-10. Non-life hazard inspections and fees.

- A. In addition to the life hazard use inspections and fee required pursuant to the NJUFC and the regulations of the DCA, all business, mercantile, storage, factory, industrial, or other uses defined in accordance with the New Jersey edition of the International Building Code and the NJUFC which are classified as non-life hazard uses, other than those that are incidental or auxiliary to the agricultural use of farm property, shall be registered locally, with fee, and inspected annually as required.
- B. Where more than one (1) additional use exists under one (1) ownership at a given location, the highest use shall be registered at full fee, and the subsequent use at one-half (1/2) of the scheduled fee per building.
- C. Where (2) or more of the same use, or different uses, exist at the same building or premises, each one shall be considered as separate and distinct for the purpose of this article, and shall be registered pursuant thereto.
- D. All multiple-family townhomes and condominiums classified as R-5, as defined by the New Jersey Construction Code, shall be required to register with the Fire Bureau. Each building's common areas, including the grounds and parking lots, shall be inspected periodically, but not less than once every twelve (12) months. This is in addition to the five (5) year cyclical inspection conducted by the New Jersey Bureau of Housing.
- E. Common area inspections shall include, but not be limited to, fire protection systems, basements, laundry rooms, corridors, vestibules accessible to occupants, exterior property grounds, utilities, building maintenance, fire lanes and zones, and all other requirements set forth within the NJUFC.

§ 61-11. Non-life hazard registration fees.

<u>TYPE USE</u>	<u>BUILDINGS</u>	<u>REQUIRED FEE</u>
L	Under 500 square feet	\$60.00
M	501 to 1,499 square feet	\$80.00

N	1,500 to 2,499 square feet	\$85.00
O	2,500 to 3,499 square feet	\$155.00
P	3,500 to 4,999 square feet	\$160.00
Q	5,000 to 6,499 square feet	\$175.00
R	6,500 to 7,499 square feet	\$185.00
S	7,500 to 8,499 square feet	\$210.00
T	8,500 to 9,999 square feet	\$225.00
U	10,000 and above	\$275.00 + \$20.00 per additional 1,000 sq ft

COMMON AREA MULTI-FAMILY APARTMENTS COMPLEXES (R-2 Use Group)

MFA-1	1 to 100 apartment units	\$2.45 per unit
MFA-2	101 to 200 apartment units	\$2.55 per unit
MFA-3	201 to 250 apartment units	\$2.75 per unit

<u>TYPE</u>	<u>BUILDINGS</u>	<u>REQUIRED FEE</u>
<u>USE</u>		

COMMON AREA MULTI-FAMILY APARTMENTS COMPLEXES (R-2 Use Group) -- Continued

MFA-4	250 to 300 apartment units	\$3.00 per unit
MFA-5	301 to 349 apartment units	\$3.25 per unit
MFA-6	350 and above apartment units	\$3.50 per unit

COMMON AREA MULTI-FAMILY CONDOMINIUMS AND TOWN HOUSES (R-5 Use Groups)

MFC-1	1 to 4 buildings	\$100.00
MFC-2	5 to 9 buildings	\$200.00
MFC-3	10 to 14 buildings	\$300.00
MFC-4	15 to 19 buildings	\$400.00
MFC-5	20 and above buildings	\$500.00 plus \$10 per building over 20

COMMON AREA COMMERCIAL COMPLEXES

CAC-1	1 to 4 rental units	\$75.00
CAC-2	5 to 10 rental units	\$100.00
CAC-3	11 to 15 rental units	\$125.00
CAC-4	16 to 20 rental units	\$150.00
CAC-5	21 to 25 rental units	\$175.00
CAC-6	26 or over rental units	\$200.00

HOTELS AND MOTELS

HM-1	100 rooms or less (Non LHU)	\$225.00 initial \$5.00 per unit (\$200)
------	-----------------------------	--

CAMP GROUNDS

CG-1	Camp sites 1 to 20 sites	\$75.00
CG-2	Camp sites 21 to 30 sites	\$100.00
CG-3	Camp sites 31 to 40 sites	\$125.00
CG-4	Camp sites 41 and over	\$150.00

§ 61-12. Fire permits required and exemptions.

- A. Permits shall be obtained from the Fire Official having jurisdiction of the Fire District for any of those activities listed in N.J.A.C. 5:70-2.7 of the NJUFC, and any amendments, supplements, and rules and regulations thereto. Fees for these permits must be collected before a permit can be issued.
- B. All nonprofit organizations, municipal government and religious organizations shall be exempt from permit fees.
- C. Permit fees shall be as follows:
 - (1) Type 1: \$42.00
 - (2) Type 2: \$166.00
 - (3) Type 3: \$331.00
 - (4) Type 4: \$497.00

§ 61-13. Construction plan review.

- A. Plan review and submittal. Submission to the Fire Official having jurisdiction shall include any plans submitted to the Planning Board or Board of Adjustment for the development, construction or improvement of properties. The Fire Official shall submit requirements to the applicant and the Planning Board or Zoning Board of Adjustment prior to the applicant's board hearing. The Township's engineering firm, in conjunction with the Fire Official plan review requirements, shall conduct a site inspection before a permit is closed for compliance and issued a Certificate of Occupancy by the construction official.
- B. Plans submitted to the Fire Official shall include one (1) set of full construction plans that include building, fire, plumbing, mechanical, and utility drawings, and two (2) sets of site plan. Site plans shall include, but not be limited to, to-scale plans of the site, location and size of fire lanes, zones, water mains, drafting locations, fire hydrants, fire department connections exterior drives, fire protection equipment, doorways, use of rooms, high hazard materials, and utility controls.
- C. Any administrative approval by the Planning Board for alterations or additions to a previously approved site plan, shall be forwarded to the Fire Official for review, recommendations, and approval, prior to the Planning Board issuing their approval.
- D. Fire hydrants. The Fire Official having jurisdiction shall approve fire hydrant locations and quantity. At a minimum, hydrants shall be spaced so that the traveled distance between hydrants does not exceed five hundred (500) linear feet. Fire hydrants shall comply with JTMUA rules and regulations. Fire hydrant barrels shall be painted silver, and the cap and bonnet shall comply with NFPA standards

based on water flow. Fire hydrants located on dry water systems shall be entirely painted black.

- E. Site or subdivision plan fee. Each applicant shall pay the following fees to the Bureau of Fire Safety for review of any site or subdivision plans:
 - (1) Initial review of any site or subdivision plan: \$75.00.
 - (2) Review of any resubmitted site or subdivision plan, payable upon resubmission: \$35.00.
 - (3) Variance site plan review: \$25.00.

§ 61-14. Violations and penalties.

- A. All penalties under the NJUFC shall be adopted for the purpose of enforcing this chapter, except those penalties imposed hereinafter for violations of this chapter which are not included within the NJUFC.
- B. False fire alarm. The Fire Official may assess penalties for violations of § 61-5(K) herein as follows:
 - (1) Three false fire alarms within a thirty (30) day period: \$100.00.
 - (2) Fifth and subsequent false fire alarms within one (1) calendar year: \$200.00 per occurrence, in addition to remedies available within the NJUFC and the UCC.
- C. Obstruction penalty. Any person who shall violate §§ 61-6(A), 61-6(B) or 61-7(C), as listed herein, shall be punished by a fine of not less than fifty (\$50.00) or more than two hundred fifty (\$250.00) dollars and may, at the discretion of the code official charged with enforcement of this regulation, tow a vehicle, or otherwise remove the obstruction or property. The cost of removal, towing and storage shall be charged to the owner of the vehicle or property, and shall be paid prior to the release of said vehicle or property.
- D. Any person or corporation who shall violate any other provision of the NJUFC, or fails to comply therewith, or shall violate or fail to comply with an order made hereunder, shall be punished by a fine of not more than two thousand (\$2,000.00) dollars, or by imprisonment of not more than ninety (90) days, or both, at the discretion of the court before which such conviction is held by civil action summary proceeding under the Penalty Enforcement Law in Municipal Court.

§ 61-15. Board of Appeals.

Pursuant to the New Jersey Uniform Fire Safety Act, any person aggrieved by an order of the LEA shall have the right to appeal to the Ocean County Construction Board of Appeals, in accordance with N.J.A.C. 5:70-2.19, entitled Appeals.

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

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of

competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law.

DATE:

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **February 8, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **22nd day of February 2011**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

Councilman Martin expressed his thanks to Councilwoman Rivere and Council Vice President Bressi for working on this project with the Fire Districts.

ORDINANCES, FIRST READING

ORDINANCE 12-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND CHAPTER 46A ENTITLED “CHARITABLE CLOTHING BINS”

**MOTION TO APPROVE ORDINANCE 10 -11 ON FIRST READING,
ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON MARCH 8, 2011 BY: BRESSI
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON**

ORDINANCE 12-11

BE IT ORDAINED by the Mayor and Township Council of the Township of Jackson, County of Ocean, and State of New Jersey, as follows:

SECTION 1. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 46A, entitled “Charitable Clothing Bins” § 46A-3, entitled “Permit Fee”, so as to create a subsection 46A-3.1 entitled “Late Fees”, which shall read in its entirety as follows:

§ 46A-3.1. Late Fees.

- a. Any person or organization applying for a renewal after January 31st shall be assessed an additional ten dollar (\$10.00) late fee for each charitable bin permit.

b. Any person or organization applying for a renewal after February 28th shall be assessed an additional fifteen dollar (\$15.00) late fee for each charitable bin permit.

c. Failure to obtain a renewal permit on or before March 31st shall constitute a violation of this chapter and subject the violator to penalties in accordance with Section 46A-9.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **February 22, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **8th day of March, 2011**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Ann Marie Eden, RMC
Township Clerk

PUBLIC COMMENT OPENED, RESOLUTIONS ONLY:

GARRY BLACK, 76 LEWIS LANE – questioned Resolution 096R-11 and he is all for the LED lighting. Will there be a cost savings? Council President Martin replied that we need to start the process through the grant which covers all costs for retro fitting the lights.

PAUL MAYEROWITZ, 91 CYPRESS POINT LANE – questioned Resolution 083R-11 “Contract Amendment with SOA”. There is no Amendment on the bulletin board and asked what it is exactly. Mr. Torres stated this resolution should have been done last year (as previously agreed to) and touches on hours works and over time. Council President Martin read the Amendment for the public’s clarification. Mr. Mayerowitz asked what is the benefit to the Township. Ms. Cipriani explained the scheduling/changing of the shifts/ hours for the Superior Officers is on a trial basis (pilot program) to determine the cost savings.

JACK SIEDLER, PRESIDENT SOA – explained this amendment changed the work hours for the Superior Officers to confirm with those of rank and file Police Officers which were changed back in August and should minimize overtime in certain areas and went on to identify other minor changes in the Amendment.

GARRY BLACK, 76 LEWIS LANE – thanked the P.D. for saving us some money.

GENE DAVIS, 6 LLEWELLYN COURT – questioned Resolutions 068R-11 and 088R-11 as they do not identify where the short fall is. Clerk Eden responded that the attachments to the resolutions should be on the bulletin board unless someone removed them. Council President Martin responded to Mr. Davis inquiry.

**MOTION TO CLOSE PUBLIC COMMENT, RESOLUTIONS ONLY BY:
BRESSI**

MOTION SECONDED BY: RIVERE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

RESOLUTION 068R-11

**TITLE: TO AMEND 2010 BUDGET- TRANSFER RESOLUTION #6
(TABLED FROM FEBRUARY 8, 2011)**

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: RIVERE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

**APPROPRIATION TRANSFERS DURING LAST TWO MONTHS
OF THE FISCAL YEAR OR THE FIRST THREE MONTHS OF THE CURRENT 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, or the first three months of the current 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 appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution 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 others have insufficient funding for the calendar year.

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

1. The following annexed transfer schedule (#6) for the 2010 Municipal Operating Budget of the Township of Jackson are hereby made for the above stated reasons:

**TOWNSHIP OF JACKSON
ANNEXED TRANSFER RESOLUTION
RESOLUTION #068R-11 - 2010 TRANSFER #6
MEETING February 8, 2011**

Dept. Code #	Description	Proposed Amounts	Sub-Totals
	TRANSFERS FROM (INSIDE CAPS):		
0-01-20-105-000-020	Human Resources-Other Expenses	(1,000.00)	
0-01-20-112-000-010	Office of the Mayor-Salary & Wages	(2,000.00)	
0-01-20-125-000-020	Elections-Other Expenses	(2,000.00)	
0-01-20-150-000-010	Assessment of Taxes-Salary & Wages	(2,000.00)	
0-01-25-281-000-020	Juvenile Conference Committee-Other Expenses	(25.00)	
0-01-26-313-000-020	Shade Tree Commission-Other Expenses	(25.00)	
	TOTAL TRANSFERS FROM (INSIDE CAPS)		<u>(7,050.00)</u>
	TRANSFERS TO (INSIDE CAPS):		
0-01-20-100-000-020	General Administration-Other Expenses	7,000.00	
0-01-25-281-000-010	Juvenile Conference Committee-Salary & Wages	25.00	
0-01-26-313-000-010	Shade Tree Commission-Salary & Wages	25.00	
	TOTAL TRANSFERS TO (INSIDE CAPS)		<u>7,050.00</u>
	NET BUDGETARY TRANSFERS (PROOF)		<u>0.00</u>

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: 2-22-11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

**RESOLUTION 084R-11
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO FRIENDSHIP, INC., OF THE PERFORMANCE BOND ISSUED FOR WOODS AT BELAIRE A/K/A BLOCK 96.01, LOTS 6 & 7.05**

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON**

WHEREAS, Friendship, Inc., has requested a release of the Performance Guarantee, which consists of \$56,517.23 in the form of Performance Bond #B21864563 issued by St. Paul Travelers Indemnity Company and a Cash Bond in the amount of \$6,279.69 pertaining to Woods at Belaire, a/k/a Block 96.01, Lots 6 & 7.05, Jackson Township; and

WHEREAS, Michael G. Miller of T&M Associates, has reviewed and approved the release of said performance bond in letter report dated February 7, 2011, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Guarantee, which consists of Performance Bond #B21864563 issued by St. Paul Travelers Indemnity Company in the amount of \$56,517.23 and a Cash Bond in the amount of \$6,279.69 heretofore posted with the Township may and hereby is released on the condition that the applicant:

1. Post a Maintenance Bond with the Township in the amount of \$23,732.03, subject to the review and approval of the Township Attorney. Said Maintenance Bond shall run for a period of two (2) years; and
2. This resolution of release is further contingent upon the applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.
3. Copies of this resolution to Administration, Finance, Applicant/Developer, Township Engineer, Jackson Board of Education Transportation Department, Attn: Dolores and the Department of Public Works, Attn: Connie Sidor.

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: 2/22/11

RESOLUTION 088R-11

TITLE: APPROVE CY 2010- TRANSFER RESOLUTION #7

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: BRESSI

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

**APPROPRIATION TRANSFERS DURING LAST TWO MONTHS
OF THE FISCAL YEAR OR THE FIRST THREE MONTHS OF THE CURRENT 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, or the first three months of the current 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 appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution 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 others have insufficient funding for the calendar year.

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

1. The following annexed transfer schedule (#7) for the 2010 Municipal Operating Budget of the Township of Jackson are hereby made for the above stated reasons:

Dept. Code #	Description	Proposed Amounts	Sub-Totals
TOWNSHIP OF JACKSON ANNEXED TRANSFER RESOLUTION RESOLUTION #088R-11, 2010 TRANSFER #7 MEETING February 22, 2011			
	TRANSFERS FROM (INSIDE CAPS):		
0-01-26-305-000-011	Solid Waste Recycling-S&W	(1,000.00)	
	TOTAL TRANSFERS FROM (INSIDE CAPS)		<u>(1,000.00)</u>
	TRANSFERS TO (INSIDE CAPS):		
0-01-26-305-000-020	Solid Waste Recycling-Other Expenses	1,000.00	
	TOTAL TRANSFERS TO (INSIDE CAPS)		<u>1,000.00</u>
	NET BUDGETARY TRANSFERS (PROOF)		<u>0.00</u>

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.
4. Copies of this resolution to the Administrator, Chief Financial Officer and Auditor.

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

DATED: 2/22/11

BILLS AND CLAIMS:

MOTION TO APPROVE BILLS AND CLAIMS BY: RIVERE

MOTION SECONDED BY: BRESSI

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSTAIN: UPDEGRAVE (DASTI & WINDING WAYS), MARTIN (JUAN BELLU & ASSOCIATES)

ABSENT: KAFTON

Councilwoman Rivere stated her concerns regarding the purchase of file folders for \$604.00 for Tax Assessor’s office as it seems like a lot of money (Page 10 of Bills and Claims). Council President Martin stated that they ordered 20 cases @ \$30/case. Council Vice President Bressi stated that most purchases are legitimate, however, should have better explanation on the bills and claims. Ms. Rivere then noted that on page 16

\$76,000.00 for salt? Mr. Torres responded yes and detailed the reasons for such cost. Councilwoman Updegrave questioned the refrigeration equipment. Mr. Torres explained that this refrigeration equipment is being used at the Senior Center (nutrition site) and we must meet health standards.

(Pages 22 to 28)

03/09/11
10:45:41

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 1

Range of Checking Accts: First to Last Range of Check Dates: 02/22/11 to 02/22/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check # Check Date Vendor Amount Paid Reconciled/Void Ref Number

CAPITAL
61272 02/22/11 TRE35 TREASURER STATE OF NJ 4,450.00 3821

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	1	0	0.00	4,450.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	0.00	4,450.00

CURRENT

84103	02/22/11	JAC15	JACKSON TOWNSHIP P/R ACCOUNT	686,626.23		3814
84104	02/22/11	ABO04	ABOVE THE REST AUTO GLASS LLC	235.00		3818
84105	02/22/11	AMP02	A.M./P.M. SERVICES	99.00		3818
84106	02/22/11	APP06	MELANIE S. APPELBY	900.00		3818
84107	02/22/11	ART06	SHERRY ARTZ	199.96		3818
84108	02/22/11	ASB01	ASBURY PARK PRESS, INC.	0.00	02/22/11 VOID	0
84109	02/22/11	ASB01	ASBURY PARK PRESS, INC.	924.00		3818
84110	02/22/11	BEL15	JUAN BELLU & ASSOC.	1,105.00		3818
84111	02/22/11	BG02	B & G ELEVATOR INC.	2,200.00		3818
84112	02/22/11	BOC02	JAMIE BOCCIA	349.93		3818
84113	02/22/11	BOU03	BOULDEN PUBLISHING	88.80		3818
84114	02/22/11	BUC09	BUCKET FILLERS, INC.	94.05		3818
84115	02/22/11	CDW01	CDW GOVERNMENT, INC.	861.47		3818
84116	02/22/11	CHE16	CHESTNUT ARBORICULTURAL &	3,506.25		3818
84117	02/22/11	CHI22	CHILDWORK/CHILDSPRAY	65.85		3818
84118	02/22/11	CIN02	CINTAS DOCUMENT MANAGMENT	175.00		3818
84119	02/22/11	CLA01	CLARK CATON HINTZ CORP.	2,538.44		3818
84120	02/22/11	CPR02	CPR SAVERS & FIRST AID SUPPLY	981.02		3818
84121	02/22/11	CRA05	CRAFT OIL CORPORATION	2,434.74		3818
84122	02/22/11	CRO17	CROSS COUNTRY	1,849.27		3818
84123	02/22/11	DIA13	DIAMOND COMMUNICATIONS, LLC	8,168.20		3818
84124	02/22/11	DID02	DIDAX	27.50		3818
84125	02/22/11	DOW01	DOWNS FORD, INCORPORATED	2,315.26		3818
84126	02/22/11	EAS14	EAST COAST EMERGENCY LIGHTING	193.16		3818
84127	02/22/11	EDW04	EDWARDS TIRE COMPANY, INC.	777.70		3818
84128	02/22/11	EJS01	E. J. SCHUSTERS, INC.	1,918.35		3818
84129	02/22/11	ERT01	THOMAS J. ERTLE & ASSOC. LLC	2,100.00		3818
84130	02/22/11	FAI04	MICHELE FAIMAN	11.70		3818
84131	02/22/11	FAL11	ERIN FALLON	199.96		3818
84132	02/22/11	FER18	LIZABETH FERULLO	249.95		3818
84133	02/22/11	FOS02	FOSTER & COMPANY, INC.	690.53		3818
84134	02/22/11	FOU04	FOUR SEASONS @METEDECONK LAKES	7,071.97		3818
84135	02/22/11	GAC01	STEFANIE GACHINEIRO	199.96		3818
84136	02/22/11	GAG04	MELITA GAGLIARDI	199.96		3818
84137	02/22/11	GAR36	GARY KUBIAK & SON ELECTRIC INC	976.00		3818
84138	02/22/11	GEN01	GENERAL CODE LLC	739.28		3818
84139	02/22/11	GEL02	GILMORE & MONAHAN, P.A.	0.00	02/22/11 VOID	0
84140	02/22/11	GEL02	GILMORE & MONAHAN, P.A.	35,822.55		3818
84141	02/22/11	GOV12	GOVDEALS, INC.	1,589.65		3818

03/09/11
10:45:41

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 2

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
84142	02/22/11	GPA01 GPANJ	32.00		3818
84143	02/22/11	HEA15 STEPHANIE HEALY	199.96		3818
84144	02/22/11	HES06 HESS CORPORATION	14,168.41		3818
84145	02/22/11	HIG08 MARIANNE HIGGINS	199.96		3818
84146	02/22/11	HDM08 THE HOME DEPOT	278.21		3818
84147	02/22/11	INT22 INTERNATIONAL SALT COMPANY	76,145.72		3818
84148	02/22/11	JAC12 JACKSON TWP. BOARD OF ED.	6,629,153.00		3818
84149	02/22/11	JAC13 JACKSON TWP.GENERAL TRUST FUND	21,279.00		3818
84150	02/22/11	JAC14 JACKSON TWP.MUN.UTILITIES AUTH	1,385.01		3818
84151	02/22/11	JAC20 JACKSON TWP. FIRST AID SQUAD	1,108.00		3818
84152	02/22/11	JAC60 JACKSON TWP.POLICE EXPLORER	995.72		3818
84153	02/22/11	JCP01 JERSEY CENTRAL POWER & LIGHT	131.93		3818
84154	02/22/11	JOH10 JOHNSON RESTAURANT EQUIP.,INC.	2,855.00		3818
84155	02/22/11	JOH41 GLENN & CONNIE JOHNSON	5,549.72		3818
84156	02/22/11	KEL20 JACQUELYN KELLER	249.95		3818
84157	02/22/11	LAK01 LAKEWOOD AUTO SUPPLY INC.	359.41		3818
84158	02/22/11	LAK08 LAKEWOOD ELECTRIC MOTOR	560.00		3818
84159	02/22/11	LAN31 CATHERINE LANGE	199.96		3818
84160	02/22/11	LAR06 KELLY LARSON	199.96		3818
84161	02/22/11	LAV01 LAVALLETTE HARDWARE SUPPLY	188.26		3818
84162	02/22/11	LOF01 ANTHONY & CAROLE LOFFREDO	947.50		3818
84163	02/22/11	LOT01 SUSAN LOTITO	825.00		3818
84164	02/22/11	MAJ04 MAJESTIC OIL CO.INC.	833.81		3818
84165	02/22/11	MAN31 LAUREN MANCINI	299.94		3818
84166	02/22/11	MAR17 MARCO PRODUCTS,INC.	273.49		3818
84167	02/22/11	MAZ04 MAZZA RECYCLING,INC.	11,147.88		3818
84168	02/22/11	MIT08 MITCHELL HUMPHREY & CO.	5,090.00		3818
84169	02/22/11	MON12 MOTCTA	75.00		3818
84170	02/22/11	MOT10 MOTOROLA	1,223.28		3818
84171	02/22/11	MRB01 MR. BOBS	187.50		3818
84172	02/22/11	NAP02 NAPCO/R.S.KNAPP CO.INC	341.54		3818
84173	02/22/11	NEK01 NEXTEL COMMUNICATIONS	2,536.10		3818
84174	02/22/11	NIM01 NIMCO,INC.	516.62		3818
84175	02/22/11	NJL01 NJLM	55.00		3818
84176	02/22/11	NJM03 NEW JERSEY NATURAL GAS	0.00	02/22/11 VOID	0
84177	02/22/11	NJM03 NEW JERSEY NATURAL GAS	8,636.36		3818
84178	02/22/11	NJS07 NEW JERSEY STATE SFTY CNCL INC	450.00		3818
84179	02/22/11	NJS19 NEW JERSEY SOCIETY OF	60.00		3818
84180	02/22/11	OCE33 O.C. EMERG. MNGMT. COOR. ASSN	25.00		3818
84181	02/22/11	OFF06 OFFICE NEEDS	2,575.23		3818
84182	02/22/11	PAR32 JERRIANN PARLOW	249.95		3818
84183	02/22/11	PED01 PEDRONI FUEL COMPANY, INC.	12,153.95		3818
84184	02/22/11	PIN19 PINA M.INC.	254.50		3818
84185	02/22/11	PIT01 PITNEY BOWES,INC.	109.50		3818
84186	02/22/11	REM01 REMINGTON,VERNICK & VENA ENG.	992.25		3818
84187	02/22/11	RUM02 BRIAN E. RUMPF	2,236.50		3818
84188	02/22/11	RUT04 RUTGERS,THE STATE UNIVERSITY	916.00		3818
84189	02/22/11	RUT08 RUTGERS NOISE TECH. ASST. CTR.	405.00		3818
84190	02/22/11	SCH26 SCHOOL SPECIALTY INC.	41.00		3818
84191	02/22/11	SCH60 SCHOOL COUNSELOR RESOURCES	44.80		3818
84192	02/22/11	SEN08 DIANE SENDECKI	199.96		3818
84193	02/22/11	SHA19 FRANCINE S. SHAMES	487.50		3818
84194	02/22/11	SMI20 RYLLA SMITH	199.96		3818
84195	02/22/11	SOD04 H. ROBERT SODEN	116.20		3818

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Check #	Check Date	Vendor	Amount Paid	Reconciled/void	Ref Number
84196	02/22/11	SVD01 MELISSA SVOBODA	199.96		3818
84197	02/22/11	TB01 T & B SPECIALTIES INC.	645.00		3818
84198	02/22/11	TM01 T & M ASSOCIATES, INC.	2,447.50		3818
84199	02/22/11	TOW02 TOWNSHIP OF STAFFORD	500.00		3818
84200	02/22/11	TRI20 TRINITY SOLAR/HEATING & AIR	274.00		3818
84201	02/22/11	VAN01 VAN SANT EQUIPMENT	1,104.90		3818
84202	02/22/11	VER04 VERIZON	37.20		3818
84203	02/22/11	VET03 NORTHSTAR VETS	140.25		3818
84204	02/22/11	WAG04 BILL WAGNER AND SON	207.60		3818
84205	02/22/11	WAL30 CHRISTINA WALDRON	199.96		3818
84206	02/22/11	WBM01 M.B.MASON COMPANY	1,449.90		3818
84207	02/22/11	WES11 WESTLAKE MASTER ASSOCIATION	1,395.00		3818
84208	02/22/11	JER25 JERZ MECHANICAL INC.	1,200.00		3825

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	103	3	0.00	7,588,032.46
Direct Deposit:	0	0	0.00	0.00
Total:	103	3	0.00	7,588,032.46

DEV FEES-COAH	DEV FEES - COAH (NEW)				
146	02/22/11	PAR10 PARAMOUNT HOMES @ WHISPERING	847.00		3824

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	1	0	0.00	847.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	0.00	847.00

DEVELOPERS-OF	DEVELOPERS-OCEAN FIRST				
63076	02/22/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	2,220.00		3815
63077	02/22/11	CHE16 CHESTNUT ARBORICULTURAL &	0.00	02/22/11 VOID	0
63078	02/22/11	CHE16 CHESTNUT ARBORICULTURAL &	0.00	02/22/11 VOID	0
63079	02/22/11	CHE16 CHESTNUT ARBORICULTURAL &	1,181.25		3819
63080	02/22/11	GER12 GERTNER MANDEL & PESLAK	3,987.70		3819
63081	02/22/11	INN02 INNOVATIVE ENGINEERING INC	0.00	02/22/11 VOID	0
63082	02/22/11	INN02 INNOVATIVE ENGINEERING INC	3,090.00		3819
63083	02/22/11	JAC08 JACKSON TOWNSHIP CURRENT FUND	260.90		3819
63084	02/22/11	JOS06 THE JOSEPH FAMILY ENTERPRISES	83.19		3819
63085	02/22/11	MET14 METRO PCS NEW YORK, LLC	2,034.25		3819
63086	02/22/11	PAR19 PARAMOUNT HOMES @ REED ROAD	4,218.15		3819
63087	02/22/11	REM01 REMINGTON, VERNICK & VENA ENG.	202.50		3819
63088	02/22/11	STO14 STOP & SHOP SUPERMARKET CO	649.84		3819
63089	02/22/11	TM02 T & M ASSOCIATES	3,828.75		3819
63090	02/22/11	TOL04 TOLL @ WESTLAKE LP	49,538.43		3819

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	12	3	0.00	71,294.96
Direct Deposit:	0	0	0.00	0.00
Total:	12	3	0.00	71,294.96

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
DOG					
DOG ACCOUNT - NEW					
468	02/22/11	N7504 N.J.STATE DEPT. OF HEALTH	2,224.40		3820
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
			1	0	2,224.40
			0	0	0.00
			<u>1</u>	<u>0</u>	<u>2,224.40</u>
GENERAL TRUST					
61004	02/22/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	900.00		3817
61005	02/22/11	CHE16 CHESTNUT ARBORICULTURAL &	650.00		3822
61006	02/22/11	GOV12 GOVDEALS, INC.	112.43		3822
61007	02/22/11	RDE04 ROELYNN LITHO, INC.	1,200.00		3822
61008	02/22/11	STA28 STATE OF NEW JERSEY	20,104.80		3822
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
			5	0	22,967.23
			0	0	0.00
			<u>5</u>	<u>0</u>	<u>22,967.23</u>
PARKS REC					
63464	02/22/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	4,344.89		3816
63465	02/22/11	CAR22 CARLO'S RESTAURANT/PIZZA	66.00		3823
63466	02/22/11	CLA31 CLASSIC TOURS	805.00		3823
63467	02/22/11	FIR29 FIRST CHOICE CATERERS	945.00		3823
63468	02/22/11	HAC04 PETER J. HACKETT	26.25		3823
63469	02/22/11	JAC12 JACKSON TWP. BOARD OF ED.	189.48		3823
63470	02/22/11	JER26 JERSEY SHORE JR WRESTLING	1,190.00		3823
63471	02/22/11	MAR57 GEORGE A MARTIN	350.00		3823
63472	02/22/11	PAP04 JAMES M.PAPANDREA	85.70		3823
63473	02/22/11	PLA03 ISABELLA PLAGANIS	26.25		3823
63474	02/22/11	RDE03 ALEXIS ROE	150.00		3823
63475	02/22/11	SS01 S & S ARTS & CRAFTS	32.60		3823
63476	02/22/11	USS02 U.S.S.A. PAYROLL INC.	2,996.20		3823
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
			13	0	11,207.37
			0	0	0.00
			<u>13</u>	<u>0</u>	<u>11,207.37</u>
Report Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
			136	6	7,701,023.42
			0	0	0.00
			<u>136</u>	<u>6</u>	<u>7,701,023.42</u>

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Fund Description	Fund	Budget Total	Revenue Total
	0-01	85,854.13	0.00
	1-01	7,473,348.43	22,661.00
	1-17	2,224.40	0.00
Year Total:		7,475,572.83	22,661.00
	C-04	4,450.00	0.00
	G-02	6,168.90	0.00
	T-12	22,967.23	0.00
	T-13	11,207.37	0.00
	T-20	847.00	0.00
Year Total:		35,021.60	0.00
Total of All Funds:		7,607,067.46	22,661.00

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Project Description	Project No.	Project Total
7200135408-WESTLAKE II	C10814	49,538.43
7200064127 FARMINGDALE	P30881	525.00
7200064171-STOPNSHOP	P30945	649.84
7200064213 SAGAMORE EST	P31008	589.50
7200064217 GABLES BEL AIRE	P31016	437.75
7200064227 WOODS AT BELAIRE	P31040	516.00
7200065189 PARAMOUNT REED RD	P31082	4,218.15
7200135517 MICHAEL ROTTENBERG	P31186	75.00
7200135541 HAWKINS RIDGE	P31197	112.50
7200135560-SOUTH KNOLLS	P31205	2,285.50
7200135946 ARCON DEV	P31324	37.50
7760145680 PARAMOUNT HOMES	P31354	18.75
7760145730-PARA CLASSICS@ROYAL	P31387	18.75
JPLAZA	P31519	83.19
CONCORD ESTATES	P31523	37.50
81 SOUTH HOPE CHAPEL ROAD	P31582	1,102.25
WRIGHT DEBOW RD	P31597	75.00
785 MILLER AVE	P31600	932.00
MINOR SUB1375	P31645	75.00
7200065093 CLEARING	TWPO0002	150.00
7200065363-1F KIELY	TWPOE06	180.00
7200135404-AREANIDE PROTECTIVE	TWPOE10	120.00
JCP&L PLANNED	TWPOE132	1,440.00
WOODLAKE GOLF,LLC	TWPOE146	480.00
JT SUBDIVISION ACCT	TWPS0001	260.90
7200065330	Z31142	131.25
WEST PLEASSANT CPGT INC	Z31362	180.00

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Project Description	Project No.	Project Total
7760145879-PNC	231463	56.25
7760145887-MANHATTAN REAL ESTA	231484	540.00
bank retail bldg/minor sd	231504	840.00
gas station/conv store	231505	840.00
ATT WIRELESS	231537	18.75
PINEWOOD ESTATES INC	231561	2,975.63
70 BATES RD.	231585	157.50
T MOBILE	231603	862.07
29 MURDOCK	231622	240.00
COUNTYLINE RD	231631	292.50
SVS GARAGE	231643	202.50
Total of All Projects:		71,294.96

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

RESOLUTION 080R-11

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council 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 made apart
2. Copies of this Resolution to the Tax Collector.

DATED: 2/22/11

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

RESOLUTION 081R-11

TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF SEPTEMBER 14, 2010

MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Township of Jackson, County of Ocean, that;

4. The following Minutes are hereby approved by the Jackson Township Council:
September 14, 2010
5. Copies of this resolution to any interested parties.

DATED: 2/22/11

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

RESOLUTION 082R-11

TITLE: APPROVE BINGO/RAFFLE LICENSE

MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON

WHEREAS, certain organizations have applied to the Jackson Township Council for permission to hold Raffle or Bingo Games within the Township for fund raising:

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

1. The following application(s) are hereby approved:
 - #RA-1389 – Jackson Chapter of Deborah Heart & Lung Foundation
 - #RA-1390 – Jackson Chapter of Deborah Heart & Lung Foundation
 - #RA-1391 – St. Aloysius Church
 - #RA-1392 – St. Aloysius Church
 - #RA-1393 – Christa McAuliffe School & Home Association
 - #RA-1394 – Switlik Elementary Parent Teacher Network, Inc.

- #RA-1395 – Switlik Elementary Parent Teacher Network, Inc.
- #RA-1396 – Carl W. Goetz Middle School Parent Teacher Network Corp.
- #RA-1397 – Crawford Rodriguez PTN
- #RA-1398 – Crawford Rodriguez PTN
- #RA-1399 – Christa McAuliffe School & Home Association
- #RA-1400 – Ardena Elementary School PTA
- #RA-1401 – Ardena Elementary School PTA

- 2. Copies of the Resolution to interested parties.

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

DATED: 2/22/11

RESOLUTION 083R-11

TITLE: AUTHORIZE THE EXECUTION OF CONTRACT AMENDMENT TO THE 2007, 2008, 2009 AND 2010 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND SOA LOCAL 168-A

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

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 of the Jackson Township SOA Local 168-A, to amend the 2007-2010 SOA Contract; and

WHEREAS, as a result of these negotiations, an agreement was reached regarding these matters.

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

- 1. The SOA Contract for the years 2007 – 2010 is hereby amended with a copy of which is annexed hereto, and is made a part thereof of the 2007 – 2010 SOA Contract. The amendment is hereby accepted by the Township of Jackson, and the Mayor is hereby authorized to execute same, and the execution of said amendment is hereby approved by the Township Council.
- 2. The amendment is approved by the Township of Jackson subject to approval by Local 168-A of the Jackson Township SOA.
- 3. Copies of this resolution to Local 168-A, SOA, Township Administrator, Chief of Police, Chief Finance Officer, Personnel Officer and any other interested parties.
- 4. A certified copy of the amendment is to be forwarded to the Public Employment Relations Commission, Labor and Industry Building, John Fitch Plaza, P.O. Box 2209, Trenton, N.J. 08625 as per N.J.S.A. 34:13A-8.2.

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

DATED: 2/22/11

RESOLUTION 085R-11

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND ACCEPTANCE OF SEALED BIDS FOR THE PROJECT KNOWN AS “ROADWAY IMPROVEMENTS TO PATTERSON ROAD”
CONSENT TO THE APPOINTMENT OF GRACE ORNER AS MUNICIPAL ALLIANCE CONSULTANT FOR CY 2011

MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON

WHEREAS, Daniel Burke, P.E., Township Engineer, has requested approval to prepare bid specifications and advertise for receipt of bids for the project known as “Improvements to Patterson Road”; and

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

1. Daniel Burke, P.E., Township Engineer, is hereby authorized to prepare bid specifications and advertise for receipts of bids (date undetermined) for the project known as “ROADWAY IMPROVEMENTS TO PATTERSON ROAD”
2. The Township Clerk shall advertise the Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
3. 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 “IMPROVEMENTS TO PATTERSON ROAD”
4. Plans, specifications, proposal sheets and form of bids may be inspected or obtained during normal business hours at the Office of the Municipal Clerk, Ann Marie Eden, 95 West Veterans Highway, Jackson, New Jersey 08527 until 48 hours prior to the time set for the opening of bids.
5. 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.
6. 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.
7. 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.
8. 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.
9. 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.
10. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.) and N.J.A.C.17:27. Successful bidders shall

execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.

11. 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.

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

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

14. Bidders are required to comply with P.L. 2004, Chapter 57 effective September 1, 2004 "New Jersey Business Registration Requirements".

15. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator, Chief Financial Officer, Municipal Engineer, Purchasing Department and any other interested parties.

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

DATED: 2/22/11

**RESOLUTION 086R-11
TITLE: AUTHORIZE THE EXECUTION OF A MUNICIPAL ALLIANCE AGREEMENT BETWEEN THE OCEAN COUNTY BOARD OF HEALTH AND JACKSON TOWNSHIP AND FURTHER PROVIDING FOR THE TOWNSHIP'S RECEIPT OF \$26,539.00 FROM THE STATE OF NEW JERSEY THROUGH THE COUNTY OF OCEAN CY 2011**

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON**

WHEREAS, the New Jersey Legislature previously adopted the Alliance to Prevent Alcoholism and Drug Abuse in which funds would be made available through counties to establish and maintain Municipal Alliance Committees; and

WHEREAS, Jackson Township has established a Municipal Alliance Committee and is in need of funding through the County of Ocean, in particular, the Ocean County Board of Health; and

WHEREAS, both the Board and the Township wish to enter into an agreement whereby the Township will receive from the Board funds not to exceed \$26,539.00 based upon terms and conditions set forth in the attached agreement; and

WHEREAS, it is the desire of this governing body to act to approve said contract in order that the Township may receive said \$26,539.00 to fund its Municipal Alliance Committee to comply with all of the appropriate State and Federal regulations.

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

1. That the Township Council hereby authorizes the Mayor and Clerk to execute a Municipal Alliance Agreement with the Ocean County Board of Health in order that the Township may receive \$26,539.00 for its Municipal Alliance Committee

for CY 2011 in accordance with the terms of that agreement and all appropriate State and Federal Regulations.

2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it along with the executed Municipal Alliance Agreement to the Ocean County Board of Health, Jackson Township Municipal Alliance Committee, Municipal Administrator, Chief Financial Officer, and any other interested parties.

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

DATED: 2/22/11

RESOLUTION 087R-11

TITLE: AUTHORIZE ACCEPTANCE OF COPS-IN-SHOPS COLLEGE /FALL INITIATIVE 2010-2011 GRANT AWARD

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control has received grant funds from the Division of Highway Traffic Safety to administer the Cops-In-Shops College/Fall Initiative for 2010-2011; and

WHEREAS, this program is a cooperative effort between the Division of Highway Traffic Safety (HTS) and the Division of Alcoholic Beverage Control (ABC); and

WHEREAS, it is the intent and spirit of the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control to use the grant to assist local undercover law enforcement officers to join forces with local retail establishments to deter the sale of alcohol to underage individuals and to stop adults from attempting to purchase alcohol for people under the legal age; and

WHEREAS, it is the recommendation of the Jackson Township Police Department to accept this grant award in the amount of \$3,200.00; and

WHEREAS, it is the desire of the Township Council to accept this grant.

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

1. Jackson Township hereby accepts the grant award as set forth in the Cops-In-Shops College/Fall Initiative for 2010-2011 in the amount of \$3,200.00

2. Upon the adoption of this resolution, the Clerk is authorized to forward a certified copy to Municipal Administrator, Chief of Police, Officer Mark S. Rodina, CFO, and any other interested parties.

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

DATED: 2/22/11

RESOLUTION 089R-11

TITLE: APPROVE CHIEF FINANCIAL OFFICERS REPORT FOR MONTH OF JANUARY 2011

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, the Chief Financial Officer has submitted a monthly report; and

WHEREAS, the Township Clerk has submitted this report to the Township Council for their approval;

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

1. The Chief Financial Officer’s monthly report for January 2011 is hereby approved.
2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

DATED: 2/22/11 **ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

**RESOLUTION 090R-11
TITLE: APPROVE APPOINTMENT OF ALTERNATE REGISTRAR**

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON**

WHEREAS, the Office of Alternate Registrar is vacant; and

WHEREAS, pursuant to N.J.S.A. 26:8-14, the Alternate Registrar shall be appointed by the Township Council for a term not to exceed three years; and

WHEREAS, it is the desire of the Township Council to fill said vacancy.

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

1. Dina Kalinauskas is hereby appointed Alternate Registrar for a term commencing February 8, 2011 and ending February 8, 2014.
2. Fees paid to the Alternate Registrar are paid in accordance with State Statutes.
3. Copies of this resolution to appointees, Board of Health, Municipal Administrator, and any other interested parties.

DATED: 2/22/11 **ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK**

**RESOLUTION 091R-11
TITLE: RESOLUTION APPROVING A DISABLED VETERAN EXEMPTION ON BLOCK 21003 LOT 20**

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON**

WHEREAS, The Department of Veteran Affairs determined that William Montgomery at 6 Danielle Court, Block 21003 Lot 20 had a service connected disability

that was totally disabling effective 6/7/10, and has owned the above listed parcel since 4/21/10, and;

WHEREAS, the property owner has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 2/9/11, and;

WHEREAS, it is Township policy to grant the exemption for the current year, and up to two preceding years.

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

1. The Tax Collector is directed to cancel taxes as follows:

2010 - \$5,320.71 + the 6% EOY Penalty of \$605.22
 2011 - \$4,668.41 – 1st half 2011 taxes (until 2nd half taxes are determined)

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2012 tax list.

Copy to: Collector, Assessor, Finance

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

DATED: 2/22/11

**RESOLUTION 092R-11
 TITLE: RESOLUTION APPROVING A DISABLED VETERAN EXEMPTION
 ON BLOCK 4603 LOT 2**

**MOTION TO APPROVE BY: RIVERE
 MOTION SECONDED BY: UPDEGRAVE
 YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
 ABSENT: KAFTON**

WHEREAS, The Department of Veteran Affairs determined that Eric Littig at 3 Barbara’s Way, Block 4603 Lot 2 had a service connected disability that was totally disabling effective 8/31/10, and has owned the above listed parcel since 10/31/06, and;

WHEREAS, the property owner has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 1/24/11, and;

WHEREAS, it is Township policy to grant the exemption for the current year, and up to two preceding years.

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

1. The Tax Collector is directed to cancel taxes as follows:

2010 - \$2,081.34
 2011 - \$2,988.49 – 1st half 2011 taxes (until 2nd half taxes are determined)

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2012 tax list.

Copy to: Collector, Assessor, Finance

ANN MARIE EDEN, R.M.C.

DATED: 2/22/11

TOWNSHIP CLERK

RESOLUTION 093R-11

TITLE: RESOLUTION VOIDING OVERPAYMENT REFUND CHECK#083732 FOR \$869.65

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, An overpayment of taxes occurred in the April of 2008 on Block 20501 Lot 17, due to duplicate payments of the May 2008 tax quarter by a Mortgage company and an Attorneys office at closing, and;

WHEREAS, Resolution #133R-09 dated 3/24/09 refunded the overpayment to the Sellers care of the Attorneys office on check #079363 which was subsequently never cashed and was stale dated by the Finance office and re-issued as check #083732 on 12/20/10, and;

WHEREAS, Check # 083732 has been returned to the Collectors office by the Attorneys office as they can no longer locate the prior owner and it is now agreed by the parties that the refund should go to the Mortgage Company as the payment by the Attorney was the result of a foreclosure action and the funds did not ultimately belong to the prior owner, and;

WHEREAS, The Tax Collector is requesting check # 083732 be voided as the Collectors office will reissue a new check to Sterling National to resolve this overpayment on a future resolution and bill list.

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

4. The Tax Collector is directed to reverse the original refund entry as a voided check and process the re-issuance to the new payee on the next available overpayment resolution and bill list.
5. The Finance office is directed to void check #083732 in the amount of \$869.65 and process a new check upon receipt of the new paperwork from the Collectors Office.

Copy to: Collector, Finance

DATED: 2/22/11

ANN MARIE EDEN, RMC
MUNICIPAL CLERK

RESOLUTION 094R-11

TITLE: RESOLUTION AUTHORIZING ADDED LIEN TAX ON BLOCK 6601 LOT 20

Councilwoman Rivere asked if this house is occupied. Township Clerk Eden responded that the resolution states it is boarded up. Council Vice President Bressi noted that the house is abandoned and due to the safety, health and welfare of the near-by residents the Township went in and cleaned up the area, which is why there is a lien on the property.

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, code violations were determined to exist on Block 6601 Lot 20, 21 Hickory Hill Road requiring the draining of a pool, boarding up of the house & lawn and property maintenance, and;

WHEREAS, The responsible parties did not perform the work necessary to alleviate the violations. To provide for public health and safety the Department of Public Works performed the cleanup, maintenance and removal of debris on the above parcel, and;

WHEREAS, Public Works has generated an invoice in the amount \$2,187.05 detailing the cost of the cleanup and removal.

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

1. The Tax Collector is hereby directed to place an Added Lien Tax against Block 6601 Lot 20, 21 Hickory Hill Road, in the amount of \$2,187.05. The Lien will be billed against the May 2011 quarter taxes and the Collector will send out a bill upon notification of passage of this resolution and allow a suitable amount of time consistent with tax billing for the payment of said amount without interest. At the expiration of that time, interest will accrue at the level established by resolution chargeable from May 1, 2011.

Copy to: Collector, Finance

DATED: 2/22/11

**ANN MARIE EDEN, RMC
MUNICIPAL CLERK**

RESOLUTION 095R-11

TITLE: RESOLUTION CORRECTING TAX CANCELLATION AMOUNTS ON BLOCK 701 LOT 223 & BLOCK 4717 LOT 19

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, On 9/28/10 taxes were cancelled by resolutions on the above parcels due to the owners being 100% Disabled Veterans. Block 701 Lot 223 was originally cancelled on Resolution # 429R-10 and Block 4717 Lot 19 was originally cancelled on Resolution #432R-10 and;

WHEREAS, There were tax appeals pending on both parcels that reduced the assessed value of the property at the time the cancellation was being processed, and;

WHEREAS, The cancellation of taxes were based on the pre-appeal assessed values resulting in an excess credit being given to the parcels after the appeal credits were applied, and;

WHEREAS, The Tax Collector needs to revise the previously cancelled taxes for the 100% exemption credits to include the appeal reduction and correct the issue.

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

3. The Tax Collector is directed to correct the original 100% exemption cancellation amounts on both parcels as follows:

Block 701 Lot 223		Block 4717 Lot 19	
Original Amounts	Revised Amounts	Original Amounts	Revised Amounts
2010 \$9,904.66	\$9,465.51	2010 \$1,191.52	\$1,085.61

2011 \$5,238.80 \$5,000.97 2011 \$ 852.75 \$ 776.95

Copy to: Collector, Finance

DATED: 2/22/11

ANN MARIE EDEN, RMC
MUNICIPAL CLERK

RESOLUTION 096R-11

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND ACCEPTANCE OF SEALED BIDS FOR THE PROJECT KNOWN AS “LED LIGHTING THROUGHOUT THE TOWNSHIP OF JACKSON”

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSENT: KAFTON

WHEREAS, Daniel Burke, P.E., Township Engineer, has requested approval to prepare bid specifications and advertise for receipt of bids for the project known as “LED Lighting throughout the Township of Jackson” in accordance with federally funded Department of Energy grant award.

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

1. Daniel Burke, P.E., Township Engineer, is hereby authorized to prepare bid specifications and advertise for receipts of bids (date undetermined) for the project known as “LED LIGHTING THROUGHOUT THE TOWNSHIP OF JACKSON”
2. The Township Clerk shall advertise the Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
3. 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 “LED LIGHTING THROUGHOUT THE TOWNSHIP OF JACKSON”.
4. Plans, specifications, proposal sheets and form of bids may be inspected or obtained during normal business hours at the Office of the Municipal Clerk, Ann Marie Eden, 95 West Veterans Highway, Jackson, New Jersey 08527 until 48 hours prior to the time set for the opening of bids.
5. 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.
6. 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.
7. 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.

8. 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.

9. 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.

10. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.) and N.J.A.C.17:27. Successful bidders shall execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.

11. 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.

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

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

14. Bidders are required to comply with P.L. 2004, Chapter 57 effective September 1, 2004 “New Jersey Business Registration Requirements”.

15. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator, Chief Financial Officer, Municipal Engineer, Purchasing Department and any other interested parties.

DATED: 2/22/11

**ANN MARIE EDEN, RMC
MUNICIPAL CLERK**

DISCUSSION AGENDA:

- 1) **COUNCILWOMAN UPDEGRAVE** – Requested audio recordings of various public meetings be placed on the website. Jean Cipriani stated no formal action required by the Council, can request through the Mayor’s office. Council made recommendation to the Mayor to place the audio of Council meetings on the website and instructed Mr. Torres to see that this is done.
- 2) **TOWNSHIP CLERK EDEN** –Update parking tax – advised Council that Ms. Cipriani provided them with a legal opinion on this issue - FYI.
- 3) **ATTORNEY CIPRIANI** - precious metals draft ordinance – She stated that this ordinance is similar to another town, which it not only governs precious metals, it also governs second hand dealers and requires an application and background check and has other provisions to ensure the dealings made are in accordance with the law. Council requested this ordinance be placed for introduction at the March 8th meeting.

PUBLIC COMMENT, ANY TOPIC

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – concerned that the precious metals ordinance took so long (two years) to come to this point and doesn’t understand

why? Council President Martin agreed and stated that it should have been taken care of long ago.

CHRISTOPHER DUNTON – 124 ADAMS WAY – advised the Council that he asked Council President Kafton to adopt this ordinance back in 2008 and it is not new legislation. The Chief’s comment that this is new legislation is wrong – it is not new - it passed in May 2010. There was newer legislation which never got out of the Assembly. He is hoping that this ordinance is approved by the Council and appreciates their efforts in passing it on a local level.

GENE DAVIS – 6 LLEWELLYN COURT – asked about Resolution No. 94R-11 and did the Township contact the bank holding the mortgage? Council V.P. Bressi replied that the Township did on numerous occasions with no response, so the Township took care of the safety issues. Mr. Davis thanked Mr. Torres about getting back to him on the percent on what the interest rate was on the investments made by the Township. Mr. Torres responded that he is being sarcastic and that he (Mr. Davis) never contacted him to discuss further but he has the information and our rate is about a quarter of a percent. Mr. Davis then asked about the rates paid by the Township to JCP&L for street lights. Mr. Torres stated that JCP&L would not give him that number. Mr. Davis stated that he actually received a letter from JCP&L stating that the Township is being billed for 4,298 high pressure sodium fixtures and 17 mercury fixtures. Mr. Torres responded that the Township is billed separately per pole and explained the billing practice by JCP&L. Council President Martin stated that the bottom line is that the Township is looking at ways to save money and we are researching this through the grant for LED lighting.

PAUL MAYEROWITZ - 91 CYPRESS POINT LANE: Stated that the point here is not how many lights we have but the fact the JCP&L refuses to show the inventory of the by identifying their location. Councilwoman Updegrave agreed with Mr. Mayerowitz stating that it’s troubling we can’t get this information from JCP&L.

SEAN GIBLIN – 515 SOUTH COOKS BRIDGE ROAD – Missing the point, JCP&L does not charge for the poles. JCP&L will lose money if the Township uses LED lighting. This is about revenue for JCP&L and they (JCP&L) are reluctant to assist in any way because LED lighting is cheaper.

MOTION TO CLOSE PUBLIC COMMENT ON ANY TOPIC BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON

MOTION TO ADJOURN BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
ABSENT: KAFTON

9:00 P.M.

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT MARTIN

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

/ame