

**ON TUESDAY, MARCH 22, 2011, AT 7:00 P.M., THE JACKSON TOWNSHIP
COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

ROLL CALL:

**COUNCILMAN KAFTON
COUNCILWOMAN RIVERE
COUNCILWOMAN UPDEGRAVE
COUNCIL VICE PRESIDENT BRESSI
COUNCIL PRESIDENT MARTIN**

**ATTORNEY CIPRIANI (7:02 p.m.)
TOWNSHIP CLERK EDEN**

**ALSO IN ATTENDANCE:
ADMINISTRATOR TORRES**

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.

**RESOLUTION 109R-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: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

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- Misc. OPRA Requests Twp. Officials
 - b) Litigation/Potential Litigation
 - c) Potential Land Sale/Land Acquisition- Sale of Township property located along Denmark Lane
 - d) Contracts/Agreements:
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 3/22/11

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

7:30 PM RECONVENE PUBLIC MEETING**PLEDGE OF ALLEGIANCE**

A moment of silence was observed for Public Works employee John Liverakos, who died last week.

ROLL CALL:

**COUNCILMAN KAFTON
COUNCILWOMAN RIVERE
COUNCILWOMAN UPDEGRAVE
COUNCIL VICE PRESIDENT BRESSI
COUNCIL PRESIDENT MARTIN**

**ATTORNEY CIPRIANI
TOWNSHIP CLERK EDEN**

ALSO IN ATTENDANCE:

ADMINISTRATOR TORRES

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.

PROCLAMATION – NATIONAL VOLUNTEER WEEK

ADMINISTRATOR TORRES said in observation of Volunteer Week (April 10-16), through the Department of Public Works, we are able to reach out to many non-profit and volunteer groups to take part in Jackson Township's Clean Communities project. Administrator Torres read the proclamation and presented it to Connie Sidor and Pat Wood, employees in the Department of Public Works.

PAT WOOD said they have 43 organizations and over 1,000 volunteers involved in the projects and invited anyone who wanted to help.

SPECIAL PUBLIC HEARING – FIRE DISTRICT NO. 4 OPERATING BUDGET FOR CY 2011**PUBLIC HEARING OPENED:**

PAUL MAYEROWITZ, 91 CYPRESS POINTE LANE asked about the idea of consolidation of the Fire Districts and he called for a study to see what the potential cost savings could be.

MOTION TO CLOSE PUBLIC HEARING BY: KAFTON

MOTION SECONDED BY: BRESSI

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

RESOLUTION**RESOLUTION NUMBER 121R-11**

TITLE: APPROVE/CERTIFY THE AMOUNT TO BE RAISED BY TAXATION FOR JACKSON TOWNSHIP FIRE DISTRICT NO. 4 FOR CY 2011 PURSUANT TO N.J.S.A. 40A:14-78.5b AND N.J.A.C. 5:31-2.4(h)

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: RIVERE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, a majority of the voters of Jackson Township Fire District No. 4 voted on February 19TH, 2011 to reject the 2011 proposed budget in the amount of \$1,445,670.00 (amount to be raised by taxation being \$1,418,944.00); and

WHEREAS, in accordance with N.J.S.A. 40A:14-78.5b and N.J.A.C. 5:31-2.4(h) the budget was submitted to the governing body for its review and determination of the amount, which in its judgment, is necessary in order to provide for the safety, health and welfare of the residents of the Township of Jackson, specifically, residents of Fire District No. 4; and

WHEREAS, in accordance with N.J.S.A. 40A:14-78.5b and N.J.A.C. 5:31-2.4(h), members of the governing body consulted with members of the Jackson Township Board of Fire Commissioners District #4 and has reviewed the proposed budget; and

WHEREAS, the governing body in consultation with the members of the Board of Fire Commissioners, Fire District #4, has reached an agreement with the Board of Fire Commissioners, Fire District #4, determining the amount of the General Fund Tax Levy for the 2011 budget year.

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

1. The amount to be included in the taxes to be assessed, levied and collected for Jackson Township Fire District #4 for the 2011 fiscal year shall be \$1,366,944.00, which constitutes a reduction from the originally proposed budget tax levy in the amount of (\$52,000.00).
2. The budget tax levy set forth above is an amount necessary to provide for the safety, health and welfare of the residents of the Township of Jackson, specifically, residents of Fire District No. 4 for the 2011 fiscal year.
3. A statement of the specific line-item reductions in budgeted revenues is attached hereto as Exhibit A
4. Copies of this resolution to State of New Jersey, Department of Community Affairs, Township Administrator, Chief Financial officer, Tax Assessor, Board of Fire Commissioners Fire District No. 4 and any other interested parties.

DATED: 3/22/11

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

Trap, Neuter and Release Update – LAURA POPPLE, TNR/ANIMAL WELFARE COMMITTEE said the first year was very successful. They trained 32 caretakers and registered nine colonies with 164 cats being cared for. Only 47 remain to be spayed or neutered. They will continue their efforts and thanked the Council for the opportunity to do so.

COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:

COUNCILMAN KAFTON spoke of Public Works employee, John Liverakos, who died on Don Connor Boulevard while crossing the street from the Transfer Station to the Senior Center and called for an effort to have striped signage to indicate pedestrian crossing, for safety purposes. He asked the Safe Roads Committee to work on it.

He is not in support of a compost facility at Kierych Memorial Drive or in any other residents' back yards. A location needs to be found that doesn't affect anybody. He has a site in mind on South Hope Chapel Road and feels it would work.

COUNCILWOMAN RIVERE expressed her sympathy for the Liverakos family and will bring the idea to the Safe Roads Committee. She would like to know the status of the compost site and agreed with Councilman Kafton about not locating it near any residents' homes.

COUNCILWOMAN UPDEGRAVE sent her condolences to the Liverakos family. She thanked the Senior Center for the Zumba fund raiser for the Jackson Green Apartments. She thanked George McKay for the March 5 fundraiser for the First Aid Squad.

COUNCIL VICE PRESIDENT BRESSI echoed the sentiments for the Liverakos family. He will not support a compost facility near Johnson Park or in Legler, either. He said no one on Council voted on this or even considered moving the compost facility back to Johnson Park.

COUNCIL PRESIDENT MARTIN offered his sincere condolences for the Liverakos family. There is no plan to move the compost site back to Johnson Park. The Mayor and himself will go to the DEP in April to have the site remain where it is.

ADMINISTRATOR TORRES echoed Council President's comments on the compost facility. He asked the Planning Board to explore an alternate site but hasn't received a report on it yet. The Director of Public Works has identified an alternate, privately-owned site that they are using, at a cost savings of \$80,000 per year to the Township. The site has all permitting and approvals. A decision has not been made; there is a time frame. The public will be informed. **COUNCILWOMAN RIVERE** went to the Legler site with the Township Engineer and Director of Public Works, and she visited the farm as well. She thought that would cost the township money. Administrator Torres said the compost is a beneficial activity for the farm. The owner is a township resident and his business is in town, and he will take the by-products for free. This is just something they are exploring, and they are still working with the DEP, and await the report from the Planning Board. This program is just a pilot, and will report back to the Council. The will get necessary approvals from the Council. Councilwoman Rivere was concerned about the cost. Attorney Cipriani said if the materials have some value, that has to be explored as well.

PUBLIC COMMENT ON CONCERNS REGARDING MOVING COMPOST SITE BACK TO KIERYCH MEMORIAL DRIVE:

ARLENE ROSENFELD, 70 MERION LANE thanked the Council that the compost would not be moved back to Johnson Park. The smell is not healthy. It took a long time to disappear and she wanted to make sure it is not coming back.

BILL MORAN, 1 PEBBLE BEACH BOULEVARD appreciated Council comments to reassure them that the compost won't be back in Johnson Park. The only approved site after November would be Johnson Park. The DEP doesn't work quickly and it won't happen quickly to license an alternate site.

PETE LEIGHTON, OLLIE BURKE ROAD asked for clarification that the compost site would not be at Legler and Councilwoman Rivere re-emphasized it would not.

GARRY BLACK, 76 LEWIS LANE said the DEP has a waiver process and Councilman Martin said they are looking into everything with the DEP.

MOTION TO CLOSE PUBLIC COMMENT KIERYCH/WESTLAKE COMPOST BY: KAFTON

MOTION SECONDED BY: RIVERE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

RECESS 8:10 p.m.; RECONVENE 8:20 p.m.

ORDINANCES, SECOND READING:

ORDINANCE 13-11

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 CREATE A NEW CHAPTER 84, ENTITLED “SECONDHAND DEALERS”

PUBLIC HEARING OPENED; NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

MOTION TO APPROVE ORDINANCE 13-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: BRESSI

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSTAIN: KAFTON

ORDINANCE NO. 13-11

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 create a new Chapter 84, entitled “Secondhand Dealers,” which shall read in its entirety as follows:

§ 84-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

SECONDHAND DEALER –

- A. Except as provided in subsection B hereof, any person who, either wholly or in part, engages in or operates the trade or business of buying and/or selling used goods such as antiques, precious stones, gold, silver, platinum or other precious metals, jewelry, coins, any tools, television sets, radios, record or stereo sets, electronic devices, musical instruments, sporting goods, automotive equipment, collectible, game cartridges, DVDs, CDs and other electronically recorded material, firearms, cameras and camera equipment, video equipment and bric-a-brac.
- B. The business of secondhand dealer shall not be deemed to include:
 - (1) Judicial sales or sales by executors or administrators.
 - (2) Occasional or auction sales of household goods sold from private homes.
 - (3) Auctions of real estate.
 - (4) The occasional sale, purchase or exchange of coins or stamps by a person at his or her permanent residence or in

any municipally owned building who is engaged in the hobby of collecting coins or stamps and who does not solicit the sale, purchase or exchange of such coins or stamps to or from the general public by billboard, sign, handbill, newspaper, magazine, radio, television or other form of printed or electronic advertising.

§ 84-2. License required; advertising.

No individual person, partnership or corporation shall engage in business as a secondhand dealer without first obtaining a license from the Township Clerk. Advertising in any print or electronic media or by sign that any of those articles or goods referred to in subsection A of the definition of “secondhand dealer” in § 84-1 herein are being bought in any location within the Township of Jackson shall constitute engaging in business as a secondhand dealer for purposes of this chapter. No person shall place or cause to be placed any advertisement for purchase of such articles or goods without stating in said advertising the license number issued to the individual or entity by the Township of Jackson. In any print advertisement, the license number shall appear in type no smaller than eight-point in the lower right-hand corner of the advertisement. In any advertisement on the electronic media, the license number shall be visually or audibly stated. Failure to state or indicate the license number shall be a violation of this chapter and shall be subject to the penalties set forth in § 84-9 of this chapter.

§ 83-3. Application process; approval or denial; appeal.

- A. Upon receipt of an application completed pursuant to this chapter, the Clerk shall refer such application to the Chief of Police, who shall make an investigation of the prospective licensee pursuant to this chapter for the purpose of determining the suitability of the applicant for licensing. Such investigation shall include but shall not be limited to the following:
- (1) The experience of the applicant in the business of purchase and sale of those articles or goods referred to in subsection A of the definition of “secondhand dealer” in § 84-1 herein, although nothing in this section shall be construed to warrant denial of a license solely on the basis of lack of experience.
 - (2) The reputation of the applicant for fair dealing in the community, which shall be made among credible sources, which sources shall be disclosed to the applicant in the event of a denial of any license.
 - (3) Any criminal record of the applicant.
 - (4) The type of operation contemplated to be conducted by the applicant, particularly whether the business is to be operated from a fixed location, whether it is to be conducted from a location primarily devoted to the purchase and sale of those articles and goods referred to in subsection A of the definition of “secondhand dealer” in § 84-1 herein and other factors bearing upon whether the licensed business will be of a fixed and permanent nature. This section, however, shall not be construed to require denial of any license solely on the grounds that the business is not conducted from a fixed location.

- B. The Chief of Police shall complete any investigation pursuant to this chapter within 30 days of the submission of the application to the Clerk, fully completed by the applicant. If a criminal record check has been requested within the thirty-day period and has not been received by the Chief of Police within that period, the Chief of Police may, if all other factors are satisfactory, recommend a conditional issuance of the license subject to the finding regarding criminal record.
- C. The Chief of Police shall, upon completion of the investigation, recommend grant or denial of the requested license to the Clerk, who shall grant or deny the license. Any recommendation of the Chief of Police shall be in writing and, in the case of a recommendation of denial, shall state fully and specifically the reasons for said recommendation. If the Clerk accepts the recommendation of the Chief of Police to deny any license, he or she shall notify the applicant within 10 days of such denial and forward to the applicant a statement of the reason or reasons for such denial. The applicant shall have 10 days thereafter to request reconsideration by the Clerk and may provide the Clerk with any relevant information in response to that set forth in the Clerk's notice of denial.
- D. Grounds for recommending denial of a license may include reliable information indicating that the applicant has in the past engaged in fraudulent or deceptive business practices in a business identical to or similar to the business for which the applicant seeks a license pursuant to this chapter. A license may be denied if the investigation conducted by the Chief of Police reveals conviction of the applicant or any of its principal officers or employees of any crime or disorderly persons offense in which deceit or misrepresentation is an element or any conviction of any crime or disorderly persons offense involving theft or receiving stolen goods, whether such conviction was a principal, accessory before or after the fact or co conspirator. Upon receipt of the recommendation of the Chief of Police, the Clerk shall issue or deny the license accordingly, contingent upon the receipt of a bond pursuant to § 84-6.

In the event of a denial of the license by the Clerk, the applicant shall be entitled to a hearing before the Township Council of the Township of Jackson, at which time the applicant shall be permitted to introduce such evidence as may be deemed relevant to such denial.

§ 84-4. Identification of seller; required information.

All licensees shall require of each person selling used goods such as antiques, precious stones, gold, silver, platinum or other precious metals, jewelry, coins, any tools, television sets, radios, record or stereo sets, electronic devices, musical instruments, sporting goods, automotive equipment, collectibles, game cartridges, DVDs, CDs and other electronically recorded material, firearms, cameras and camera equipment, video equipment and bric-a-brac, suitable identification setting forth the true name and address of the seller. Acceptable identification includes a valid driver's license issued in one of the 50 states, a valid government-issued identification or photo ID and one fingerprint (preferably thumb) which will be recorded on the receipt retained by the dealer and subsequently forwarded to the Jackson Police Department upon request. All licensees shall issue to each seller a serially numbered receipt setting forth the following information:

- A. A brief legible description of the item(s) which shall describe the manufactured form of such item(s).
- B. A statement in full of any identifying marks on the item, such as initials, names, dates, social security numbers engraved thereon, serial numbers, series numbers or any other information appearing calculated to set apart the particular object sold from others of like kind.
- C. If the item is purchased by weight, the troy ounce weight of the item.
- D. The name of the clerk of employee of the licensee making the transaction legible set forth.
- E. The name, permanent business address and license number of the purchaser/licensee.
- F. The name and address of the seller, which shall be verified by proof of identification. Said receipt book shall be a record kept in the regular course of business of the licensee.
- G. The actual price paid for the purchase of such item.
- H. A photographed recording of the item(s) being purchased by the dealer. The photograph should be of digital form and quality, with the ability to be electronically transferred to a computer.

§ 84-5. Retention of articles; minimum age; revocation of license; change of location.

- A. No licensee under this chapter shall sell, alter or dispose of in any way any of those articles or goods referred to in § 84-6 herein until seven days have elapsed after the purchase of the same by such licensee. It shall be an affirmative defense to any prosecution or administrative proceeding brought for a violation of this section if retention for the time period required would have resulted in serious and substantial economic losses to the dealer, or the probability of such losses was significant due to rapid and highly fluctuating market conditions, provided that the persons so charged shall prove the existence of the market conditions giving rise to the aforesaid defense by a preponderance of the evidence. Market conditions, in order to be defense hereunder, must be such that financial analysts would characterize trading as at or approaching a level or occurrence so as to clearly distinguish trading conditions from normal variations in market movement in response to economic news or other events.
- B. No licensee under this chapter shall purchase any item covered by this chapter from any person under the age of 18 or in the absence of providing prior notification of such purchase to the Chief of Police or business designee identifying the individual from whom such purchase is to be made and the item to be purchased.
- C. If any licensee under this chapter shall be convicted of robbery, burglary, theft, receiving stolen goods or any other crime involving moral turpitude, the Township Council of the Township of Jackson may, after notice and hearing, revoke the license issued to such licensee.

- D. A licensee shall have the right to change the location of the licensed business, provided that he or she notifies the Township Clerk, in writing, of the street address of said new location.

§ 84-6. Recordkeeping; assignment of license.

- A. Each licensee shall maintain duplicate copies of all seller receipts and photographs issued pursuant to § 84-3 in legible form for a period of at least one year from the date of each sale. Such receipts shall be available upon request for inspection by members of the Jackson Township Police Department during normal business hours. The license shall be posted in a conspicuous place at the location of the sale or sales licensed under this chapter.
- B. No license issued under this chapter shall be assignable by the licensee.

§ 84-7. Bond.

Each licensee shall deliver a bond to the Clerk executed by the applicant as principal with a surety company authorized to do business under the laws of the State of New Jersey as surety. The bond, to be approved by the Township Attorney, shall be in the penal sum of \$10,000, conditioned for the due and proper observance of and compliance with the provisions and requirements of all ordinances of the Township in force or which may be adopted respecting the conduct of this business and conditioned also that the bond shall be and remain for the benefit of any person or persons who shall have received judgment against the licensee licensed under this chapter by reason of any damage sustained by any such person as a result of the operations of the licensee under this chapter, which damage shall be established by a judgment of a court of property jurisdiction. Said bond shall contain the following language: "The obligation of this bond shall, in addition to the Township of Jackson, be and remain for the benefit of any person who shall obtain a judgment against obligor as a result of damage sustained in operation pursuant to any license granted under Chapter 84 of the Code of the Township of Jackson." Said bond shall be kept for a minimum of one year from the date of issuance of license granted and must be renewed annually along with the license.

§ 84-8. Fees; period of license validity.

The fee for initial application and license shall be \$100, nonrefundable. Each annual renewal fee shall be \$50. Said license shall be valid for a period of one year from the date of issuance.

§ 84-9. Violations and penalties.

Any individual person, partnership or corporation found in violation of the provisions of this chapter shall be subject to the penalties as provided in Chapter 1, § 1-15, General penalty.

§ 84-10. Time limit for conformance.

All persons, partnerships and corporations engaging in any transactions covered by this chapter shall conform to the provisions of this chapter within 90 days following the date of its final passage by the Township Council and approval by the Mayor where such approval is required by law.

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 **March 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 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, Township of Jackson

ORDINANCES, SECOND READING:

ORDINANCE 14-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, STATE OF NEW JERSEY AUTHORIZING THE CONVEYANCE OF A RIGHT OF WAY AND SLOPE EASEMENT TO THE COUNTY OF OCEAN ON A PORTION OF BLOCK 11601, LOT 3 NO LONGER NEEDED FOR MUNICIPAL PURPOSES (ROVA FARMS BRIDGE - STRUCTURE #1511029 – ROUTE 571)

PUBLIC HEARING OPENED; NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

MOTION TO APPROVE ORDINANCE 14-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: BRESSI

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

ORDINANCE NO. 14-11

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. Purpose. The purpose of the within ordinance is to grant a right-of-way and slope easement in, on, under, through, upon, over and across a certain portion of the Township of Jackson’s property known as Block 11601, Lot 3 (not needed for municipal purposes) for the purpose of the rehabilitation of the Cassville Lake Dam/Spillway, the reconstruction and widening of County Route No. 571 and replacement of the Rova Farms Bridge, Structure #1511029.

SECTION 2. Granting of right-of-way and slope easement. The within ordinance authorizes the Jackson Township Mayor and Clerk to execute a Deed of Easement from Jackson Township to the County of Ocean for a portion of Block 11601, Lot 3. A copy of the agreement as well as a description of right-of-way and Slope easement is attached hereto as “Schedule A”.

SECTION 3. Consideration. The within transfer is being made from Jackson Township as grantor to the County of Ocean as grantee for a nominal consideration.

SECTION 4. That the transfer of this easement is premised upon the County of Ocean’s agreement to construct, at its expense, all dam improvements required by its Freshwater Wetlands Permit (#1511-10-0003.1) issued by the New Jersey Department of Environmental Protection in connection with the rehabilitation project, as well as assume all responsibility and costs for inspections, reports and maintenance of the embankment

SECTION 5. Reversionary Interest. Pursuant to N.J.S.A. 40A:12-13.4, the land being transferred shall be used only for public purposes by the county, and if the land is not used in accordance with this limitation, title thereto shall revert to the municipality without any entry or reentry made thereon on behalf of the municipality.

SECTION 6. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

SECTION 7. This Ordinance shall take effect immediately upon final passage 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 the **8th day of March 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 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 in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

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

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson



ORDINANCE, FIRST READING

ORDINANCE 15-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 37 OF THE TOWNSHIP CODE, ARTICLE I ENTITLED LICENSING TO INCREASE THE NUMBER OF PLENARY RETAIL CONSUMPTION LICENSES FROM FOURTEEN (14) TO EIGHTEEN (18) AND PLENARY RETAIL DISTRIBUTION LICENSES FROM FIVE (5) TO SEVEN (7)

**MOTION TO APPROVE ORDINANCE 15-11 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON APRIL 12, 2011 BY: UPDEGRAVE
MOTION SECONDED BY: BRESSI
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

ORDINANCE 15-11

WHEREAS, pursuant to N.J.S.A. 33-1, et. seq. the Township Council has determined that the population of the Township of Jackson has increased due to the 2010 Federal Census and that the number of plenary retail consumption licenses and plenary retail distribution licenses should increase to reflect the positive change in population.

WHEREAS, the Township Council has determined that the existing code does not properly reflect the change in population and must be amended.

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: Chapter 37-1 shall be amended to read as follows:

- A. Not more than eighteen (18) plenary retail consumption licenses.
- C. Not more than seven (7) plenary retail licenses.

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 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 **March 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 **12th day of April, 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

ORDINANCE, FIRST READING

ORDINANCE 16-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE GRANTING OF A RIGHT-OF-WAY AND VARIOUS EASEMENTS TO THE COUNTY OF OCEAN FOR THE PURPOSES OF ROAD AND DRAINAGE FACILITY CONSTRUCTION AND MAINTENANCE ALONG A PORTION OF ROUTE 527, KNOWN AS BLOCK 20501, LOTS 1, 5, AND 6

**MOTION TO APPROVE ORDINANCE 16-11 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON APRIL 12, 2011 BY: BRESSI
MOTION SECONDED BY: UPDEGRAVE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

ORDINANCE 16-11

WHEREAS, the County of Ocean has requested that the Township of Jackson grant it a right-of-way as well as a drainage easement and temporary construction easement in order for the County to construct, operate and maintain storm drainage facilities in the Route 527 right-of-way of Block 20501, Lots 1, 5, and 6; and

WHEREAS, the Township of Jackson is the owner of Block 20501, Lots 1, 5, and 6 as shown on the Tax Map of the Township of Jackson, Ocean County, New Jersey; and

WHEREAS, the granting of easements requires the approval by Ordinance of the Township Council pursuant to NJSA 40A:12-5; and

WHEREAS, the Township Council has determined that it is in the public interest to transfer the above-described easements to the County of Ocean as the County will be responsible for construction, maintenance, and repair of the storm drainage facilities along the Route 527 right-of-way of Block 20501, Lots 1, 5, and 6.

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

SECTION 1. That the Mayor and the Township Council are authorized to execute and attest to, respectively, the forms of right-of-way and easements, attached hereto and incorporated herein as Schedule A, so as to grant the above-described right-of-way, and drainage and construction easements along the portion of Route 527, known as Block 20501, Lots 1, 5, and 6.

SECTION 2. Each clause, section or subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

SECTION 3. This ordinance shall take effect immediately upon adoption and publication according to law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the **22nd day of March, 2011**, and will be considered for second reading and final passage at the regular meeting of the Township Council to be held on the **12th day of April, 2011 at 7:30 p.m.**, at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

PUBLIC COMMENT, RESOLUTIONS ONLY

NO ONE CAME FORWARD
MOTION TO CLOSE PUBLIC COMMENT BY: BRESSI
MOTION SECONDED BY: RIVERE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

RESOLUTIONS

RESOLUTION 113R-11
TITLE: AUTHORIZE 2011 EMERGENCY TEMPORARY APPROPRIATIONS #2
MOTION TO APPROVE BY: UPDEGRAVE
MOTION SECONDED BY: RIVERE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, in accordance with the provisions of N.J.S.A. 40A:4-20 entitled, **EMERGENCY TEMPORARY APPROPRIATIONS**; in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make

emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year. The amount of such emergency temporary appropriations shall be included under the correct headings in the budget as adopted. If they are adopted after the introduction and approval of the budget and were not included in the budget as approved, they shall be included by amendment in the budget as adopted, except that no public advertisement or public hearings shall be required as to their adoption as amendments. A copy of each resolution making such emergency temporary appropriations shall be filed forthwith with the director.

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

The following annexed 2011 Emergency Temporary Appropriations of \$4,980,788.68 in addition to any previously approved emergencies cumulatively totaling \$8,877,761.99, is hereby made in compliance with the above referenced statute. Combined 2011 temporary (N.J.S.A. 40A:4-10) and Emergency Temporary (N.J.S.A. 40A:4-20) Appropriations aggregate to \$13,858,550.67.

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

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

DATED: 3/22/11

RESOLUTION 114R-11

TITLE: TO AMEND 2010 BUDGET- TRANSFER RESOLUTION #8

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: BRESSI

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

**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 (#8) for the 2010 Municipal Operating Budget of the Township of Jackson are hereby made for the above stated reasons:
 2. This resolution shall take effect upon two-thirds affirmative vote by the full governing body of the Township of Jackson.
 3. Copies of this resolution to the Administrator, Chief Financial Officer and Auditor.

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

DATED: 3/22/11

RESOLUTION 115R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO K. HOVNANIAN, OF THE PERFORMANCE BOND ISSUED FOR FOUR SEASONS AT METEDECONK, SEC. 5 (BIGOS), A/K/A BLOCK 143.01, LOT 1.02

MOTION TO APPROVE BY: BRESSI

MOTION SECONDED BY: RIVERE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, K. Hovnanian, has requested a Release of the Performance Guarantee, which consists of \$67,593.93 in the form of a Performance Bond #0423104 issued by International Fidelity Insurance Company and a Cash Bond in the amount \$7,510.44, pertaining to Four Seasons at Metedeconk, Sec. 5 (Bigos) a/k/a Block 143.01, Lot 1.02, Jackson Township; and

WHEREAS, Al Yodakis of T&M Associates, Township Engineer, has reviewed and approved the release of said performance bond in letter report dated March 2, 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 #0423104 issued by International Fidelity Insurance Company in the amount of \$67,593.93 and a Cash Bond in the amount of \$7,510.44, 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 \$31,293.49, 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: 3/22/11

RESOLUTION 120R-11

TITLE: AUTHORIZE THE ACCEPTANCE OF \$38,977.00 FOR THE DEFICIENCIES ASSOCIATED WITH ASHLEY ESTATES, AUTHORIZING THE RELEASE OF THE LETTER OF CREDIT #1483 POSTED IN CONNECTION WITH SAID DEVELOPMENT, AND RELEASING THE DEVELOPER FROM ANY FURTHER OBLIGATIONS

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, A Letter of Credit #1483 issued by Amboy National Bank was posted with the Township of Jackson by the Developer to secure proper construction of the development project in Jackson Township known as Ashley Estates (Christina Court); and

WHEREAS, the Township Engineer has previously reported that, despite repeated inspections and punch lists, the developer has failed to properly complete the construction of Ashley Estates (Christina Court) and therefore is in default under the

aforesaid Letter of Credit; and

WHEREAS, Albert Yodakis, PE, T&M Associates, Township Engineer has previously recommended that the Township commence draw down proceedings against the Letter of Credit for Ashley Estates (Christina Court), for deficiencies amounting to \$38,977.00; and

WHEREAS, via resolution number 471R-04, the Township of Jackson declared the Developer in default and authorized the commencement of draw down procedures against the Letter of Credit; and

WHEREAS, the Township is now in receipt of a check drawn by the Developer in the amount of \$38,977.00 to address the deficiencies noted by the Township Engineer; and

WHEREAS, the Township Council desires to accept such check as payment in full and release the Letter of Credit (#1483) posted by the Developer, releasing it from any further obligations connected with Ashley Estates (Christina Court).

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

1. That the Township of Jackson is hereby authorized to accept the check in the amount of \$38,977.00 as payment in full for the outstanding deficiency items in connection with Ashley Estates (Christina Court).

2. Upon adoption of this resolution and clearance of the check, the Township Clerk or appropriate Township representative is hereby authorized to release the Letter of Credit (#1483) in its entirety.

3. That upon adoption of this resolution and clearance of the check, the Township Attorney or appropriate Township representative is hereby authorized to execute a release to provide to the Developer, releasing same from any further obligations with Ashley Estates (Christina Court).

4. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Developer, Township Engineer, and Township Attorney.

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

DATED: 3/22/11

RESOLUTION 122R-11

TITLE: AUTHORIZE THE EXECUTION OF CONTRACT AWARD BETWEEN THE TOWNSHIP OF JACKSON AND CAMPUS COORDINATES FOR THE SUPPLY AND DELIVERY OF SPORT SHIRTS AND APPAREL FOR CY 2011 PROGRAMS RUN BY THE DEPARTMENT OF RECREATION AND SENIOR SERVICES WITH THE OPTION TO RENEW FOR ONE (1) ADDITIONAL YEAR PERIOD

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, Jackson Township advertised for the acceptance of sealed bids for the Department of Recreation and Senior Services CY 2011 shirts for various programs on March 18, 2011 at 10:00 a.m.; and

WHEREAS, at the time and place for receipt of sealed bids, bids were received from two (2) vendors as follows:

1. Campus Coordinates
2. G&D Enterprises

;and

WHEREAS, after review of said bids, the Director of Recreation and Senior Services had made recommendation to the Mayor requesting award be made to the following to Campus Coordinates for the specified apparel noted on attached Schedule "A" unit pricing.

WHEREAS, said award is made pursuant to a fair and open process; and

WHEREAS, the Chief Financial Officer has certified that sufficient funding exists for this purpose in the Recreation Trust Fund and will be available upon the adoption of the 2011 Operating Budget.

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 of the Township of Jackson does hereby authorize the Mayor to execute a contract with Campus Coordinates for the supply and delivery of sport shirts and apparel for the Department of Recreation and Senior Services for CY 2011 programs with the option to renew for one (1) additional year period in accordance with the bid specifications and attached Schedule "A" unit price list.
2. A copy of this resolution shall be forwarded to Campus Coordinates, G&D Enterprises, Municipal Administrator, Director of Recreation and Senior Services, Purchasing Department, Chief Financial Officer and any other interested parties.
3. 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: 3/22/11

RESOLUTION 126R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO SHOWCASE HOMES, OF THE PERFORMANCE BOND ISSUED FOR FOREST ESTATES, (OFFSITE ROADWAY IMPROVEMENTS) A/K/A BLOCK 6, LOT 4.03

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, Showcase Homes, has requested a Release of the Performance Guarantee, which consists of \$142,200.00 in the form of a Performance Bond #124073 issued by Frontier Insurance Company and a Cash Bond in the amount \$15,800.00 pertaining to Forest Estates (Offsite Roadway Improvements) a/k/a Block 6, Lot 4.03 Jackson Township; and

WHEREAS, Al Yodakis of T&M Associates, Township Engineer, has reviewed and approved the release of said performance bond in letter report dated March 14, 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 #124073 issued by Frontier Insurance Company in the amount of \$142,200.00 and a Cash Bond in the amount of \$15,800.00, heretofore posted with the Township may and hereby is released. Considering the age of the project and scope of the improvements covered by the performance guarantee the Township Engineer has recommended the two-year maintenance bond requirement be waived. Also, prior to the release the applicant must:

1. Reimburse 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.
2. 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: 3/22/11

BILLS AND CLAIMS

COUNCILWOMAN RIVERE asked if Public Works employees can be called in to work on a Furlough day, in an emergency. **ATTORNEY CIPRIANI** said you can call employees in, you can't require them, and they would be paid under regular rates and overtime according to the number of hours worked. **ADMINISTRATOR TORRES** said they did that in anticipation of a big storm. In this case, salt had to be unloaded and the Director had to make a decision to unload the salt with a private contractor or call in an entire department. The salt was needed due to an impending storm.

PAT WOOD said the person just showed up despite delivering on Friday when they knew they weren't supposed to. A partial credit was given. Also, under AFSCME rules, you can't call in one or two employees; you must call in the entire department. **ATTORNEY CIPRIANI** said if it wasn't an emergency, then that's out. If it is a non-emergency you don't need an entire department.

COUNCIL VICE PRESIDENT BRESSI asked if it was one Friday, or multiple Fridays. **ADMINISTRATOR TORRES** said the day the salt was delivered to the salt dome, the contractor was clearing a cul de sac in the area. For the record, even when we call an entire department in, they don't get the manpower that they needed.

COUNCILMAN KAFTON asked how many outside contractors there are, and how is it determined who gets called? **MS. WOOD** said two contractors won the snow plowing bid. **ADMINISTRATOR TORRES** said the Director of DPW makes the call.

COUNCILMAN KAFTON asked if it takes 8 hours to unload the salt and was told very possibly. **COUNCIL PRESIDENT MARTIN** asked for more detail on the dates the contractors were called in, and Administrator Torres would clarify which contractors are called in and for what circumstances. **COUNCILMAN KAFTON** asked for the total bill paid out to JR Landscaping and to Galloway, the two contractors for snow removal.

MOTION TO HOLD P1100169 – JR LANDSCAPING, AND TO APPROVE ALL OTHERS BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

NO: KAFTON (ON ALL PROFESSIONALS)

ABSTAIN: UPDEGRAVE (WINDING WAYS); MARTIN (R.C.SHEA/ASSOC.)

| CHECK# | VENDOR | AMOUNT |
|---------------|---------------|---------------|
|---------------|---------------|---------------|

03/21/11
12:42:35

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 1

Dir

Range of Checking Accts: First to Last Range of Check Dates: 03/22/11 to 03/22/11
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 | | | | | |
| 61273 | 03/22/11 | FRE10 FRENCH & PARRELO ASSOC., P.A. | 11,170.00 | | 3843 |
| 61274 | 03/22/11 | REH04 REHABCO, INC. | 1,458.00 | | 3843 |
| 61275 | 03/22/11 | UNI19 UNION ALARMTRONIC, LLC | 7,528.00 | | 3843 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|----------|----------|-------------|------------------|
| Checks: | 3 | 0 | 0.00 | 20,156.00 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 3 | 0 | 0.00 | 20,156.00 |

| | | | | | |
|---------|----------|--------------------------------------|------------|---------------|------|
| CURRENT | | | | | |
| 84300 | 03/22/11 | JAC15 JACKSON TOWNSHIP P/R ACCOUNT | 642,782.11 | | 3837 |
| 84301 | 03/22/11 | AIR01 AIR BRAKE & EQUIPMENT INC. | 165.22 | | 3840 |
| 84302 | 03/22/11 | ALS01 AL'S AUTO REPAIRS INC. | 50.00 | | 3840 |
| 84303 | 03/22/11 | AME51 AMERICAN ASPHALT COMPANY, INC | 0.77 | | 3840 |
| 84304 | 03/22/11 | ANS02 ANS CONSULTANTS INC. | 2,420.00 | | 3840 |
| 84305 | 03/22/11 | APP06 MELANIE S. APPEBY | 585.00 | | 3840 |
| 84306 | 03/22/11 | ASB01 ASBURY PARK PRESS, INC. | 115.00 | | 3840 |
| 84307 | 03/22/11 | BAC05 BAC TAX SERVICES CORP | 1,064.99 | | 3840 |
| 84308 | 03/22/11 | BAY06 BAYWAY LUMBER | 477.20 | | 3840 |
| 84309 | 03/22/11 | BOI01 BOILING SPRINGS GROUP | 11,439.00 | | 3840 |
| 84310 | 03/22/11 | CAR48 t/a CARL'S FENCING & DECKING | 129.65 | | 3840 |
| 84311 | 03/22/11 | CDM01 CDM GOVERNMENT, INC. | 2,600.55 | | 3840 |
| 84312 | 03/22/11 | CEN22 CENTRAL JERSEY WASTE AND | 14,227.50 | | 3840 |
| 84313 | 03/22/11 | CH02 CM AUTOS | 397.50 | | 3840 |
| 84314 | 03/22/11 | COR14 CORE MECHANICAL, INC. | 737.00 | | 3840 |
| 84315 | 03/22/11 | COR35 CORONATO, BRADY & KUNZ, P.C. | 6,666.68 | | 3840 |
| 84316 | 03/22/11 | DEL01 DELTA DENTAL PLAN OF N.J. INC. | 21,706.97 | | 3840 |
| 84317 | 03/22/11 | DEP02 DEPTCOR/BUREAU OF | 998.75 | | 3840 |
| 84318 | 03/22/11 | DIA13 DIAMOND COMMUNICATIONS, LLC | 4,084.10 | | 3840 |
| 84319 | 03/22/11 | DOM01 DOMNS FORD, INCORPORATED | 1,941.15 | | 3840 |
| 84320 | 03/22/11 | EDM04 EDWARDS TIRE COMPANY, INC. | 1,300.00 | | 3840 |
| 84321 | 03/22/11 | FAI01 FAIRLITE ELECT. SUPPLY CO. INC | 702.00 | | 3840 |
| 84322 | 03/22/11 | FIR40 FIRST AMERICAN REAL ESTATE TAX | 22,096.60 | | 3840 |
| 84323 | 03/22/11 | FLE15 FLEETSOURCE, LLC | 472.74 | | 3840 |
| 84324 | 03/22/11 | FOS02 FOSTER & COMPANY, INC. | 981.24 | | 3840 |
| 84325 | 03/22/11 | FRA19 ANGELO & CAROL FRASCINO | 2,712.06 | | 3840 |
| 84326 | 03/22/11 | GAN01 GANN LAW BOOKS INC. | 793.50 | | 3840 |
| 84327 | 03/22/11 | GAR36 GARY KUBIAK & SON ELECTRIC INC | 124.50 | | 3840 |
| 84328 | 03/22/11 | GEN01 GENERAL CODE LLC | 904.50 | | 3840 |
| 84329 | 03/22/11 | GIL02 GILMORE & MONAHAN, P.A. | 0.00 | 03/22/11 VOID | 0 |
| 84330 | 03/22/11 | GIL02 GILMORE & MONAHAN, P.A. | 23,710.03 | | 3840 |
| 84331 | 03/22/11 | GOW09 GFOA OF NEW JERSEY | 90.00 | | 3840 |
| 84332 | 03/22/11 | GRE33 CARL & LESLIE GREENFIELD | 1,385.44 | | 3840 |
| 84333 | 03/22/11 | HMO1 HENRY GOSSARD dba/H & D FIRE | 387.00 | | 3840 |
| 84334 | 03/22/11 | HOL19 HOLMAN & FRENIA, P.C. | 4,000.00 | | 3840 |
| 84335 | 03/22/11 | HUN03 HUNTER JERSEY PETERBILT | 950.30 | | 3840 |
| 84336 | 03/22/11 | IKO01 IKON OFFICE SOLUTIONS, INC. | 0.00 | 03/22/11 VOID | 0 |

03/21/11
12:42:35

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 2

| Check # | Check Date | Vendor | Amount Paid | Reconciled/Void | Ref Number |
|---------|------------|--------|--------------------------------|-----------------|-----------------|
| 84337 | 03/22/11 | IKO01 | IKON OFFICE SOLUTIONS, INC. | 3,424.18 | 3840 |
| 84338 | 03/22/11 | JAC12 | JACKSON TWP. BOARD OF ED. | 6,629,153.00 | 3840 |
| 84339 | 03/22/11 | JAC14 | JACKSON TWP.MUN.UTILITIES AUTH | 10,800.79 | 3840 |
| 84340 | 03/22/11 | JAM12 | JAMMER DOORS INC. | 785.50 | 3840 |
| 84341 | 03/22/11 | JCP01 | JERSEY CENTRAL POWER & LIGHT | 0.00 | 03/22/11 VOID 0 |
| 84342 | 03/22/11 | JCP01 | JERSEY CENTRAL POWER & LIGHT | 10,865.25 | 3840 |
| 84343 | 03/22/11 | JER25 | JERZ MECHANICAL INC. | 1,000.00 | 3840 |
| 84344 | 03/22/11 | JER29 | JERRY'S AUTO BODY,LLC | 1,809.00 | 3840 |
| 84345 | 03/22/11 | JOH15 | JOHNNY ON THE SPOT | 573.45 | 3840 |
| 84346 | 03/22/11 | JRC01 | JR CUSTOM LANDSCAPING,INC. | 4,817.35 | 3840 |
| 84347 | 03/22/11 | JRH01 | J.R. HENDERSON LABS, INC. | 240.00 | 3840 |
| 84348 | 03/22/11 | KAM02 | HARRY & BARBARA KAMINSKY | 3,196.58 | 3840 |
| 84349 | 03/22/11 | LAK01 | LAKEWOOD AUTO SUPPLY INC. | 450.22 | 3840 |
| 84350 | 03/22/11 | LOG04 | LOGOMANIA, INC. | 92.71 | 3840 |
| 84351 | 03/22/11 | LOT01 | SUSAN LOTITO | 675.00 | 3840 |
| 84352 | 03/22/11 | MAD08 | MARSHALL & JUDITH MADDOX | 2,612.92 | 3840 |
| 84353 | 03/22/11 | MAJ04 | MAJESTIC OIL CO.INC. | 1,427.03 | 3840 |
| 84354 | 03/22/11 | MAZ04 | MAZZA RECYCLING,INC. | 6,907.42 | 3840 |
| 84355 | 03/22/11 | MON37 | MONMOUTH TELECOM | 1,223.85 | 3840 |
| 84356 | 03/22/11 | MOT10 | MOTOROLA | 13,520.84 | 3840 |
| 84357 | 03/22/11 | NAP02 | NAPCO/R.S.KNAPP CO.INC | 260.50 | 3840 |
| 84358 | 03/22/11 | NEX01 | NEXTEL COMMUNICATIONS | 1,332.51 | 3840 |
| 84359 | 03/22/11 | NJL01 | NJLM | 55.00 | 3840 |
| 84360 | 03/22/11 | NJN03 | NEW JERSEY NATURAL GAS | 549.36 | 3840 |
| 84361 | 03/22/11 | OCE47 | OCEAN COUNTY EQUIPMENT,INC. | 997.13 | 3840 |
| 84362 | 03/22/11 | OFF06 | OFFICE NEEDS | 107.39 | 3840 |
| 84363 | 03/22/11 | OMA02 | OMAHA STANDARD, INC. | 724.86 | 3840 |
| 84364 | 03/22/11 | PED01 | PEDRONI FUEL COMPANY, INC. | 68,630.25 | 3840 |
| 84365 | 03/22/11 | POL01 | POLICE & FIREMEN'S RETIREMENT | 2,442,131.00 | 3840 |
| 84366 | 03/22/11 | PUB01 | PUBLIC EMP. RETIREMENT SYSTEM | 824,322.00 | 3840 |
| 84367 | 03/22/11 | PUB02 | PUBLIC WORKS ASSOCIATION OF NJ | 75.00 | 3840 |
| 84368 | 03/22/11 | RUM02 | BRIAN E. RUMPF | 661.50 | 3840 |
| 84369 | 03/22/11 | SAF02 | SAFEGUARD BUSINESS SYSTEMS | 279.00 | 3840 |
| 84370 | 03/22/11 | SHO13 | SHOPRITE/PERLMART,INC. | 119.00 | 3840 |
| 84371 | 03/22/11 | SPR02 | SPRINT | 351.32 | 3840 |
| 84372 | 03/22/11 | TRI04 | TRICO | 457.65 | 3840 |
| 84373 | 03/22/11 | USA03 | USA MOBILITY WIRELESS,INC. | 17.92 | 3840 |
| 84374 | 03/22/11 | VER03 | VERIZON WIRELESS | 1,485.26 | 3840 |
| 84375 | 03/22/11 | VER04 | VERIZON | 0.00 | 03/22/11 VOID 0 |
| 84376 | 03/22/11 | VER04 | VERIZON | 2,025.15 | 3840 |
| 84377 | 03/22/11 | VER08 | VERIZON WIRELESS | 240.06 | 3840 |
| 84378 | 03/22/11 | VER09 | VERIZON ONLINE | 159.90 | 3840 |
| 84379 | 03/22/11 | WIN11 | KELLY WINTHROP, LLC | 288.00 | 3840 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|-----------|----------|-------------|----------------------|
| Checks: | 76 | 4 | 0.00 | 10,812,043.90 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 76 | 4 | 0.00 | 10,812,043.90 |

| DEV FEES-COAH | DEV FEES - COAH (NEW) | | | |
|---------------|-----------------------|-------|--------------------|---------------|
| 148 | 03/22/11 | OCE15 | OCEAN COUNTY CLERK | 8.00 3846 |
| 149 | 03/22/11 | REH04 | REHABCO, INC. | 1,458.00 3846 |

03/21/11
12:42:35

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 3

| Check # | Check Date | Vendor | Amount Paid | Reconciled/Void | Ref Number |
|---------|------------|-----------------------|-------------|-----------------|------------|
| 150 | 03/22/11 | TWO2 T & M ASSOCIATES | 661.00 | | 3846 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|----------|----------|-------------|-----------------|
| Checks: | 3 | 0 | 0.00 | 2,127.00 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 3 | 0 | 0.00 | 2,127.00 |

| DEVELOPERS-OF DEVELOPERS-OCEAN FIRST | | | | | |
|--------------------------------------|----------|-------|--------------------------------|-----------|-----------------|
| 63109 | 03/22/11 | JAC15 | JACKSON TOWNSHIP P/R ACCOUNT | 1,890.00 | 3838 |
| 63110 | 03/22/11 | CHE16 | CHESTNUT ARBORICULTURAL & | 112.50 | 3841 |
| 63111 | 03/22/11 | GER12 | GERTNER MANDEL & PESLAK | 1,345.84 | 3841 |
| 63112 | 03/22/11 | INN02 | INNOVATIVE ENGINEERING INC | 1,522.50 | 3841 |
| 63113 | 03/22/11 | JAC08 | JACKSON TOWNSHIP CURRENT FUND | 10,486.90 | 3841 |
| 63114 | 03/22/11 | MAR60 | Patrick Marchillo | 808.45 | 3841 |
| 63115 | 03/22/11 | MET14 | METRO PCS NEW YORK, LLC | 1,454.83 | 3841 |
| 63116 | 03/22/11 | OME01 | OWEN LITTLE & ASSOCIATES INC. | 0.00 | 03/22/11 VOID 0 |
| 63117 | 03/22/11 | OME01 | OWEN LITTLE & ASSOCIATES INC. | 6,513.50 | 3841 |
| 63118 | 03/22/11 | REM01 | REMINGTON, VERNICK & VENA ENG. | 0.00 | 03/22/11 VOID 0 |
| 63119 | 03/22/11 | REM01 | REMINGTON, VERNICK & VENA ENG. | 2,322.00 | 3841 |
| 63120 | 03/22/11 | TWO2 | T & M ASSOCIATES | 2,197.25 | 3841 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|-----------|----------|-------------|------------------|
| Checks: | 10 | 2 | 0.00 | 28,653.77 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 10 | 2 | 0.00 | 28,653.77 |

| DOG DOG ACCOUNT - NEW | | | | | |
|-----------------------|----------|-------|---------------------------|----------|------|
| 469 | 03/22/11 | NJS04 | N.J.STATE DEPT. OF HEALTH | 1,529.40 | 3844 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|----------|----------|-------------|-----------------|
| Checks: | 1 | 0 | 0.00 | 1,529.40 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 1 | 0 | 0.00 | 1,529.40 |

| GENERAL TRUST | | | | | |
|---------------|----------|-------|--------------------------------|----------|------|
| 61011 | 03/22/11 | EAS17 | EAST COAST NO SPAY CLINIC | 184.00 | 3842 |
| 61012 | 03/22/11 | RCS02 | R.C.SHEA & ASSOCIATES | 4,000.00 | 3842 |
| 61013 | 03/22/11 | TMF01 | T.M. FITZGERALD AND ASSOCIATES | 1,227.15 | 3842 |
| 61014 | 03/22/11 | XTR02 | XTREME MACHINES | 994.92 | 3842 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|----------|----------|-------------|-----------------|
| Checks: | 4 | 0 | 0.00 | 6,406.07 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 4 | 0 | 0.00 | 6,406.07 |

HANDICAPPED

03/21/11
12:42:35

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 4

| Check # | Check Date | Vendor | Amount Paid | Reconciled/Void | Ref Number |
|---------|------------|----------------------------------|-------------|-----------------|------------|
| 2030 | 03/22/11 | ACM01 A.C. MOORE, INC. | 45.13 | | 3847 |
| 2031 | 03/22/11 | CJ01 C & J DOLLAR DISCOUNT STORE | 31.20 | | 3848 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|----------|----------|-------------|--------------|
| Checks: | 2 | 0 | 0.00 | 76.33 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 2 | 0 | 0.00 | 76.33 |

PARKS REC

| | | | | | |
|-------|----------|------------------------------------|----------|--|------|
| 63488 | 03/22/11 | JAC15 JACKSON TOWNSHIP P/R ACCOUNT | 3,690.03 | | 3839 |
| 63489 | 03/22/11 | COM30 COMBAT SPORTS LLC | 300.00 | | 3845 |
| 63490 | 03/22/11 | CRO09 CROWN AWARDS | 1,013.65 | | 3845 |
| 63491 | 03/22/11 | FOS05 MAUREEN FOSGREEN | 26.25 | | 3845 |
| 63492 | 03/22/11 | JOM13 TY L. JONES | 26.25 | | 3845 |
| 63493 | 03/22/11 | MED07 MEDIEVAL TIMES USA, INC. | 1,152.40 | | 3845 |
| 63494 | 03/22/11 | MEY15 JENNY METTEN | 21.00 | | 3845 |
| 63495 | 03/22/11 | PAP04 JAMES M. PAPANDREA | 89.50 | | 3845 |
| 63496 | 03/22/11 | PHI08 PHILADELPHIA ZOO | 150.00 | | 3845 |
| 63497 | 03/22/11 | RUN04 RUNAWAY RAPIDS WATERPARK | 300.00 | | 3845 |
| 63498 | 03/22/11 | USS02 U.S.S.A. PAYROLL INC. | 2,620.00 | | 3845 |

| Checking Account Totals | Paid | Void | Amount Void | Amount Paid |
|-------------------------|-----------|----------|-------------|-----------------|
| Checks: | 11 | 0 | 0.00 | 9,369.08 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 11 | 0 | 0.00 | 9,369.08 |

| Report Totals | Paid | Void | Amount Void | Amount Paid |
|-----------------|------------|----------|-------------|----------------------|
| Checks: | 110 | 6 | 0.00 | 10,880,361.55 |
| Direct Deposit: | 0 | 0 | 0.00 | 0.00 |
| Total: | 110 | 6 | 0.00 | 10,880,361.55 |

03/21/11
12:42:35JACKSON TOWNSHIP
Check Register By Check Date

Page No: 6

| Project Description | Project No. | Project Total |
|--------------------------------|-------------|---------------|
| 7200065153 WESTGATE | P31069 | 202.50 |
| 7200065234 COUNTYLINE CONST | P31101 | 245.75 |
| 7200135679 STRATHALLAN @ JCKN | P31241 | 589.75 |
| 7200135946 ARCON DEV | P31324 | 406.25 |
| 7760145707-DIAMOND DEV OF NJ | P31375 | 892.93 |
| 7760145753-LEIGH REALTY CO | P31402 | 708.75 |
| VALENTINA KARLOFF | P31515 | 309.69 |
| SAKOUTIS | P31533 | 371.25 |
| 1037 commodore blvd | P31580 | 437.33 |
| LIBERTY COMMONS 1 MO HOPE CHAP | P31589 | 405.00 |
| WRIGHT DEBOW RD | P31597 | 202.50 |
| 181 WEST VET HWY | P31618 | 1,017.50 |
| 360 BENNETS MILLS S/P60-2 | P31644 | 418.50 |
| MINOR SUB1375 | P31645 | 499.50 |
| minor sub1376 | P31648 | 1,040.11 |
| 7200065093 CLEARING | TWPO002 | 150.00 |
| 7200065361-GRAY SUPPLY | TWPOE04 | 160.00 |
| 7200065363-JF KIELY | TWPOE06 | 60.00 |
| 7200065364-BILJIM CONSTR | TWPOE07 | 1,060.00 |
| 7200135404-AREAWIDE PROTECTIVE | TWPOE10 | 610.00 |
| SOLAR-MITE ELECTRICAL | TWPOE108 | 560.00 |
| VERIZON- | TWPOE114 | 2,160.00 |
| P&A CONSTRUCTION CO. | TWPOE129 | 200.00 |
| JCP&L PLANNED | TWPOE132 | 2,880.00 |
| EDWARD HEWINS | TWPOE140 | 80.00 |
| EN-TECH CORP | TWPOE145 | 800.00 |
| WOODLAKE GOLF, LLC | TWPOE146 | 160.00 |

03/21/11
12:42:35JACKSON TOWNSHIP
Check Register By Check Date

Page No: 7

| Project Description | Project No. | Project Total |
|--------------------------------|-------------|------------------|
| 7200135569 PILLARI | TWPOE35 | 1,245.00 |
| 7200135652 NJNG | TWPOE46 | 990.00 |
| 7200135744 FIRST EN/JCPL EMERG | TWPOE48 | 360.00 |
| 7200135844 CABLEVISION | TWPOE51 | 120.00 |
| 7200135853 ST ALOYSIUS | TWPOE53 | 120.00 |
| 7200135974 60 ACRES | TWPOE65 | 560.00 |
| JT SUBDIVISION ACCT | TWPSD001 | 251.90 |
| 7200065330 | Z31142 | 692.30 |
| 7760145887-MANHATTAN REAL ESTA | Z31484 | 300.00 |
| gas station/conv store | Z31505 | 1,315.50 |
| ATT WIRELESS | Z31537 | 270.00 |
| 70 BATES RD. | Z31585 | 202.50 |
| V 2795-CONCRETE MFG PLANT | Z31595 | 375.00 |
| 320 COMMODORE BLVD | Z31612 | 600.00 |
| ZONING ACCT TRNS TO PLANNINGBD | Z31636 | 3,271.77 |
| 96 WILLOW | Z31641 | 554.99 |
| SVS GARAGE | Z31643 | 797.50 |
| Total of All Projects: | | <u>28,653.77</u> |

03/21/11
12:42:35

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 5

| Fund Description | Fund | Budget Total | Revenue Total |
|---------------------|------|---------------|---------------|
| | 0-01 | 39,502.66 | 0.00 |
| | 1-01 | 10,760,430.56 | 11,439.00 |
| | 1-17 | 1,529.40 | 0.00 |
| Year Total: | | 10,761,959.96 | 11,439.00 |
| | C-04 | 20,156.00 | 0.00 |
| | G-02 | 671.68 | 0.00 |
| | T-12 | 6,406.07 | 0.00 |
| | T-13 | 9,369.08 | 0.00 |
| | T-14 | 76.33 | 0.00 |
| | T-20 | 2,127.00 | 0.00 |
| Year Total: | | 17,978.48 | 0.00 |
| Total of All Funds: | | 10,840,268.78 | 11,439.00 |

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

RESOLUTION 110R-11

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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 hereof.
2. Copies of this Resolution to the Tax Collector.

DATED: 3/22/11

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

RESOLUTION 111R-11

TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF SEPTEMBER 28, 2010

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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;

The following Minutes are hereby approved by the Jackson Township Council:

September 28, 2010

Copies of this resolution to any interested parties.

DATED: 3/22/11

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

RESOLUTION 112R-11

TITLE: APPROVE BINGO/RAFFLE LICENSE

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

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-1406 – CRAWFORD RODRIGUEZ PTN
 - #SRL-183 – MEN’S CLUB-FOUR SEASONS AT SOUTH KNOLLS
2. Copies of the Resolution to interested parties.

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

DATED: 3/22/11

RESOLUTION 116R-11

TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO PSL, LLC T/A LUXURY MOBILE HOME PARK, BLOCK 23303, LOT 15 & 16

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

WHEREAS, PSL, LLC, t/a Luxury Community has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at 46 Luxury Circle, a/k/a Block 23303, Lots 15 & 16, Jackson Township; and

WHEREAS, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

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 application of Luxury, LLC t/a Luxury Community Mobile Home Park for renewal of its Mobile Home Park License for the premises located at 46 Luxury Circle, a/k/a Block 23303, Lots 15 & 16, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2011 and ending January 31, 2012.
4. Said license is issued subject to any and all restrictions imposed by the Jackson Township Zoning Board of Adjustment and the Jackson Township Planning Board.
5. 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 and PSL, LLC t/a Luxury Community Mobile Home Park.

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

DATED: 3/22/11

RESOLUTION 117R-11

TITLE: AUTHORIZE THE EXECUTION AND SUBMISSION OF A GRANT APPLICATION TO STATE FARM FOR WEBSITE DESIGN FOR THE JACKSON SAFE ROADS COMMITTEE

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

WHEREAS, the Jackson Township Safe Roads Committee is requesting authorization to submit a grant application to State Farm for the design of a website for the Jackson Township Safe Roads Committee which will be done by a local high school student; and

WHEREAS, the recipient of the grant will be selected by State Farm and the grant will be issued accordingly through the Jackson Township Safe Roads Committee.

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 grant application on behalf of the Safe Roads Committee between the Township of Jackson and State Farm.
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy to Municipal Administrator, Safe Roads Committee and any other interested parties.

DATED: 3/22/11

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

RESOLUTION 118R-11

TITLE: AUTHORIZING THE EXECUTION OF AN EXPERIMENTAL LIGHT EMITTING DIODE STREET LIGHTING AGREEMENT WITH JERSEY CENTRAL POWER & LIGHT COMPANY

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

WHEREAS, the Township of Jackson has received an Energy Efficiency and Conservation Block Grant from the United States Department of Energy; and

WHEREAS, the Township is required to obligate its grant award by April 21, 2011; and

WHEREAS, the Township desires to utilize said grant for the installation of Light Emitting Diode (“LED”) street lighting; and

WHEREAS, the Township believes the installation of said lighting with both benefit the environment and reduce utility costs; and

WHEREAS, the Township desires to enter into an agreement with Jersey Central Power & Light Company to purchase and install LED street light fixtures; and

WHEREAS, the Local Public Contracts Law permits the Township to enter into a contract with a public utility which is subject to the jurisdiction of the New Jersey Board of Public Utilities without competitive bidding; and

WHEREAS, the effectiveness of the proposed contract is conditioned upon the approval of the New Jersey Board of Public Utilities; and

WHEREAS, the Township desires to authorize the contract with the Jersey Central Power & Light Company.

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

1. That the Mayor is authorized to execute and the Clerk to attest to a contract with Jersey Central Power & Light Company for the purchase and installation of LED street lighting.
2. That the contract shall be substantially in the form attached hereto as Exhibit A, the final form of which is subject to negotiation by appropriate Township officials.
3. That this resolution shall become effective immediately.
4. That a certified copy of this resolution be provided by the Township Clerk to Chief Financial Officer Sharon Pinkava, Township Engineer Daniel Burke, and Jersey Central Power & Light Company.

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

DATED: 3/22/11

RESOLUTION 119R-11

TITLE: AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE JACKSON TOWNSHIP BOARD OF EDUCATION FOR E-MAIL SERVICES, INCLUDING THE PROVISION OF E-MAIL ACCOUNTS AND ARCHIVE SERVICES

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, the Jackson Board of Education (“Board of Education”) currently maintains computer servers, hardware and software sufficient to maintain a system of electronic mail (“e-mail”) services, including archiving and storage services, which is sufficient to meet the needs of the District; and

WHEREAS, the Township of Jackson (“Township”) is in need of e-mail services, including the provision of e-mail accounts and archive services; and

WHEREAS, the Board of Education currently has adequate capacity on its servers and overall e-mail system to provide e-mail account and archival services to the Township which are sufficient to meet the Township’s e-mail needs; and

WHEREAS, the provision of e-mail services by the Board of Education to the Township is in the best financial interests of both entities and will enable the Township to meet its e-mail needs at lower cost than if it had obtained the services elsewhere while allowing the Board of Education to utilize the full capacity of its e-mail system; and

WHEREAS, the Township desires to enter into a Shared Services Agreement with the Board of Education for the purpose of providing e-mail services, including, the provision of e-mail accounts and archive services with the Board of Education, see Schedule A.

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

1. That the Township Council hereby authorizes the Township to enter into a Shared Services Agreement with the Board of Education for the purpose of receiving e-mail services from the Board of Education, including the provision of e-mail accounts and archive services.
2. That the Mayor is hereby authorized to execute, and the Township Clerk to attest to, the Shared Services Agreement between the Township and the Board of Education, and any other documents necessary to effectuate the terms of this resolution. Said agreement shall be in a form acceptable to the Township Attorney. Said agreement shall be in a form substantially as the attached Schedule A.
3. The term of the agreement shall commence upon execution by all parties, and shall continue in full force and effect until three (3) years thereafter.
4. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Township Clerk's Office during normal business hours.
5. That a certified copy of this resolution, together with a copy of the agreement, shall be forwarded to the Boards of Education.

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

DATED: 3/22/11

RESOLUTION 123R-11

TITLE: AMEND RESOLUTION NO. 070R-11 CONSENTING TO THE APPOINTMENT OF GRACE ORNER AS MUNICIPAL ALLIANCE CONSULTANT FOR CY 2011

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, the Ocean County Municipal Alliance Coordinator in conjunction with the members of the Jackson Municipal Alliance have requested the Mayor and Township Council approve the appointment of a Municipal Alliance Coordinator to assist and coordinate efforts pertaining to the planning and provision of prevention, education, treatment, research and evaluation services for (and public awareness of) alcoholism and drug abuse; and

WHEREAS, the Mayor, with advise and consent of the Township Council, appointed Grace Orner as Municipal Alliance Consultant for CY 2011 at a contract amount not to exceed \$1,200.00; and

WHEREAS, the Mayor is requesting the Township Council's authorization to increase the amount of this contract in an amount not to exceed \$6,700.00, which is necessary in order to provide an equitable fee, based upon the duties involved as a Municipal Alliance Consultant; and

WHEREAS; the previous Municipal Alliance Consultant was paid at said higher rate for CY 2007, 2008 and 2009, a rate that is paid directly out of the Municipal Alliance Grant received from the County of Ocean; and

WHEREAS, pursuant to P.L. 2004, Chapter 19, N.J.S.A. 19:44A-20.4 et seq., a determination of value has been made by the Township that said contract shall not exceed \$6,700.00; and

WHEREAS, the Chief Financial Officer has confirmed that a maximum amount of \$6,700.00 will be made available for this purpose in the 2011 Temporary Operating Budget through the grant awarded to the Township of Jackson by the County of Ocean.

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

1. That Resolution No. 070R-11 appointing Grace Orner as Municipal Alliance Consultant for CY 2011 be amended to reflect a total contract amount not to exceed \$6,700.00.
2. This appointment is made without competitive bidding as provided for under non fair and open, as the value of this contract will not exceed \$6,700.00.
3. The Mayor and Township Clerk are hereby authorized to execute and deliver a contract to said appointee.
4. A Notice of this amendment shall be advertised as required by law.
5. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to the Administrator, Chief Financial Officer, Grace Orner, Chairperson Municipal Alliance Committee and any other interested party.

CERTIFICATE OF AVAILABILITY OF FUNDS

I, Sharon Pinkava, Chief Financial Officer for the Township of Jackson, do hereby certify that adequate funding for this contract is be available through the Municipal Alliance Grant CY 2011.

Sharon Pinkava
 Chief Financial Officer, Jackson Township

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

DATED: 3/22/11

RESOLUTION 124R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING MEMBER TO THE CITIZENS BUDGET ADVISORY COMMITTEE

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

WHEREAS, there is a need to appointment an additional member to the Citizens Budget Advisory Committee who will assist the Township Council in the budgetary review process; and

WHEREAS, it is now the desire of this Township Council to make appointments to this Advisory Committee.

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 following individuals are hereby appointed to the Jackson Township Citizen Budget Advisory Committee commencing immediately through June 30, 2011:

Eugene Davis

2. Appointees shall serve without compensation.
3. A certified copy of this resolution shall be forwarded to Administration, Appointees, Chief Financial Officer and any other interested parties.

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

DATED: 3/22/11

RESOLUTION 125R-11

TITLE: AUTHORIZE THE EXECUTION AND SUBMISSION OF A GRANT APPLICATION TO PETSMART CHARITIES FOR THE PROGRAM KNOWN AS THE FREE ROAMING CAT SPAY/NEUTER PROGRAM

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

WHEREAS, the Jackson Township Animal Welfare Committee is requesting authorization to submit a grant application to Pet Smart Charities for the program known as “Free Roaming Cat-Spay/Neuter Program”; and

WHEREAS, this grant is offered by Pet Smart Charities and is intended to provide funding, strategic planning and mentoring for a comprehensive trap-neuter-return (TNR) program for free roaming cats; and

WHEREAS, the goal is to build a program that is community-wide in scope, effective in reducing the local feral and stray cat population, efficient in its use of resources, measurable in impact and sustainable over a period of years to come; and

WHEREAS, Pet Smart Charities will consider applications in the range of \$10,000. to \$100,000. annually with the possibility of a two-year commitment; and

WHEREAS, Jackson Township has established a TNR (trap-neuter-return) program and the Jackson Township Animal Welfare Committee is requesting the Township Council authorize and approve the execution and submission of this grant application; and

WHEREAS, it is the desire of this governing body to authorize the execution and submission of this grant application in order that the Township may receive between \$10,000. to \$100,000. to fund its TNR program.

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 grant application with Pet Smart Charities in order that the Township may receive upwards of \$100,000.00 for its TNR (trap-neuter-return) program in accordance with the terms of that agreement.
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy to Municipal Administrator, Animal Welfare

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

DATED: 3/22/11

RESOLUTION 127R-11

TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO JACKSON ACRES LLC T/A JACKSON ACRES A/K/A BLOCK 18603, LOT 17

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

WHEREAS, Jackson Acres, LLC t/a Jackson Acres has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at 2 Lisa Lane, South, Jackson, a/k/a Block 18603, Lot 17, Jackson Township; and

WHEREAS, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

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 application of Jackson Acres, LLC t/a Jackson Acres for renewal of its Mobile Home Park License for the premises located at 435 E. Veterans Highway a/k/a Block 15501, Lot 22, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2011 and ending January 31, 2012.
4. Said license is issued subject to any and all restrictions imposed by the Jackson Township Zoning Board of Adjustment and the Jackson Township Planning Board.
5. 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 and Jackson Acres, LLC t/a Jackson Acres.

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

DATED: 3/22/11

RESOLUTION 128R-11

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

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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 February 2011 is hereby approved.
2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

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

DATED: 3/22/11

DISCUSSION AGENDA:

1. **Township Clerk Eden – Road Improvements to Patterson Road** to be done in the summer with limited road closures, no more than two weeks. Township Engineer Dan Burke is looking for support from Council. Councilman Kafton is against road closures. Administrator Torres said it is done in conjunction with the Police Department. Council President Martin said the road must be resurfaced for travel safety.

**MOTION TO SUPPORT WITH NOTICE TO RESIDENTS BY: BRESSI
MOTION SECONDED BY: UPDEGRAVEYES: RIVERE, UPDEGRAVE,
BRESSI, MARTIN
NO: KAFTON**

2. Township Clerk Eden – Conservation Easement on Block 8101, Lot 15.

The homeowner is seeking permission for a privacy fence in a conservation easement on her property because her yard is now wide open due to the tree removal from the Meridian group. Council was generally in agreement; Councilman Kafton felt it should be limited to a fence and nothing else in the easement. Council Vice President Bressi wanted more information on the easement. Attorney Cipriani agreed, asking if they were looking to vacate the easement or allow the construction of the fence. Township Clerk Eden said the request was to have the conservation easement lifted. Council Vice President Bressi said a fence is a structure and they want to put it on an easement. Attorney Cipriani said the easement language could be amended to specifically allow the fence or take the action and record it; you can record anything, even the minutes of this meeting allowing the fence.

**MOTION TO ALLOW THE FENCE IN THE EASEMENT BY: KAFTON
MOTION SECONDED BY: UPDEGRAVE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI ***

There was discussion concerning cost borne by the homeowner if the fence needs to be removed in order for work to be done on the easement, and then Council Vice President Bressi had serious concerns about working out the specific language for a resolution. Council decided to **WITHDRAW** the motion and prepare a resolution for the April 12, 2011 meeting. John Suttles, Secretary of the Zoning Board, felt that allowing construction of a fence in an easement requires a use variance and needs to be heard by the Zoning Board. After further discussion, Council decided to research this further.

Township Clerk Eden said the Township was considering relief on a bond for Cranberry Harvest Estates regarding street lighting; the subdivision is one house short of 50% complete, when street lighting is normally taken over from the town. Township Engineer Al Yodakis of T&M Associates issued a letter asking Council to consider that relief in light of all other improvements in place. Council Vice President Bressi had concerns after speaking with Dan Burke and Planning Board Attorney Greg McGuckin; it is important this is done right so as not to set a precedent. Attorney Cipriani said if the letter of credit is expiring the end of March, the Council needs to work quickly. She will contact Mr. Burke.

3. Councilwoman Updegrave spoke about reaffirming Decorum in the ordinance. People who come up repeatedly during a meeting begin to not speak of items that relate to the agenda or other items of interest. Jackson is the only town that allows people to address anything any number of times. Residents are sometimes disruptive and tightening the ordinance would allow disruptive persons to be removed from the meeting. She would like to reaffirm the verbiage to allow the Council President or Council Vice President to bring the meeting back to order. Meetings do not have to be the way they are. Five minutes is enough for someone to be able to speak on a topic and come away from a meeting having learned something. Councilman Kafton agreed. Councilwoman Rivere said she was elected to serve the community. She believes the decorum issue must be addressed. Council Vice President Bressi had no problem with the decorum issue but did not believe in the 5-minute rule; it makes people uneasy and they lose their train of thought. You can't pick and chose who can speak more than five minutes. Council President Martin is against attacking Council members on personal issues. He understands where Councilwoman Updegrave is coming from and agreed with her point. Attorney Cipriani suggested some things that could be implemented. Councilwoman Updegrave said this is not only her idea; she is voicing the opinions of residents that have called her and said they are not comfortable attending meetings with the increase in personal attacks.

4. Administrator Torres - 2% cap- Referendum published March 7, budget must be adopted by May 20, and requested a special session on Tuesday, April 5, as the Local Finance Board has a deadline of April 8 for introduction of the Budget, and consider resolution to move forward with the Public Question. The Budget would have to be published by April 15, prior to the April 27th School Board election, on which the referendum question would be placed. If the referendum fails, the Township has until May 20 for final adoption. In short, he is asking for the special meeting for Budget introduction on Tuesday, April 5, 2011. The budget will exceed the 2% cap, and the resolution introducing that budget will include the above the cap amount. Special meeting on April 5, 2011 at 7:30 p.m. Meeting of April 26, 2011 is canceled. Regular meeting to be held April 12, 2011.

PUBLIC HEARING, ANY TOPIC

PAT WOOD spoke of John Liverakos and how they knew him to be a wonderful man and employee, and this is a sad situation. On a lighter note, she invited everyone to the Senior Center on May 7 at 11:00 for the Clean Communities kickoff, which is a huge community wide cleanup effort with over 700 volunteers. She spoke of an ambassador program for businesses in town that sign an agreement to keep the fronts of their businesses clean, with an Expo planned for June 4 at the Shop Rite Plaza. \$10,000 is to be given out to groups that are cleaning up on May 7, and an additional \$500 in June for the group that gets the most businesses to sign up.

Regarding leaf cleanup, which affects the storm water system, for three Saturdays they hope to have six crews out to clean up the leaves, using moneys from the Clean Communities program, which is allowed.

STEPHANIE BROWN, 310 S. NEW PROSPECT ROAD spoke of a personal situation with her daughter and is asking to bring Al-ATeen to Jackson Township to help families.

JOE MERCANTE, 39 ROSE DRIVE asked if the compost is sent to a private farm will it still be available to the residents? Also, regarding the fence request in the conservation easement, he asked if a natural barrier of trees and shrubs could be installed instead of a fence, since it is an easement they don't want to touch.

KATHY GANTICOLA, 573 HENRY STREET said that Al-Anon and Al-ATeen is reachable by phone and said that Ms. Brown could phone them and ask that the groups be brought to Jackson. Also, she is against the decorum ordinance. You can't take the microphone away from the people.

PAUL MAYEROWITZ, 91 CYPRESS POINTE LANE spoke of fire district consolidation. Council has an obligation to taxpayers. He wanted to know if Council would support the consolidation. Council President Martin said generally the fire budgets pass. Mr. Mayerowitz felt a study should be done. Council Vice President Bressi told Mr. Mayerowitz he could attend the monthly meetings as they are open.

Mr. Mayerowitz asked Councilwoman Rivere to specify the amount for the TNR program. Councilwoman Rivere said the funds were accepted publicly, one \$400 and one \$200. They have not exceeded the original amount given, versus expenditures. They have received donations and they are turned over to the trust fund.

SCOTT WEINSTEIN, 340 MEADOWOOD ROAD spoke of the Safe Roads Committee, which is very dedicated. The police force is dwindling in town. We can't keep up with the traffic, much less the drug dealing going on in town. Enforcement is needed in this town. He understands the budget crisis, but police officers are needed. Administrator Torres forwarded documentation of the notice of availability of funds for road safety to the Chief of Police to provide money for pedestrian safety.

CHRISTOPHER DUNTON, 124 ADAMS WAY asked if increasing the number of liquor licenses via the Ordinance introduced tonight means it has to go out to bid and was told no.

Second, decorum goes two ways. Council members are public servants. People bring up valuable issues to bring forth that could take more than five minutes, or getting up more than once. The five minute rule hinders the exchange of ideas. Councilwoman Updegrave reiterated that is why it was a discussion item. Some people abuse the ability to speak at the microphone. She does not want the meetings to get out of control.

GARRY BLACK, 76 LEWIS LANE thanked Councilwoman Updegrave for bringing up the decorum issue. He has experience with many Township meetings. Someone who hogs the time limits another person's time to speak. Our form of government allows people to speak; there is no easy answer. The balance comes in without people taking it too far. There is no easy answer or quick fix.

DAN PEKARCHIK, 17 ALASKA AVENUE asked why Mr. Rasiewicz wasn't here in response to the bills for JR Landscaping. Council President Martin said Mr. Rasiewicz had no way of knowing the question would have been asked.

Also, decorum is taught by example, and the only way to combat bad speech is with better speech. You can't shut it up. We all know it when it's good and when it's bad. We have to live it by example.

MOTION TO CLOSE PUBLIC HEARING ON ANY TOPIC BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

COUNCILMAN KAFTON asked Administrator Torres about the Township owned 59 acre parcel on Butterfly Road. Someone has been out there and marking it up and he asked what is going on there. Administrator Torres said DPW is looking into it and he would get the answer for him by the end of the week.

MOTION TO ADJOURN BY: KAFTON

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

10:15 P.M.

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT MARTIN

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

AME/jk