

**ON TUESDAY, MAY 10, 2011 AT 7:30P.M., THE JACKSON TOWNSHIP  
COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

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**NO EXECUTIVE SESSION**

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**7:30 PM REGULAR PUBLIC MEETING**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**COUNCILMAN KAFTON**

**ATTORNEY CIPRIANI**

**COUNCILWOMAN RIVERE**

**TOWNSHIP CLERK EDEN**

**COUNCILWOMAN UPDEGRAVE**

**COUNCIL VICE PRESIDENT BRESSI**

**COUNCIL PRESIDENT MARTIN**

**ALSO IN ATTENDANCE: MAYOR REINA & SHARON PINKAVA (CFO)**

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

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**PRESENTATIONS BY MAYOR REINA**

**PROCLAMATION – "OLDER AMERICANS MONTH"**

**MAYOR REINA:** He stated that the month of May has been dedicated as "Older Americans" month in Jackson Township and read into the record the proclamation.

**CERTIFICATE OF MERIT – OLIVIA YALDEN**

**MAYOR REINA:** He presented Olivia with a certificate of merit. She is the grand prize winner of the fourth grade poster contest for a Drug Free America.

**CERTIFICATE OF APPRECIATION – "HELPING HANDS FOUNDATION"**

**MAYOR REINA:** He presented certificates of appreciation to the Helping Hands Buddies that attended and helped with the Art & Crafts table with the children at the Easter Party for the Commission for the Disabled. The following individuals received certificates: Amie Settlekowski, Danielle Andreas, Tyler Andreas, Frank Galano, Ashely Mullen, and Alexandra Tschebotarew

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**COUNCILWOMAN UPDEGRAVE:** She explained that at the April 12<sup>th</sup> meeting the Council President assigned an ad hoc committee to do an internal investigation of the administration of Jackson. Since then she has read the rules and regulations for an internal investigation and doesn't believe the rules are being followed. They do not have the authority to investigate a business in town and there are agencies that do that. She believes this internal investigation is going in the wrong direction. The two people on the committee are looking at it differently. She is trying to be impartial and not violate anyone's constitutional or union rights. There are emails being sent to her saying that this might be happening and there might have to be another investigation into this. She feels that this might be taking a political turn and it seems to be almost a mock trial. She suggested at this point taking this investigation a step higher and turning it over to the Prosecutor's Office. Councilman Bressi agreed that with what he has been hearing he thinks it should be turned over to the Prosecutor's office and the DCA.

**COUNCILWOMAN RIVERE:** She began by saying she is shocked by what she is hearing. She has sat on the committee with Councilwoman Updegrave and listened to the tapes and has never stepped foot on JR's property. She has been on resident's properties,

but she has told them that it is not her job to investigate the business. She gets the feeling there is an accusation in what was said and it doesn't exist.

**COUNCILMAN KAFTON:** He has witnessed since this committee authorized the subcommittee complete "stonewalling" of this investigation by this township. The only reason why they would send this to the Prosecutor's Office is if there is something illegal going on. People on tape are saying they don't want to talk to the subcommittee. Now they have to spend taxpayer's money and get attorney's involved because individuals are saying "I'm not talking to you". He asked what they are hiding? This was supposed to be a simple investigation to find out why this outside agency got work from the township without bids. He believes Councilwoman Rivere asked some very good questions and she should be able to continue asking them. They may not have subpoena power for an outside business, but they should be able to ask them about the business they are doing with the town and what the process was that got them there. If they are saying we shouldn't be asking these questions, that tells him that they don't want to be involved in the investigation and they want to push it under the rug. Councilwoman Updegrave explained that she isn't trying to push it off because she feels that anything illegal is going on. There have been insinuations and allegations and she would like someone from the outside to come in and investigate. Councilman Kafton addressed Councilwoman Updegrave and stated that she is on the committee to determine if these things are true or not and she doesn't want to do her job. He listened to the tapes and she asked maybe three questions the whole time. Councilwoman Updegrave responded that she has a 20-page report already prepared. She had many conversations with Councilwoman Rivere regarding this, but when she got to the investigation there was a prepared statement read in which she was included in and she had no idea what was going to be said. She didn't even feel like she was being represented properly during the investigation. She was working with someone who asked her to turn in separate reports. Councilwoman Rivere explained her opening comments were the persons name, date, and telling them that this was being taped. On the questions they agreed she would ask her questions first to the first employee and then Councilwoman Updegrave would ask her set of questions first to the second employee, etc. so they both could get their questions in. She did say to Councilwoman Updegrave that they would prepare a report together, but if they diverged they would do that separately. She later added that she couldn't believe this is about politics. Three Republicans are saying the same thing and the two Democrats were blindsided at the meeting. Council President Martin stated that he shares Councilwoman Updegrave's concern because what if Councilwoman Rivere finds in her report that there is illegal activity, while Councilwoman Updegrave finds some procedures not followed, but no laws broken. He asked where that would leave them? He believes they owe it to the people of Jackson to hand this over to the Prosecutor's Office to make sure no laws were broken and to the DCA to make sure no ethical laws were broken. They will get back a fair and impartial report without politics.

**COUNCIL VICE PRESIDENT BRESSI:** He stated that he listened to the last tape and there was a lot of implying or perceptions of wrongdoing. That is why it should go to the Prosecutors Office and if they don't find anything the DCA will be looking at all the ethic laws.

**ATTORNEY CIPRIANI:** She added that it's a possibility that the Prosecutors Office wouldn't look at this, but there is a State Commission of Investigators. This is an independent fact finding agency to expose organized crime, public corruption and waste and to recommend reforms.

**MOTION FOR INVESTIGATION TO STAY WITH THIS COUNCIL BY:  
KAFTON  
SECONDED BY: RIVERE  
YES: KAFTON & RIVERE  
NO: UPDEGRAVE, BRESSI & MARTIN**

**COUNCILMAN KAFTON:** He stated he doesn't want them to make a motion until they find out if the higher authority is interested in investigating this.

**MOTION TO MOVE INVESTIGATION TO A HIGHER AUTHORITY  
(PROSECUTOR'S OFFICE, DCA & SCI) BY: UPDEGRAVE  
SECONDED BY: BRESSI  
YES: UPDEGRAVE, BRESSI & MARTIN  
NO: KAFTON & RIVERE**

**ATTORNEY CIPRIANI:** She stated that she could prepare a letter of submission to those agencies.

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**COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:**

**COUNCILMAN KAFTON:** He began by talking about this “surprise attack”, he wanted the general public to understand that he wants a complete investigation with this and wants this Council to continue on with the investigation. If the Council was to find anything illegal then they should bring in an outside agency. He believes this is being done because some people do not want to come before this Council or the subcommittee to speak. They have demonstrated this over the past few weeks where Councilwoman Rivere had to get subpoenas from our attorney. He doesn't believe the higher agencies will do a serious investigation of this and that is why this Council is passing it on. He explained that Councilwoman Rivere put countless hours of work into this and for her to be blindsided tonight is disrespectful to her. He congratulated Olivia Yalden and stated that her father was a Committeeman and is going through some hard times. He then congratulated everybody involved in the Helping Hands Committee. In closing he spoke about the passing of Jerry Gross and stated he will be surely missed.

**COUNCILWOMAN RIVERE:** Waived Comments

**COUNCILWOMAN UPDEGRAVE:** She congratulated the recipients tonight especially Olivia Yalden for being the grand prize winner. She then echoed Councilman Kafton's comments regarding her father. She spoke about her and Council President Martin attending National Prayer Night and it was a very nice affair, but a shame more people didn't attend it.

**COUNCIL VICE PRESIDENT BRESSI:** He began by congratulating Olivia Yalden. He then stated he had the pleasure of serving on this dais with her father Jeff and wished him the best with his health situation. He then congratulated the people who serve on the Helping Hands Committee. He understands that Councilwoman Rivere worked hard on the investigation and Councilwoman Updegrave also gave up vacation days from her regular job to work on this. As far as the DCA, he knows they will follow through. He believes Councilman Kafton doesn't want to use them because they cited him.

**COUNCIL PRESIDENT MARTIN:** He too congratulated Olivia Yalden and wished her father Jeff well. He congratulated the people who work on the Helping Hands Foundation. He then spoke about the passing of Jerry Gross who was from the opposite party, but was a true gentleman.

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**BILLS AND CLAIMS**

**COUNCILMAN KAFTON:** He asked about a bill for \$1,000 for an examination of a client and what exactly it is? Sharon Pinkava (CFO) explained that came from the Public Defender who had to get a psychological examination of a client. Councilman Kafton went on to ask about Global Connect and the emergency notification system bills for over \$14,000? He stated it seems excessive because calls that are made to the entire town during election time only costs a couple hundred dollars. Mayor Reina explained it is a part of the Global Connect contract for our emergency notification system that we enacted last year. The first 6 months were free. He told Councilman Kafton he would get him a total breakdown of the system and how it operates. Ms. Pinkava (CFO) explained that the \$3,558.00 was from last year and the \$10,675.00 is for an entire year. Michele Bado (Purchasing) explained a resolution was passed and a breakdown was



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84556	05/10/11	GEN01	GENERAL CODE LLC	3,797.89	05/31/11 3870
84557	05/10/11	GER12	GERTNER MANDEL & PESLAK	360.50	05/31/11 3870
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84560	05/10/11	GLI17	GLOBAL CONNECT	14,233.33	05/31/11 3870
84561	05/10/11	GOO07	DAVID & GAIL GOODFRIEND	250.00	05/31/11 3870
84562	05/10/11	GOO08	GOOD FRIEND ELECTRIC SUP, INC.	34.50	05/31/11 3870
84563	05/10/11	GOO09	CHARLES & MARILYN GOODMAN	250.00	06/30/11 3870
84564	05/10/11	GRA01	GRAND	32.00	05/31/11 3870
84565	05/10/11	HES06	HESS CORPORATION	1,028.13	05/31/11 3870
84566	05/10/11	HOO01	HOOVER TRUCK CENTERS, INC.	672.40	05/31/11 3870
84567	05/10/11	IAC01	IACP-INTERNATIONAL ASSOCIATION	120.00	05/31/11 3870
84568	05/10/11	IKO01	IKON OFFICE SOLUTIONS, INC.	372.00	05/31/11 3870
84569	05/10/11	IND01	INDUSTRIAL WELDING SUPPLY INC.	48.50	05/31/11 3870
84570	05/10/11	JAC14	JACKSON TWP, MUN. UTILITIES AUTH	589.00	05/31/11 3870
84571	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	05/10/11 VOID 0
84572	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	05/10/11 VOID 0
84573	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	05/10/11 VOID 0
84574	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	05/10/11 VOID 0
84575	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	05/10/11 VOID 0
84576	05/10/11	JCP01	JERSEY CENTRAL POWER & LIGHT	58,019.65	08/31/11 3870
84577	05/10/11	JER25	JER2 MECHANICAL INC.	450.00	05/31/11 3870
84578	05/10/11	JER29	JERRY'S AUTO BODY, LLC	10,000.00	06/30/11 3870
84579	05/10/11	LIB05	LIBERTY POWER HOLDINGS, LLC	0.00	05/10/11 VOID 0
84580	05/10/11	LIB05	LIBERTY POWER HOLDINGS, LLC	14,659.71	05/31/11 3870
84581	05/10/11	LOT01	SUSAN LOTITO	1,800.00	05/31/11 3870
84582	05/10/11	LOW01	LOWE'S COMPANIES, INC.	797.00	05/31/11 3870
84583	05/10/11	LPS02	LPS PROPERTY TAX SOLUTIONS	1,932.94	06/30/11 3870
84584	05/10/11	LUS02	MICHAEL & PATRICIA LUSZIK	295.67	07/31/11 3870
84585	05/10/11	MAZ04	MAZZA RECYCLING, INC.	13,043.55	05/31/11 3870
84586	05/10/11	MCC04	MICRYSTAL REPORTING SERVICE	650.00	05/31/11 3870
84587	05/10/11	MIC07	MICROMEDIA PUBLICATIONS, INC.	335.00	05/31/11 3870
84588	05/10/11	MON37	MONMOUTH TELECOM	1,275.00	05/31/11 3870
84589	05/10/11	MOT10	MOTOROLA	13,520.84	05/31/11 3870
84590	05/10/11	MRB01	MR. BOBS	778.18	05/31/11 3870
84591	05/10/11	MAP02	MAPCO/R. S. KNAPP CO, INC	373.82	05/31/11 3870
84592	05/10/11	MEP01	MEPOST, INC.	311.77	05/31/11 3870
84593	05/10/11	MIC04	NJ CERTIFIED ANDRAL CONTROL	175.00	06/30/11 3870
84594	05/10/11	NIN03	NEW JERSEY NATURAL GAS	0.00	05/10/11 VOID 0
84595	05/10/11	NIN03	NEW JERSEY NATURAL GAS	6,235.90	05/31/11 3870
84596	05/10/11	NIS05	NJ SHADE TREE FEDERATION	170.00	05/31/11 3870
84597	05/10/11	OCE02	OCEAN COUNTY BOARD OF HEALTH	2,418.00	05/31/11 3870
84598	05/10/11	OCE15	OCEAN COUNTY CLERK	16.00	05/31/11 3870
84599	05/10/11	OCM02	OC MUNICIPAL JOINT INS. FUND	544,609.38	05/31/11 3870
84600	05/10/11	OFF06	OFFICE NEEDS	608.93	05/31/11 3870
84601	05/10/11	OMA02	OMAHA STANDARD, INC.	818.55	05/31/11 3870
84602	05/10/11	PAN28	PARDON'S TRUCK SERVICE PARTS	1,407.55	05/31/11 3870
84603	05/10/11	PED01	PEDRONI FUEL COMPANY, INC.	20,510.90	05/31/11 3870
84604	05/10/11	PEI02	PEIRCE-PHELPS, INC.	148.02	05/31/11 3870
84605	05/10/11	PEP04	PEPCO ENERGY SERVICES, INC.	3,992.14	05/31/11 3870
84606	05/10/11	PEP03	JENNIFER PEPITONE &	166.40	06/30/11 3870
84607	05/10/11	PLC01	PL CUSTOM BODY & EQUIPMENT	88.07	05/31/11 3870

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84610	05/10/11	PRE14 GWENDOLYN & DONALD PRIESTER	156.46	05/31/11	3870
84611	05/10/11	REE12 JAMES & AMANDA REED	835.12	05/31/11	3870
84612	05/10/11	RIN03 HOWARD & JUDITH RENTEL	1,617.20	05/31/11	3870
84613	05/10/11	RIV20 ISRAEL JR. & SIZANNE RIVERA	203.01	06/30/11	3870
84614	05/10/11	RUM02 BRIAN E. RUMPF	763.87	05/31/11	3870
84615	05/10/11	RUM04 RUTGERS, THE STATE UNIVERSITY	300.00	05/31/11 VOID	3870
84616	05/10/11	RUT11 RUTGERS YSRC	1,200.00	05/31/11	3870
84617	05/10/11	RUT14 RUTGERS, THE STATE UNIVERSITY	825.00	05/31/11	3870
84618	05/10/11	SCH75 MICHAEL SCHNECK, TRUSTEE	942.54	05/31/11	3870
84619	05/10/11	SHO13 SHOPRITE/PERLMART, INC.	59.95	06/30/11	3870
84620	05/10/11	SIG02 SIGMA-A-RAMA, USA, INC	318.00	05/31/11	3870
84621	05/10/11	SIL09 SHERI SILVERSMITH - PETTY CASH	200.00	06/30/11	3870
84622	05/10/11	SPO02 SPRINT	314.41	05/31/11	3870
84623	05/10/11	STA01 NISHBP	1,162.53	05/31/11	3870
84624	05/10/11	THO21 DENNIS & DIANE THOMPSON	36.50	06/30/11	3870
84625	05/10/11	TMO2 T & M ASSOCIATES	10,269.12	05/31/11	3870
84626	05/10/11	TMO3 T&M ASSOCIATES	2,056.97	05/31/11	3870
84627	05/10/11	TRE12 TREASURER, STATE OF NEW JERSEY	11,834.00	05/31/11	3870
84628	05/10/11	TRE14 TREC-STATE OF NJ	650.00	05/31/11	3870
84629	05/10/11	TRI04 TRICO EQUIPMENT SERVICES, LLC	1,383.56	05/31/11	3870
84630	05/10/11	UNU01 UNIMPROVIDENT	7,729.40	05/31/11	3870
84631	05/10/11	USH01 U.S. MUNICIPAL SUPPLY INC.	2,044.58	05/31/11	3870
84632	05/10/11	VAN01 VAN SANT EQUIPMENT	359.80	05/31/11	3870
84633	05/10/11	VAN02 VAN DERVEER TIRE & SERVICE CTR	75.00	05/31/11	3870
84634	05/10/11	VER03 VERIZON WIRELESS	1,724.72	05/31/11	3870
84635	05/10/11	VER04 VERIZON	0.00	05/10/11 VOID	0
84636	05/10/11	VER04 VERIZON	2,102.62	05/31/11	3870
84637	05/10/11	VER09 VERIZON ONLINE	79.95	05/31/11	3870
84638	05/10/11	VER14 VERIZON BUSINESS	19.95	05/31/11	3870
84639	05/10/11	VET03 NORTHSTAR VETS	211.80	05/31/11	3870
84640	05/10/11	WAG04 BELL WAGNER AND SON	279.57	05/31/11	3870
84641	05/10/11	WEN11 KELLY WINTHROP, LLC	324.00	05/31/11	3870
84642	05/10/11	WPC01 WPCS INTERNATIONAL INC.	187.50	05/31/11	3870
84643	05/10/11	YAK03 YANKEE HILL MACHINE CO., INC.	414.25	05/31/11	3870
84644	05/10/11	STA01 NISHBP	299,376.06	05/31/11	3871

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<b>Total:</b>	<b>117</b>	<b>11</b>	<b>300.00</b>	<b>1,571,757.12</b>

DEV FEES-COAH	DEV FEES - COAH (NEW)				
154	05/10/11	JAC74 JACKSON TOWNSHIP BUILDING DEPT	541.00	05/31/11	3877
155	05/10/11	REH04 REHABCO, INC.	1,458.00	05/31/11	3877
156	05/10/11	TMO2 T & M ASSOCIATES	6,489.00	05/31/11	3877

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63149	05/10/11	BEM05 CAROLYN BENCH	953.00	05/31/11	3872
63150	05/10/11	DAS01 DASTI,MURPHY,MCGLUCKIN PC	0.00	05/10/11 VOID	0
63151	05/10/11	DAS01 DASTI,MURPHY,MCGLUCKIN PC	3,020.00	05/31/11	3872
63152	05/10/11	GER12 GERTNER MANDEL & PESLAK	653.54	05/31/11	3872
63153	05/10/11	INN02 INNOVATIVE ENGINEERING INC	480.00	05/31/11	3872
63154	05/10/11	KH01 K.HONNANJAN	8,222.76	05/31/11	3872
63155	05/10/11	OWE01 OWEN LITTLE & ASSOCIATES INC.	0.00	05/10/11 VOID	0
63156	05/10/11	OWE01 OWEN LITTLE & ASSOCIATES INC.	3,183.71	05/31/11	3872
63157	05/10/11	REM01 RBRINGTON,VERNICK & VENA ENG.	1,377.00	05/31/11	3872
63158	05/10/11	REM04 REHSEN MILLS INC.	19,359.90	05/31/11	3872
63159	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63160	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63161	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63162	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63163	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63164	05/10/11	TM02 T & M ASSOCIATES	0.00	05/10/11 VOID	0
63165	05/10/11	TM02 T & M ASSOCIATES	22,280.80	05/31/11	3872
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<b>DOG DOG ACCOUNT - NEW</b>					
472	05/10/11	BEG02 DR. PHILLIP BEGUN DVM	400.00	05/31/11	3874
473	05/10/11	JAC65 JACKSON TIMES	142.80	05/31/11	3874
474	05/10/11	NJS04 N.J.STATE DEPT. OF HEALTH	799.20	05/31/11	3874
<b>Checking Account Totals</b>					
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<b>GENERAL TRUST</b>					
61022	05/10/11	EIS08 DR. LAWRENCE EISENSTEIN	1,000.00	05/31/11	3876
61023	05/10/11	FOR12 FORD MOTOR CREDIT CO.,LLC	3,450.35	05/31/11	3876
61024	05/10/11	WIG01 WJ GANG INVESTIGATORS ASSOC.	200.00	05/31/11	3876
61025	05/10/11	NOS14 NOSADOP	600.00	05/31/11	3876
61026	05/10/11	RCS02 R.C.SHEA & ASSOCIATES	1,000.00	05/31/11	3876
61027	05/10/11	RUT14 RUTGERS,THE STATE UNIVERSITY	345.00	05/31/11	3876
61028	05/10/11	STA28 STATE OF NEW JERSEY	6,077.43	05/31/11	3876
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Check #	check date	vendor	Amount Paid	Reconciled/Void	ref Number
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2033	05/10/11	COU37 COUNTY LINE DOLLAR STORE INC.	149.34	05/31/11	3878
2034	05/10/11	SH013 SHOPRITE/PERLMART, INC.	347.14	06/30/11	3878
2035	05/10/11	WAL05 WAL-MART COMMUNITY	337.64	05/31/11	3878
<b>Checking Account Totals</b>					
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Direct Deposit:		0	0	0.00	0.00
Total:		4	0	0.00	1,012.91
<b>PARKS REC</b>					
63523	05/10/11	ADM01 A.C. MOORE, INC.	36.84	05/31/11	3875
63524	05/10/11	BAY06 BAYWAY LUMBER	181.76	05/31/11	3875
63525	05/10/11	B1904 SALVATORE BISIGNANO	26.25	05/31/11	3875
63526	05/10/11	B0801 BOB KISLIN'S INCORPORATED	581.74	05/31/11	3875
63527	05/10/11	CAN15 CAMPUS COORDINATES, LLC	1,935.75	05/31/11	3875
63528	05/10/11	CAS23 NANCY CASTRO	65.00	05/31/11	3875
63529	05/10/11	COM32 CONSELMA HAY & FEED	105.00	05/31/11	3875
63530	05/10/11	COS01 COSTCO WHOLESALE 229	985.41	06/30/11	3875
63531	05/10/11	DSS01 DISTRIBUTION & SUPPORT SERVS.	333.31	05/31/11	3875
63532	05/10/11	FLA06 SHEILA FLANN - PETTY CASH-PBR	159.67	05/31/11	3875
63533	05/10/11	JOM10 JOHNSON RESTAURANT EQUIP., INC.	286.70	05/31/11	3875
63534	05/10/11	KRU11 ANDREW J. KRUTULIS	26.25	05/31/11	3875
63535	05/10/11	MCG12 STEVEN MCGINNNESS	26.25	05/31/11	3875
63536	05/10/11	PAB14 PARTY ZONE ENTERTAINMENT	195.00	05/31/11	3875
63537	05/10/11	ROE03 ALEXIS ROE	120.00	05/31/11	3875
63538	05/10/11	RUT11 RUTGERS YSRC	225.00	05/31/11	3875
63539	05/10/11	SH013 SHOPRITE/PERLMART, INC.	73.42	06/30/11	3875
63540	05/10/11	ULI01 ULINE	102.87	05/31/11	3875
63541	05/10/11	WAL05 WAL-MART COMMUNITY	178.56	05/31/11	3875
<b>Checking Account Totals</b>					
		Paid	void	Amount Void	Amount Paid
Checks:		19	0	0.00	5,646.78
Direct Deposit:		0	0	0.00	0.00
Total:		19	0	0.00	5,646.78
<b>Report Totals</b>					
		Paid	void	Amount Void	Amount Paid
Checks:		166	19	300.00	2,123,958.77
Direct Deposit:		0	0	0.00	0.00
Total:		166	19	300.00	2,123,958.77

05/08/11  
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JACKSON TOWNSHIP  
Check Register By Check date

Page No: 6

Fund Description	Fund	Budget Total	Revenue Total
	0-01	8,990.33	0.00
	1-01	1,555,593.84	75.00
	1-17	799.20	0.00
Year Total:		1,556,393.04	75.00
	C-04	458,873.67	0.00
	G-01	7,097.95	0.00
	T-12	15,672.58	0.00
	T-13	5,646.78	0.00
	T-14	1,012.91	0.00
	T-17	542.80	0.00
	T-20	8,458.00	0.00
Year Total:		31,373.07	0.00
Total of All Funds:		2,062,728.06	75.00



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Project Description	Project No.	Project Total
7200063038 FOREST WALK	000389	19,359.90
7200063763 T&B INDUSTRIES	P30192-2	873.00
7200063942 CONSTRUCTION	P30601	143.00
7200063949 TOLL/WESTLAKE/SEC4A	P30606	71.50
7200063950 WESTLAKE 4B	P30609	71.50
7200063980WESTLK SEC.2B INSP.	P30660	71.50
7200064029 GENERAL DEVEL.	P30749	210.00
7200064127 FARMINGDALE	P30881	35.75
7200064155 TOLL BRDS SEC 6C	P30917	71.50
7200064177-WESTLAKE SEC6D	P30956	71.50
7200064181FOUR SEASONS MET	P30968	71.50
7200064197-TOLL BRDS SEC 6E	P30967	71.50
7200064198-WESTLAKE SEC6F	P30968	71.50
7200064217 GABLES BEL AIRE	P31016	536.00
7200065234 COUNTYLINE CONST	P31101	323.75
7200065342 SOUTH KNOLL 2A,B,C	P31152	62.50
7200135382 SOUTH KNOLL SEC2D	P31161	339.50
7200135432-WESTLAKE II	P31168	71.50
7200135438-PREMIERWINDSORGROVE	P31170	349.25
7200135495 K HOV @ JOCKS	P31180	598.25
7200135517 MICHAEL KOTTENBERG	P31186	497.25
7200135541 HAWKINS RIDGE	P31197	31.25
7200135550 K HOV @ JOHN	P31201	5,760.51
7200135560-SOUTH KNOLLS	P31205	2,751.25
7200135579	P31207	106.00
7200135591 FOUR SEASONS AT MED	P31220	1,571.75
7200135672-K.HOV @ JOHN/SECS	P31296	768.25

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Project Description	Project No.	Project Total
7760145662-JOHN RUTHERFORD	P31344	427.25
7760145684 BIGGS SECTION	P31353	617.50
7760145680 PARAMOUNT HOMES	P31354	405.50
7760145707-DIAMOND DEV OF NO	P31375	1,676.00
7760145727-PARAMOUNT PROF GRP	P31386	2,706.50
7760145730-PARA CLASSICS@ROYAL	P31387	501.00
CINCORO ESTATES	P31523	31.25
SAWOOTIS	P31533	682.00
ALAN KRUPWICK	P31563	126.00
LIBERTY COMMONS 1 NO HOPE CHP	P31589	323.50
BARTLEY	P31598	285.75
LANBROU	P31608	561.50
HOLLY TREE CT	P31637	280.00
360 BENNETS MILLS S/P60-2	P31644	2,134.21
SDP622	P31653	216.00
AREAWIDE PROTECTIVE	TWP0E10	1,625.00
JT SUBDIVISION ACCT	TWPS0001	3,234.80
7200064256 TAB INDUSTRIES	230231	80.00
7200063330	231142	526.50
7200135950	231323	2,462.25
WEST PLEASSANT CPGT INC	231362	120.00
7760145852 19 PETROLEUM	231451	93.75
NELLER	231567	243.00
commercial site	231584	2,763.50
V 2795-CONCRETE HFG PLANT	231595	360.00
FAGANS RUN	231609	108.00
Green Valley Rd	231649	526.50

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JACKSON TOWNSHIP  
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Project Description	Project No.	Project Total
conven store & gas station	231652	2,423.25
712-2 OLD SHORE DRIVE	231654	653.54
Total of All Projects:		61,155.71

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**COMMENTS BY MAYOR:**

**MAYOR REINA:** He read from a prepared statement regarding allegations he has been accused of since taking office. He stated that none of these allegations have ever been substantiated or prosecuted by any law enforcement agency or commission, which is a testament to his morals. The latest allegation involves him on things he had no idea about and that will be proven. He has said in the past if anybody in this town believes he or anyone else has acted illegally to call the Prosecutor’s Office or the US Attorney for New Jersey. The people who make up these comments are always looking for the end result, which is for him to resign from office. He stated for the record that he has nothing to be ashamed of or has done nothing illegal. For those that are waiting for his resignation he will resign only when his term is up.

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**TOWNSHIP CLERK EDEN:** For the public’s edification she announced that Resolutions #161R-11 and #165R-11 have been removed from this evening’s agenda.

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**ORDINANCES, SECOND READING:****ORDINANCE 17-11****TITLE: CALENDAR YEAR 2011 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK PURSUANT TO (N.J.S.A. 40A: 4-45.14)**

**SHARON PINKAVA (CFO):** For the public's edification she explained that there are two caps the township is required to follow. One is an appropriation cap, which restricts the increase in appropriations and the other is a levy cap, which restricts the increase in taxes. This one is for the appropriations and will increase the appropriations from the cost of living adjustment of 2% from DLGS. If they choose to increase it to 3.5% you would have to do so through passing an ordinance. This town has done this every year and it does not change the 2% levy cap. This is basically if they appropriate an amount lower than what is allowed in one year they can bank the difference for future years.

**COUNCIL PRESIDENT MARTIN:** He stated that there was an election a couple of weeks ago and the tax levy question was defeated. What they are doing tonight does not in any way change the budget or increase the taxes on the people of Jackson Township. Ms. Pinkava explained that the levy cap was 2% and they tried to increase it by referendum and it was defeated. This ordinance has nothing to do with that. The 2% levy cap can't be increased by the appropriations this year because they don't have enough revenues. The appropriations this year is down by \$1.7 million dollars from last year. What this does is if any opportunity comes up in future years they could use this money. There may be an opportunity to provide a new service that will increase appropriations, but at the same time they will need to have additional revenues because the levy cap supersedes the appropriations cap.

**PUBLIC HEARING OPENED:**

**FRANK CIPULLY, 14 BRITTANY LANE:** He asked where they are getting the money to put into this cap bank? He later asked what this money could be used for? Sharon Pinkava (CFO) replied it's not a surplus; they can't go to the bank and take this money out. It is there for future years because they appropriated less in prior years. This money can be used for health, safety and welfare. Councilman Kafton asked if they could use it to save jobs? Ms. Pinkava explained the problem is the 2% levy cap is going to block you from doing anything unless you have additional revenue to offset the increases.

**PETER GREZLAK, 3 ABES WAY:** He began by saying that every time the government gets more money they will find a way to spend it. If they allow this to go to 3.5% it may not affect them this year, but when things get better they will have taxpayer's money and find things to spend it on. He asked them to stop spending their money. Ms. Pinkava explained that wouldn't be allowed to happen because they can only increase taxes by a certain amount.

**CAMPBELL BROWN, PBA – LOCAL 168:** He asked how much is in the cap bank right now? He then asked where this money is coming from that is going into the bank? Ms. Pinkava replied in 2010 there was \$1.9 Million and for this year \$1.1 Million. She explained that it is not coming from anywhere because we haven't used it. She gave an example that one year based on the prior year we are allowed to expend \$20 Million dollars. That year we expend \$19 Million dollars so we are under by \$1 Million. That \$1 Million would be banked for a future year. Then you have to go to the 2% cap levy that was introduced a few years ago and that will restrict you. We can only increase taxes by so much. That money isn't sitting in a bank it's only the money that we didn't appropriate. Attorney Cipriani stated that this isn't actually money sitting in a bank, but a budget item.

**RAY CATTONAR, 11 FORDHAM ROAD:** He began by saying it sounds like they are already voting a future tax increase. He asked since they can't use it this year why they can't put it up for the people of the town to vote on? The budget has been voted down 10 years in a row, but his property taxes have gone up every year. Ms. Pinkava

reiterated that you could only go up to 2% on a tax increase. Council President Martin stated that this money couldn't be used only if the revenues justify it; therefore there would be no need to raise the taxes because the revenue would be there to take care of it.

**PETER GREZLAK, 3 ABES WAY:** He stated that they do understand. They are telling them it isn't going to increase the taxes now. So they are saying don't vote "yes" on it. They know as taxpayers when you give the government money they will spend it. They want this government to spend less. Council President Martin stated if you look at the budget over the past three years he would see that is exactly what they have done. This money has never been used and is there for emergency purposes only. Councilwoman Rivere asked how they arrive at \$1.1 Million dollars for last year if it is not money. Ms. Pinkava explained that if you take last years appropriations and you reduce it down by the items outside the cap they allow you to increase it by 2% and by ordinance increase it an additional 1.5%. Then you come up with a number and you put in your number that you had for that current year and the difference represents the \$1.1 million, which is our cap balance before banking utilization. Council Vice President Bressi explained it allows you to put the line item in for future years if you have the money to pay for it.

**ERNEST TENSOR, 22 PENBROKE DRIVE:** He had with him the election ballot with the instructions explaining what a "yes" and "no" vote are. He explained that a "no" vote is when the governing body must amend the budget through appropriation reductions or allowable non property tax revenue increases within the tax levy increase set by law. He stated that they didn't only vote not to increase the cap, but voted against the whole budget. That means all these ordinances they are planning to introduce tonight they can forget about. If they want to keep the Police the way they are they should take the money from the school budget. Council President Martin explained with the last three budgets they have brought expenditures down \$2.8 Million dollars.

**FATHER RICHARD DAVIDSON, 502 BREWERS BRIDGE ROAD:** As a retired accountant he has looked over the budget and he wanted to commend the administration for all the reductions. He understands this is not spending money, but if they understand the suffering of the poor he would ask them not to do this because it is money that could be spent. It's a possible future liability. He would like for them to look to the future to reduce taxes instead of adding services. Council President Martin asked Ms. Pinkava what would happen if this didn't pass tonight? Ms. Pinkava explained that they would not have any room to increase at all. Councilman Kafton stated they are allowed to increase 2% and they are asking for 1.5% more. Ms. Pinkava explained that the 2% is \$639,000.

**ALLEN STERN, 3 ARIZONA AVE.:** He stated that as much as people want to reduce government expenditures they don't realize that services tend to be diminished. The police have just found out there is going to be layoffs. He stated recently that his wife has had to call 911 because he is having issues with his heart. The first people there are the police. The fear of everyone is when 911 is called the police will not be there and the ambulance will get there eventually. There is a fine line about having your pocketbook robbed or getting the services you urgently need. Accounting doesn't make since, but the most important thing the government can provide is service.

**KATHY GIANCOLA, 573 HENRY STREET:** She began by saying that she understands that it is an accounting thing. She asked how would they feel if they just voted "no" on this because to them it's just a number, but to everybody here its more then that. It's not necessary and they haven't used it. Councilman Kafton stated it's not going to save any jobs potentially lost and the voter's spoke overwhelmingly against it he will vote "no". Council President Martin asked what a "no" vote would do? Ms. Pinkava explained they would lose the cap bank. If they run short next year they would have to go for a referendum. Councilwoman Rivere asked if they vote "no" and get \$639,000, what happens to the bank from 2009 and 2010? Ms. Pinkava explained they could no longer use it in future year budgets. Councilman Martin asked if they could not go over the 2% and have the \$639,000 and still bank it? Ms. Pinkava replied she believes they could do that and stay at the 2% and bank the 2010 and 2011 years. Attorney Cipriani explained that would be a substantial change and the ordinance would have to be

reintroduced. They could amend the language tonight and treat it as a first reading. Township Clerk Eden explained this ordinance has to be done prior to the adoption of the budget. The adoption of the budget is scheduled for the May 24<sup>th</sup> meeting therefore it can't be done. Attorney Cipriani stated that it couldn't be done to satisfy all legal requirements of the budget. Mayor Reina explained that he is more concerned with the health, safety and quality of life issues. They would be severely limiting what they can do once they turn this economy around. This is not going to affect the taxes. They never plan for the future, but this is a plan. He asked them to look at the ramifications down the road. Council Vice President Bressi stated that if all towns stayed within the cap over the years they wouldn't be laying off all these people. They need to learn to live within their means and not go over the cap.

**SEAN GIBLIN, 515 COOKSBRIDGE ROAD:** He stated that cap banking established in 1977 is the biggest hoax the government has ever put into place. It's a way for politicians to conceivably spend more money than allowed by law. It is impossible for a municipality to go in under 2% because of the rules Trenton has put into effect. The cap banking has nothing to do with this year, next year or the year after. The only way cap banking will come into effect is a profound increase in revenue combined with a reduction in the actual budget. That will never happen in Jackson Township. He asked them to vote "no" on this. It has never been used and it should not be put into place.

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

**MOTION SECONDED BY: KAFTON**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**ATTORNEY CIPRIANI:** She explained they could split it tonight and just vote for the cap and not the 1.5% increase. They can reintroduce it like that, and have it on for second reading at the next meeting, but they still won't have the 20 days an ordinance needs after second reading to go into effect. They would be voting for it the same night prior to the budget. Council Vice President Bressi asked if they do that will that stop them from being able to do a referendum in the future? Attorney Cipriani replied "yes". Ms. Pinkava stated that every year more and more is going inside the cap than outside the cap and that also needs to be considered.

**MOTION TO APPROVE ORDINANCE 17-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: KAFTON**

**MOTION SECONDED BY: UPDEGRAVE**

**NO: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

#### **ORDINANCE 17-11**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Council of the Township of Jackson in the County of Ocean finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$479,769.41 in excess of the increase in final

appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Township Council hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Council of the Township of Jackson, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the final appropriations of the Township of Jackson shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.5%, amounting to \$479,769.41 and that the CY 2011 municipal budget for the Township of Jackson be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**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 **April 5, 2011** and will be considered for second reading and final passage at a meeting of said Governing Body to be held on **the 10<sup>th</sup> day of May 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.

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**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

**DATED: 5/10/11**

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**ORDINANCE 18-11**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND CHAPTER 3, ENTITLED “ADMINISTRATION OF GOVERNMENT”**

**PUBLIC HEARING OPENED:**

**PAUL MAYEROWITZ, 91 CYPRESS POINT LANE:** The current ordinance for decorum puts the responsibility of determining the peace of the Council meeting with the presiding officer. The amendment 3-12b splits that responsibility with the Council President and Vice President. He thinks they should reconsider that because they have a presiding officer who could be the Council President or Council Vice President. If they leave the wording the way they have it you run the possibility that one individual believes the decorum is being breached and the other believes its not. Attorney Cipriani stated that if the President and Vice President were both present at the same time then either of

them would be responsible for the decorum. This was meant to be only if the Council President was out then the Vice President would be in-charge. Attorney Cipriani stated if they change it to the “presiding officer” it wouldn’t be a substantial change. Mr. Mayerowitz went on to speak about the amendment in general. His concern is having to be a witness to the meetings here it is not the public’s decorum that’s an issue it’s the Council’s decorum. They do not following the orders of the Council President who is trying to maintain decorum. He as a resident can maintain his decorum if the Council President will find a fellow Council member disorderly. If they can’t do it why have this amendment.

**KATHY GIANCOLA, 573 HENRY STREET:** She stated that this ordinance is like putting a muzzle on the citizens, when the citizens are not the problem. Councilwoman Updegrave stated the paragraph in the amendments says “anyone” which includes the Council. The presiding officer of the meeting has to keep the decorum.

**CAMPBELL BROWN, PBA 168 PRESIDENT:** He spoke about the decorum amendment, which says on strike three they need to call the Jackson Township Police to have the disorderly person removed. If they have 23 layoffs they will not be able to respond.

**MOTION TO CLOSE PUBLIC HEARING BY: KAFTON**  
**MOTION SECONDED BY: RIVERE**  
**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**MOTION TO AMEND TO “PRESIDING OFFICER” BY: RIVERE**  
**SECONDED BY: BRESSI**  
**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**COUNCILMAN KAFTON:** He stated this is already in our code and he doesn’t know why they need to expand upon it. Sometimes the Council does get more abrupt then the residents and he is guilty more then anyone else up here. This is because if he feels something is wrong he will speak up about it. Council President Martin asked why he voted for this on first reading? Councilman Kafton explained that first reading it is introduced and second reading it’s open for discussion from the general public and also allows them to do their own research in between. Councilwoman Updegrave explained this is already in the administrative code and the only thing that was changed is who is presiding over the meeting.

**MOTION TO APPROVE ORDINANCE 18-11 AS AMENDED ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE**  
**MOTION SECONDED BY: KAFTON**  
**YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN**  
**NO: KAFTON**

**ORDINANCE 18-11**

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

**SECTION 1.** The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 3, entitled “Administration of Government,” §3-12, entitled “Decorum” in its entirety as follows:

**§ 3-12. Decorum**

- B. Any person who shall disturb the peace of the Council, make abusive or slanderous remarks, or conduct himself or herself in an uncivil, disruptive or threatening manner during a Township Council meeting, shall be asked by the Presiding Officer to submit to proper order. If the person continues the manner of behavior and/or speech delineated above, the Presiding Officer may ask said person to either submit to proper order or voluntarily leave the proceedings. If the person still continues the manner of disruptive behavior or speech during the course of the meeting, the Presiding Officer may ask that the person be removed from the Township Council meeting by a sworn officer of the Township Police Department. This section shall apply to the “public comment” section of the Township meeting, as well as to the balance of the proceedings. Persons in attendance at Council meetings are also subject to N.J.S.A. 2C:33-8.

**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.

**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 **April 12, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **May 10, 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.

**DATED: 5/10/11**

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**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

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**ORDINANCE 19-11**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING ARTICLE IV, CHAPTER 82, SECTION 34 ENTITLED “PARKS AND RECREATION FACILITIES – RECREATION EVENT FEES”**

**PUBLIC HEARING OPENED:**

**MARYANN STRACHAN, 3 HICKORY HILLROAD:** She explained that this ordinance increases the fees for a Kinder Craft program. Currently they are allowed to charge \$24.00 for a 6-hour class. They want to raise the fees to a reasonable rate. Council President Martin explained they are losing money on the program now and this will allow them to keep the program.

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

**MOTION SECONDED BY: UPDEGRAVE**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**MOTION TO APPROVE ORDINANCE 19-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: KAFTON**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**ORDINANCE 19-11**

**WHEREAS,** Section 82-34 of the Township Code of the Township of Jackson provides for authorization for the Department of Recreation and Senior Services to charge fees and service charges for Recreation and Senior Services activities; and

**WHEREAS,** the Township Council of the Township of Jackson wishes to amend the current fee schedule as noted below for Arts and Crafts – Kinder craft only.

**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.** 82-34 entitled Recreation Event Fees – Kinder craft Fees \$18.00 - \$24.00 (only) is hereby deleted and replaced with the following:

**§ 82-34** Recreation Fees. The following fees shall be paid for the delineated recreation events and/or activities of the Department of Recreation and Senior Services:

ACTIVITY		FEE
ARTS & CRAFTS	Kindercraft	\$40.00 - \$75.00

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

**SECTION 3.** This Ordinance shall take effect upon its final passage and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on April 12, 2011 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 10<sup>th</sup> day of May 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.

DATED: 5/10/11

ANN MARIE EDEN, RMC  
TOWNSHIP CLERK

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**ORDINANCE FIRST READING**

**ORDINANCE 20-11**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND CHAPTER 109, ENTITLED “LAND USE AND DEVELOPMENT REGULATIONS,; ARTICLE IX, ENTITLED “NONCONFORMING USES, LOTS, BUILDINGS, AND STRUCTURES,” SO AS TO CREATE REVISED SECTION 109-130.1 “LOTS OF RECORD”**

**MOTION TO APPROVE ORDINANCE 20-11 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, JUNE 14, 2011 BY: UPDEGRAVE MOTION SECONDED BY: KAFTON YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**ORDINANCE 20 -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.** Pursuant to 40:55D-62 and subsequent to the adoption of the Township of Jackson Master Plan in August of 2009, the Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 109, entitled “Land Use and Development Regulations,” so as to create a new section 109-130.1 entitled “Lots of Record”.

**SECTION 2.** §109-130.1 “Lots of Record” recognizes the existence of numerous single family homes developed on lots that were previously approved by the Planning Board prior to the changes in state and local regulations which would render same lots inconsistent as described in the 2009 Master Plan Land Use Plan element provisions and recommendations, and therefore same lots are to be considered “grandfathered” as follows:

**§109-130.1. Lots of record.**

- A. Where a residential nonconforming lot was previously created by a Subdivision approved by the Jackson Township Planning Board, and where such lot was located in the R-1 Residential Zone, and where such lot was a conforming lot at the time of such subdivision approval, and where a single family home was developed on such lot, such residence

may be expanded and accessory structures may constructed as long as same shall be in conformance with §109-44.1 R-1 Residential Zone District, provided that;

- (1) At the time of and since the adoption of the ordinance making such lot nonconforming, the owner of the lot did not own adjoining property which may be (have been) used to cause such lot to become a conforming lot; and
- (2) the required front yard, side yard and rear yard setbacks are met as required in the R-1 Residential Zone; and
- (3) said lot shall have a minimum area of 43,560 square feet; and
- (4) this section shall apply only to the non-Pinelands area of Jackson Township.

**SECTION 3.** After introduction of this ordinance, the Township Clerk shall send a copy of this ordinance to the Municipal Planning Board for its review and comment. The Township Clerk shall also send copies of this ordinance to all adjoining municipalities pursuant to N.J.S.A. 40:55D-15, and to the Ocean County Planning Board pursuant to N.J.S.A. 40:55D-16 by certified mail at least ten (10) days prior to the proposed second reading and adoption of this ordinance.

**SECTION 4.** This ordinance shall take effect after second reading and publication as required by law, filing of the ordinance with the Ocean County Planning Board, approval by the Mayor pursuant to N.J.S.A. 40:69A-41 and the passage of twenty (20) days from adoption by the governing body pursuant to N.J.S.A. 40:69A-18.1.

**SECTION 5.** After adoption of this ordinance on second reading, the Township Clerk shall file a certified copy of this ordinance with the Ocean County Planning Board.

**SECTION 6.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 7.** 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.

**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 **10<sup>th</sup> day of May, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **14<sup>th</sup> day of June, 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.

DATED: 5/10/11

ANN MARIE EDEN, RMC  
TOWNSHIP CLERK

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**PUBLIC HEARING OPENED, RESOLUTIONS ONLY:**

**CAMPBELL BROWN, PBA A68 PRESIDENT:** He asked about Resolution 163R-11 regarding the deputy registrar. He wanted to know if this was a new position or a replacement. Township Clerk Eden explained that the township has always had a deputy registrar and it is at the recommendation of the registrar. It is not a new position.

**PETER GRZELAK, 3 ABES'S WAY:** He spoke about Resolution 164R-11 regarding taxation raised for the school district for 2011-2012 school year budget. He asked what the numbers are for this? Council President Martin replied the recommended reduction is \$1.19 Million, which leaves a tax increase of \$0.

**PAUL MAYEROWITZ, 91 CYPRESS POINT LANE:** He asked if the Deputy Registrar is given a stipend? Township Clerk Eden explained that there is no stipend, but they are paid from the fees collected. Mr. Mayerowitz asked why they are paid from the fees? He stated that the Citizens Budgetary Advisory Committee did discuss this and it was identified that individuals in the Clerk's office received a fee for every death certificate and marriage certificate they process. He doesn't understand this because they do this work on township time. He would like to get a definite answer on this before they sit down and go over the budget for the Clerk's office. Township Clerk Eden explained that since she has been here the Registrar has always been paid those rates. This position is a licensed position and they have to go to school and pass a test to do this. Councilwoman Rivere stated according to this Resolution it says fees are paid in accordance with the State statute. Councilwoman Updegrave stated that in other townships the Registrar is actually paid by the township, but they have their own office and the Registrar/Deputy Registrar are full time positions. We are actually using an employee that is paid, but is doing a secondary function where in other towns they are collecting a salary. Attorney Cipriani stated she would check into this and see if the fees paid to the Registrar are mandated by the State.

**PATRICIA WOOD, PRESIDENT OF AFSCME:** She addressed Township Clerk Eden and asked why they are giving the Deputy Registrar position to Dina Kalinauskas because she is on the layoff list and is scheduled to be laid off June 30<sup>th</sup>. Township Clerk Eden stated this would be addressed during her budget hearing.

**JUDY SHERRY, AFSCME:** She asked who is paying for the licensing for the Deputy Registrar? Ms. Sherry later asked why the fees are being collected by individuals and not by the town? She also wanted to know if this is considered a promotion? Attorney Cipriani reiterated that she isn't sure if the fees are mandated by the State. Township Clerk Eden explained that there is no fee involved with the licensing. She isn't involved in the Registrar portion of things, but she doesn't believe this is a promotion.

**KATHY GIANCOLA, 573 HENRY STREET:** She too spoke about the Registrar fees. She reiterated that this person collects a salary and also is paid additional fees. Township Clerk Eden explained that she does receive a salary as a clerk. Attorney Cipriani stated that these fees are the only compensation she receives for being Registrar.

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: RIVERE  
MOTION SECONDED BY: KAFTON  
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**RESOLUTION 164R-11**

**TITLE: APPROVE/CERTIFY THE AMOUNT TO BE RAISED BY TAXATION FOR THE JACKSON TOWNSHIP SCHOOL DISTRICT FOR THE 2011-2012 SCHOOL YEAR BUDGET (PURSUANT TO N.J.S.A. 18A:13-19) WHICH CONSISTS OF A REDUCTION TO THE ORIGINAL BUDGET IN THE AMOUNT OF \$1,199,452.00**

**COUNCIL PRESIDENT MARTIN:** He stated that there would be no tax increase due to the school board budget. He thanked the school board members and Councilwoman Rivere for helping work on this.

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: KAFTON**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS,** a majority of the voters of the Township of Jackson voted on April 27, 2011 to reject the General Fund proposed budget tax levy of \$71,841,087.00; and

**WHEREAS,** in accordance with N.J.S.A. 18A:22-37, the budget was submitted to the governing body for its review and determination of the amount, which in its judgment, is necessary to provide a thorough and efficient education for the students in the Jackson Township School District; and

**WHEREAS,** in accordance with N.J.S.A. 18A:13-19, the governing body consulted with members of the Board of Education and its administration and has reviewed the proposed budget.

**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 the Jackson Township School District for school purposes for the 2011-2012 fiscal year shall be \$70,641,635.00, which constitutes a reduction from the originally proposed budget tax levy in the amount of (\$1,199,452.00).
2. The budget tax levy set forth above is an amount necessary to provide a thorough and efficient education in the Jackson Township School District for the 2011-2012 fiscal year.
3. A statement of the specific line-item reductions in budgeted revenues is attached hereto as Exhibit A.

**DATED: 5/10/11**

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

**RESOLUTION 165R-11 – NOT USED**

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

**RESOLUTION 148R-11**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**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: 5/10/11**

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

**TOWNSHIP OF JACKSON**  
**OVERPAYMENT REFUNDS**  
**May 10, 2011**

<u>BLOCK/LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
701 223	Thompson, Dennis F & Diane H	2010 – 1 <sup>st</sup>	\$ 36.50
701 389	Goodman, Charles & Marilyn	2010 – 4 <sup>th</sup>	250.00
701 737	Plevier, Albert J & Elaine V	2010 – 4 <sup>th</sup>	841.38
999 999	Rivera, Israel Jr & Suzanne	2011 – 1 <sup>st</sup>	203.01
3603 8	LPS Property Tax Solutions	2010 – 2 <sup>nd</sup>	1,932.94
4201 6	Reed, James & Amanda	2010 – 1 <sup>st</sup>	417.24
		2010 – 2 <sup>nd</sup>	417.23
		2010 – 3 <sup>rd</sup>	.65
4604 18	Priester, Gwendolyn, & Donald	2011 – 2 <sup>nd</sup>	156.46
12701 12.34	Behan, Michael J & Theresa	2010 – 4 <sup>th</sup>	250.00
13401 22	Corelogic for GMAC Mortgage	2010 – 1 <sup>st</sup>	495.83
		2010 – 2 <sup>nd</sup>	1,410.15
		2010 – 3 <sup>rd</sup>	1,500.42
		2010 – 4 <sup>th</sup>	1,500.41
		2011 – 1 <sup>st</sup>	1,455.29
14604 30	BAC Tax Service Corporation	2010 – 2 <sup>nd</sup>	1,233.18
14606 51	Luszik, Michael & Patricia	2011 – 2 <sup>nd</sup>	295.67
14804 3	Ferko, Paul W & Marie	2010 – 4 <sup>th</sup>	250.00

14903	4	Rintel, Howard & Judith	2010 – 3 <sup>rd</sup>	1,617.20
15001	7	Goodfriend, David & Gail	2010 – 4 <sup>th</sup>	250.00
15801	27	Pipitone, Jennifer & Miyakawa, Matt	2010 – 3 <sup>rd</sup>	166.40
14702	4	Michael I Schneck, Trustee	2008 – 4 <sup>th</sup>	307.35
14904	3	Michael I Schneck, Trustee	2008 – 4 <sup>th</sup>	286.86
19907	17	Michael I Schneck, Trustee	2008 – 4 <sup>th</sup>	<u>348.33</u>
			<b>Total:</b>	<b>\$15,622.50</b>

**DATED: 5/10/11** ANN MARIE EDEN, R.M.C.  
TOWNSHIP CLERK

**RESOLUTION 149R-11**

**TITLE: APPROVE BINGO/RAFFLE LICENSE**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**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-1408 – ORDER OF THE EVERGREEN – OCEAN
- #RA-1409 – ORDER OF THE EVERGREEN – OCEAN
- #RA-1410 – KNIGHTS OF COLUMBUS COUNCIL #6201
- #RA-1411 – ROTARY CLUB – JACKSON
- #RA-1412 – AMVETS POST #2 OF OCEAN COUNTY

2. Copies of the Resolution to interested parties.

**DATED: 5/10/11** ANN MARIE EDEN, R.M.C.  
TOWNSHIP CLERK

**RESOLUTION 150R-11**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO FOUNTAINHEAD PROPERTIES, INC. T/A FOUNTAINHEAD MOBILE HOME PARK, BLOCK 9001, LOT 20**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

WHEREAS, Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at One Rose Drive, a/k/a Block 9001, Lot 20, 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 Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park for renewal of its Mobile Home Park License for the premises located at One Rose Lane, a/k/a Block 9001, Lot 20, 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 Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park.

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

**DATED: 5/10/11**

**RESOLUTION 151R-11**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO LAND O PINES MHP, INC., T/A LAND O PINES A/K/A BLOCK 4201, LOT 51 (135 W. COMMODORE BLVD.)**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

WHEREAS, Land O Pines MHP, Inc. t/a Land O Pines has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at 135 W. Commodore Boulevard, a/k/a Block 4201, Lot 51, 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:

2. The application of Land O Pines MHP, Inc. t/a Land O Pines for renewal of its Mobile Home Park License for the premises located at 135 W. Commodore Boulevard a/k/a Block 4201, Lot 51, Jackson Township, is hereby approved.
3. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
4. Said license is issued for a period commencing February 1, 2011 and ending January 31, 2012.
5. 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.

- 6. 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 Land O Pines MHP, Inc. t/a Land O Pines.

DATED: 5/10/11

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

**RESOLUTION 152R-11**

**TITLE: AUTHORIZE SUBMISSION OF GRANT APPLICATION FOR THE 2011 COPS-IN-SHOPS/SUMMER SHORE INITIATIVE GRANT PROGRAM**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

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

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

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

**WHEREAS**, it is the recommendation of the Jackson Township Police Department to apply for this grant in an amount to be determined; and

**WHEREAS**, it is the desire of the Mayor and Township Council to apply for said grant funding.

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

- 1. The Jackson Township Police Department is hereby authorized to apply for the 2011 Cops-In-Shops/Summer Shore Initiative grant program in an amount yet to be determined.
- 2. Upon the adoption of this resolution, the Clerk is authorized to forward a certified copy to Municipal Administrator, Chief of Police, Officer Mark S. Rodina, CFO, and any other interested parties.

DATED: 5/10/11

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

**RESOLUTION 153R-11**

**TITLE: APPROVE CHIEF FINANCIAL OFFICERS REPORT FOR MONTH OF MARCH 2011**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

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

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

**DATED: 5/10/11**

**RESOLUTION 154R-11**

**TITLE: RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR CLEAN COMMUNITIES DONATIONS, PURSUANT TO N.J.S.A. 40A:5-29**

**COUNCILMAN KAFTON:** He asked if this was funded by a grant? Council President Martin replied yes. Councilman Kafton then asked for a breakdown on how this money is spent from 2009 – 2011. He explained that he doesn’t want to get the run around and it is very hard to get information out of the Mayor’s office. Mayor Reina stated it is one thing to say that you want to save taxpayers money, but he is getting e-mails asking for information he already received. He doesn’t respond to him with a “no” he tells him he was supplied with that information in his agenda packet. Councilman Kafton asked Attorney Cipriani if as a Councilman he is entitled to the information. Attorney Cipriani replied that in this form of government any Councilmember could ask in writing for a report from Administration. If that is done there must be a response, but if he feels the response is inadequate then she will look into the steps beyond that.

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS,** the Township of Jackson is actively involved in a year round campaign to keep Jackson “Clean and Green,” and

**WHEREAS,** the Township of Jackson accepts donations for Clean Communities purposes, and

**WHEREAS,** N.J.S.A. 40A:5-29 provides that the Township utilize such contributions in the manner set forth in the conditions of the contributions, and shall not be put to any use which is inconsistent with the laws of this State and of the United States, and

**WHEREAS,** such donations shall be separately accounted for and deposited into the Township’s Trust Fund.

**NOW, THEREFORE, BE IT RESOLVED** that such donations received by the municipality be placed in a specific trust fund and such trust fund shall be considered a “Dedication by Rider” to the budget of the local unit per N.J.S.A. 40A: 4-29 for the sole purpose stated above.

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**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

**DATED: 5/10/11**

**RESOLUTION 155R-11**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE AWARD AND EXECUTION OF A ONE YEAR MAINTENANCE CONTRACT FOR THE CAD SYSTEM TO ENFORSYS NJ, INC.**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, the Department of Public Safety has requested approval for the award of a One Year Maintenance contract for the Police Department's CAD System; and

**WHEREAS**, Enforsys NJ, Inc., the vendor awarded the CAD System project, has provided a proposal for the Police System Software Application Maintenance Contract; and

**WHEREAS**, the Mayor and Chief of Police have considered the need for an annual maintenance contract for the CAD System; and

**WHEREAS**, the Mayor is requesting authorization to award this contract pursuant to N.J.S.A. 40A:11-5 (dd) (i.e. "Exceptions"); and

**WHEREAS**, the Chief Financial Officer has certified that \$35,120.00 is available in the CY 2011 Temporary Operating Budget for this purpose.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the award of an annual maintenance contract for the Police Department's CAD System to Enforsys NJ, Inc. with a properly executed purchase order.

A copy of this resolution shall be forwarded to the Township Administrator, Chief Financial Officer, Chief of Police, Purchasing Agent and any other interested parties.

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

**DATED: 5/10/11**

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**RESOLUTION 156R-11**

**TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF OCTOBER 12, 2010**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**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;

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

October 12, 2010

- 2. Copies of this resolution to any interested parties.

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

DATED: 5/10/11

**RESOLUTION 157R-11**

**TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF OCTOBER 26, 2010**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, BRESSI & MARTIN**

**ABSTENTIONS: UPDEGRAVE**

**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;

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

October 26, 2010

- 2. Copies of this resolution to any interested parties.

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

DATED: 5/10/11

**RESOLUTION 158R-11**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO ALLIED ORDNANCE, T/A OAK TREE MOBILE HOME PARK A/K/A BLOCK 2507, LOT 10**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, Allied Ordnance t/a Oak Tree Mobile Home Park has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at 565 Diamond road, a/k/a Block 2507, Lot 10, 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 Allied Ordnance t/a Oak Tree Mobile Home Park for renewal of its Mobile Home Park License for the premises located at 565 Diamond road a/k/a Block 2507, Lot 10, 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 Allied Ordnance t/a Oak Tree Mobile Home Park.

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

**DATED: 5/10/11**

**RESOLUTION 159R-11**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE COMMENCEMENT OF DRAW DOWN PROCEEDINGS AGAINST THE PERFORMANCE BOND POSTED FOR WHISPERING WOODS A/K/A BLOCK 45, LOT 26.01**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, a Performance Guarantee has been posted with the Township to secure proper construction of the development project in Jackson Township known as Whispering Woods; and

**WHEREAS**, the Township Engineer has reported that the developer has not completed the outstanding deficiencies that date back to 2004; and

**WHEREAS**, Albert Yodakis, T&M Associates, Township Engineer has recommended that the Township hold the developer in default and take action against the performance guarantee; and

**WHEREAS**, the Township Council desires to act upon the recommendation of the Township Engineer; and

**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. Whispering Woods is hereby declared in default in the performance, construction and completion of the items covered in the aforesaid performance bond.
2. That the Township Engineer and Township Attorney are hereby authorized to commence draw down proceedings against the performance bond posted for the development project known as Whispering Woods.
3. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Developer, International Fidelity Insurance Company, Township Engineer, Township Attorney, Administration and the Chief Financial Officer.

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

**DATED: 5/10/11**

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**RESOLUTION 160R-11**

**TITLE: AUTHORIZE SUBMISSION OF RECYCLING/TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR CY 2010**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, c102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Jackson and the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**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 Township of Jackson hereby endorses the submission of the CY 2010 Recycling Tonnage Grant and application to the New Jersey Department of Environmental Protection and designates Patricia Wood to ensure that the application is properly filed.
2. The monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.
3. Upon the adoption of the within resolution, the Township Clerk is authorized and directed to forward certified copies to Administration, Chief Financial Officer, Director of Public Works, Patricia Wood (Recycling Coordinator) and any other interested parties.

**DATED: 5/10/11**

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

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**RESOLUTION 161R-11 – NOT USED**

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**RESOLUTION 162R-11**

**TITLE: INCREASE STATE CONTRACT AMOUNT PREVIOUSLY AUTHORIZED FOR GARDEN STATE HIGHWAY PRODUCTS FOR CY 2011**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, the Township of Jackson, as a contracting unit may, without advertising for bids, purchase any materials, supplies, services or equipment under any contract or contracts entered into by the NJ Division of Purchase and Property in the Department of the Treasury, for such materials, supplies, services or equipment pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS**, purchases/services made utilizing state contracts meet the requirements of using a fair and open process; and

**WHEREAS**, the Township Council approved purchases/services from authorized State contract vendors on January 25, 2011 by way of Resolution No. 051R-11; and

**WHEREAS**, due to new state regulations regarding roadway signs, the Director of Public Works is seeking approval to increase the contract amount from \$15,000.00 to \$25,000.00, as well as approval to include an additional state contract number #T0210/74075 under Garden State Highway Products for reflective sheeting.

**WHEREAS**, it is now the desire of this Township Council to approve the request of the Director of Public Works.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby approve the increase to the combined state contract(s) assigned to Garden State highway Products with amount authorized increasing to \$25,000.00

A copy of this resolution shall be forwarded to the Municipal Administrator, Chief Financial Officer, Director of Public Works, Purchasing Department and any other interested parties.

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**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

**DATE: 5/10/11**

**RESOLUTION 163R-11**

**TITLE: APPROVE APPOINTMENT OF DINA KALINAUSKAS AS DEPUTY REGISTRAR**

**MOTION TO APPROVE BY: UPDEGRAVE**

**MOTION SECONDED BY: BRESSI**

**YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**WHEREAS**, the Office of Deputy Registrar is vacant as of January 25, 2011; and

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

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

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

1. Dina Kalinauskas is hereby appointed as a Deputy Registrar for a term commencing immediately and ending May 10, 2014.
2. Fees paid to the Deputy Registrar are paid in accordance with State Statutes.

- 3. Copies of this resolution to appointee, Municipal Administrator, Township Registrar, Appointee and any other interested parties.

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

**DATED: 5/10/11**

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**DISCUSSION AGENDA:**

**BUDGET WORKSHOPS MAY 12, 2011 (6:00 PM) & MAY 14, 2011**

**TOWNSHIP CLERK EDEN** explained that the budget workshops have been scheduled for May 12<sup>th</sup> & May 14<sup>th</sup>. Council President Martin explained that most of the Council has reviewed the information from the people who were scheduled to appear on May 14<sup>th</sup>. They aren't going to cancel the hearing, but hold it open in case they can't get the work done on May 12<sup>th</sup>.

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**5-MINUTE RECESS  
10:20 - RECONVENE**

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**PUBLIC HEARING, ANY TOPIC:**

**PAT WOOD – DPW CLEAN COMMUNITIES COORDINATOR:** She explained that she never received a request for a clean communities report. She took this over in 2008 with Connie Sidor and they were receiving \$37,000 and no reports were being filed with the State. Since that time she files a statistical report every year and the grant has been increased to \$87,000. In closing she stated she would be happy to give out the information to anyone who would like to see it.

**JUDY SHERRY, 7 MARYBETH LANE (AFSCME):** She read from a prepared statement. She began by saying that Administrator Torres has never stepped foot in her building and has no idea what goes on there. Councilman Kafton asked where Mr. Torres was tonight? Mayor Reina replied on vacation. Ms. Sherry went on to say that she works for the Building Department, which is a self-sufficient department. They have already had layoffs and are struggling and she is on the layoff list. She asked why mostly union members are being laid off? She said it sounds like union busting. She spoke about how the employees have already given back a year of furlough days, the 1.5% paid toward their benefits, no raises and no promotions. She asked them to find reasonable cuts with out any jobs lost. Councilman Kafton later asked if the Building Department is self-sufficient and if it is what sense does it make to lay them off? Sharon Pinkava (CFO) stated for the past couple of years the Building Department has been self-sustaining.

**DAN BURKE (Director of Community Development):** He explained that The Building Department has exceeded its expenditures for the last 2-years. Unfortunately, Ms. Sherry is slated for layoff and he has a problem with that. They are working with a skeleton crew now. They have taken the biggest personnel hit then any other department over the past few years. He also stated that he has the biggest number of non-union personnel in his department and they haven't gotten raises for the past four years. Mayor Reina explained how layoffs were determined. The Business Administrator and the Department of Personnel based on what they could afford went through Civil Service protocol and had to cut across the board according to the DOP.

**ELEANOR HANNUM, 7 EVERGREEN COURT:** She began by saying she was here regarding the situation with J&R Landscaping. She asked the Council to give the three neighborhoods that are being infringed upon by their operations the peaceful enjoyment of their properties. When it comes to the property on Bennetts Mills Road in 1999 JR

Landscaping was given a variance to sell flowers, plants, trees, mulch and garden related products from 8:00AM –5:00PM. Then later on that year he asked to extend his hours. In 2001 he asked to extend a building on the property being used for residential use to be used for commercial. In 2009 he asked to operate a farmers market and produce center, but never acted upon those variances. At this time the property is going over and above their commercial variance. They are stock piling and manufacturing mulch, stock piling leaves and wood. They are conducting the illegal business of a design center, a carting business, home improvement business, selling swing sets, sheds and propane. None of this has been approved under any of his variances. She then spoke about the Conselina site and explained he wasn't granted any variances and he is processing on that site too. Ms. Hadem also stated that the Code Enforcement and Zoning Board Officers have been very helpful, but the Director of the DPW hasn't been very truthful. She was told by a Jackson Township employee that the site had been cleaned up. As she walked through it today with the DEP they realized a lot of the debris has been buried. Council President Martin explained that the stuff that the township was responsible to move has been cleaned up, but other towns continue to do business. Council Vice President Bressi stated that even though other towns are bringing stuff in they should be able to stop them because the business shouldn't be there in the first place. Attorney Cipriani explained that the Zoning Officer has already filed a notice of violation on those grounds. JRs have already hired counsel and they are appealing that to the Zoning Board of Adjustment. Council Vice President Bressi told the public that they have the right to speak at the Zoning Board meeting. He then asked if the violation was for both sites?

**FRED RASIEWICZ, DIRECTOR DPW:** He explained that as of yesterday (May 9<sup>th</sup>) they have removed all of the township's materials. He has records and documentations of all that. Mr. Grillo from Code Enforcement, Mr. Frank Speno from the DEP and Mr. Picon from JRs all were there and signed off on the sheet that everything had been removed. Councilwoman Rivere asked why this township is paying to remove leaves? We have been paying our "guys" to go in there for three to four days to remove material that shouldn't have been put there because Mr. Picon is in violation. It is his responsibility to get the material out of there. Mr. Rasiewicz explained that because of the resident's complaints the township wanted to move quickly on this. Councilman Kafton stated that the taxpayers have been paying to bring material to a place not approved and they are paying to take it out of a place that is not approved. He asked how long they have been dumping there? Mr. Rasiewicz stated that he didn't have his information in front of him so he wasn't sure of the date. Council President Martin asked what they could do to prevent other towns from dumping there?

**JOHN GRILLO, CODE ENFORCEMENT:** He stated that he was out there today with JR, the Board of Health and the DEP. He explained that the problem is on a State level not a local level. Mr. Grillo explained the property is not zoned for this and it is the illegal dumping of solid waste. He stated that right now he has issued eight summonses that should have been heard, but was postponed. On Evergreen there is still an odor and the Board of Health was there today.

**JEFF PURURO, ZONING OFFICER:** He spoke about the appeals process and hoped to get this on the agenda for the first meeting in July. He explained that both sites are not zoned for the recycling activities and he has sent out the notices. They have ten days to act and if not the summonses will go out. Council President Martin stated that between the DEP, Code Enforcement and Zoning they are aggressively working on rectifying this situation. Councilman Kafton stated his concern is he can't narrow down when they started dumping leaves there. Mr. Rasiewicz stated he believes it was in December. Councilman Kafton stated that on tape he stated it was around February or March. It was actually in September and the DEP came to his office to warn him to stop or he would get a violation.

**RAEANN WALKER, 2 EVERGREEN COURT:** She explained that she has missed work because she has been sick over this situation. She came there April 12<sup>th</sup> and nobody knew anything. It was December 14<sup>th</sup> that this took place she read a report from the DEP where Mr. Rasiewicz was warned to stop dumping leaves or he would be issued a summons. She read a quote from Mr. Picon who stated he has been accepting material from the township since September at no charge because he lives in the community. He

told them that if it weren't for the residents nothing would be done about this. She stated they are here to take back their neighborhood and nobody is going to stop them. Council Vice President Bressi explained that they need to take this to the DCA and the Prosecutor to get to the bottom of this. In the meantime he agrees that they should figure out how to stop material from going there from other towns. Attorney Cipriani explained that the only way to get an immediate order to stop this is to go to Superior Court.

**MOTION TO FILE AN ODER/INJUCTION TO HAVE JR LANDSCAPING  
CEASE THESE ILLEGAL ACTIVITIES BY: MARTIN  
SECONDED BY: KAFTON  
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

**ATTORNEY CIPRIANI:** She is concerned because the court might feel there is a lot going on already with Zoning, Code Enforcement, etc. She understands it is a quality of life issue and she will need statements not only from the township, but also from the people who are experiencing it. She asked people who are experiencing this to send her an email with their statements. Councilman Kafton stated the DEP came out the Public Works Department on December 14<sup>th</sup> and notified the town that we were in violation, he asked the Mayor if his office was notified? Mayor Reina replied it wasn't. Mr. Rasiewicz explained he was given a notice that he had thirty days to rectify the situation. He did that and therefore was never issued a summons and it was past practice for him to handle the situation without notifying anyone. Council Vice President Bressi stated that any Department Head would have notified Administration. Councilman Kafton addressed the residents who are affected by this and explained he is not happy about this and urged them to call the DCA and the Prosecutors office about this.

**HOWARD STERN, 3 ARIZONA:** He began by saying there was about 250 people in the room and at a normal meeting there is about 50. When there are "hot button" issues such as layoffs and JRs we get many more people who want to speak their minds to the Council members. He asked the audience to come even when there aren't "hot button" issues. They should make themselves aware of what the Council is doing or not doing.

**STEPHANIE BROWN, 310 SO. NEW PROSPECT ROAD:** She explained that every time she has emailed the Mayor about a township issue he has responded the same day. She went on to speak about Ordinance 18-11 where Councilman Kafton made a statement that if he felt strongly about something he would continue speaking about it even if he was told not to. Councilman Kafton responded that Ms. Brown shouldn't be speaking to him and he doesn't want to continue this because everyone shouldn't know her personal issue.

**KEVIN DIGESU, 159 DOCARE ROAD:** He thanked them for getting his road done. He then went on to speak about the ordinance they were trying to pass on the conduct of the audience. Council President Martin reiterated that it wasn't just the audience. Mr. DiGesu went on to ask who would enforce this if the Council President were out of line? Councilwoman Rivere stated there have been times on the Council where the Vice President had to step in.

**MATTHEW KUNZ (CHIEF OF POLICE):** He stated that since the referendum has failed and the budget hearings will convene shortly they need to support all our Jackson Township services. His sworn staff has been reduced by 12% over the last two years. This leaves him with 79 sworn officers for this 100 square mile town. For two years they have cut their operational expenses back to 2003 levels. They have tried to maintain their level of service, but at this point it is going to be impossible. They have cut their detective units and traffic safety units in order to maintain their patrol functions. They have already cut many community services and this is before the cuts put before them now. They are now introducing self-reporting of minor incidents. The Police Department is becoming self-service. It is not uncommon that when a call comes in there is no car available or a police officer has to leave a call to respond to a more serious incident. This is no way to provide our residents with service. On March 23<sup>rd</sup> he was told the township was contemplating a 23-officer lay off plan. He was then told to consider demotions to offset some of those layoffs, but they still received 23 layoff notices and 8 possible demotions. If these layoffs/demotions occur the high quality of service the residents deserve are going to become a fond memory. With these proposed layoffs we will be losing some of our most valuable employees. Some will leave us anyway with the threat of more layoffs in 2012. It's not fair to treat our employees this way. He spoke about liability and how the number of lawsuits will increase with these layoffs and lack of supervision that will occur. He asked the township to

speaking through the budget and let the residents know that public safety and services are just as important to them.

**CAMPBELL BROWN, PBA #168 PRESIDENT:** He asked if Administrator Torres' vacation time is prorated or does he receive them all up front? Sharon Pinkava (CFO) stated she believes that during the first year it's not prorated, but he does earn so many days. Councilman Kafton stated that he has asked about Administrator Torres' vacation time and he still can't get a straight answer. Mayor Reina explained that he sent Councilman Kafton an email regarding this earlier today. He then said according to personnel he has accrued the amount of time necessary to take the 42 hours or 6 days he took. Councilwoman Rivere added that she thinks that this might not be the most appropriate time to take his accrued time. Councilman Kafton explained that Administrator Torres started in January and he believes you get one day per month of vacation time the first year. That would leave him with four days. Mr. Brown continued to say that he finds the Administrator taking vacation now when they have two weeks to put this budget through is inexcusable. He went on to say that they have worked hard to reduce costs and wanted to go over some of the numbers. July to December 2010 overtime decreased over \$180,000 compared to the same time period in 2009 due to a negotiated agreement with the township. Overall from 2009 to 2010 overtime costs decreased \$27,000 due to a schedule change. This is a savings of \$54,000. With a layoff of 23 police officers did they consider the costs to the township from the comp time payouts and the overtime increases? Sharon Pinkava (CFO) responded it would cost \$632,000 to layoff the police officers. Mr. Brown explained how overtime costs would increase by 33%. This doesn't include the injuries to the department because of officer burnout and the increase crime, which will drive down property values. He then asked why taxes aren't being raised to the highest under the 2% cap? Ms. Pinkava explained that she worked with what she was given, but there is some room for adjustment. Mr. Brown believes they should look at this budget document again. Mr. Brown then asked if there are any salary raises for any departments that are non-union that are budgeted for 2011? Ms. Pinkava stated in the Building Department because they haven't had a raise in four years and everyone else is three. Mr. Brown spoke about \$100,000 increase in salaries across all the departments. He questioned the \$20,000 increase in Administration and \$15,000 in the Mayor's office. He spoke about the amount of money it costs to lay off 49 employees. Ms. Pinkava explained it will cost a lot this year, but not as much next year. Mayor Reina spoke about the line item in Administration, which was a typo and the \$15,000 in the Mayors line item, which also was a mistake. He then spoke about bargaining units that won't give up anything and how they are stuck in some kind of impasse. He does want to make this work and he thanks all the people who are working on this. Constant criticism and putting forth no solution, plans or ideas doesn't help. Mr. Brown later spoke about the snow removal budget in 2010 and how it wasn't all spent. According to the budget document they only spent \$350,000, but in 2011 they are budgeting \$611,000 why? He then added it would have been less costly if only our employees were taking care of the storm. Ms. Pinkava explained that she would have that information with her at the budget hearings.

**PAUL MAYEROWITZ, 91 CYPRESS POINT LANE:** He stated that during the budget reviews conducted by the Citizens Advisory Committee they identified the line items in Administration and the Mayor's office. They also questioned the salary increases in each department. It was the conclusion of the Budget Advisory Committee that they identified savings in that budget and they also identified additional expense increases that were not identified in that budget. The additional expenses still come out to be more than the savings that were found. The Citizens Budget Advisory Committee had found many of the items that Mr. Brown spoke about. The Township can rest assure the budget was looked at. He went on to say that 3 years ago he stood here with Councilman Kafton complaining about the CCTV cameras at the Justice Complex. They both felt those purchases were inappropriate. The Council approved the contract, but the subsequent Council in 2008 canceled the contract. He explained that both Councilman Kafton and Councilwoman Rivere found numerous irregularities in those proceedings and were going to have an investigation. The investigation never took place. He recently took a look at the data he accumulated from reviewing the CCTV contract. He spoke about documents from the vendor to the purchasing agent with the specifications in it. The only problem he has is the first memo occurred on Monday, June 9<sup>th</sup> and the public had no knowledge of this until Tuesday, June 10<sup>th</sup>. He doesn't understand how the vendor would have a copy of the RFP without it being publicly advertised. The vendor was offering suggestions how that RFP could be modified. If you want to talk about an investigation they should see how that occurred. He then went on to say that same year the DPW Department wanted to bid for CCTV cameras that they could put on their gas pumps. They went out for three bids on that contract and it was awarded to the same

vendor that bid on the Justice Complex. In a memo this time the Purchasing Agent was asking the vendor to supply him with two quotes from other vendors so they could be in compliance with New Jersey State Law. This would be another reason for an investigation. Councilwoman Rivere explained that it wasn't just her and Councilman Kafton who questioned the CCTV contract it was actually at that time Councilman Reina who put forth the motion to squash that particular bid on CCTV. As far as an investigation was concerned she was never assigned to one or she would have done it. Mr. Mayerowitz went on to say that he filed a recent request for junk dealers. He wanted to find out who had valid licenses in the township. He was provided with no renewals for 2011 and licenses are due January 1<sup>st</sup>. In 2010 only two junk dealers filed for licenses. In 2009 only one filed for a license. He asked how hard is it to track the renewal for four junk dealers? He addressed Mr. Grillo (Code Enforcement Officer) and told him he should go to the junk dealers and issue them summonses. He then spoke about secondhand dealers. We have no licenses issued but we have car dealers and people who sell car parts in town. He talked about the Administrative Code under licenses that if someone fails to renew their license in a timely manner they could be hit with an administrative charge. He then stated at the last meeting Mr. Giblin approached him and asked why he filed a violation about his last campaign. Mr. Mayerowitz stated that he didn't file it, but he then looked at the reports because he also implied that Councilman Kafton was being investigated. Attorney Cipriani explained that if there are pending investigations it's not appropriate to speak about it. Councilman Kafton stated that Mr. Mayerowitz is on a personal vendetta against him and his family. He spoke about junk dealers because his father has an auto wrecking license.

***(CLERK EDEN ADVISED THE COUNCIL AND THE PUBLIC THAT THE TIME WAS NOW - 12:05 A.M. ON WEDNESDAY, MAY 11, 2011)***

**TIM JONES, 14 HARVEST COURT:** He commended Council President Martin for forming the group to investigate JRs, even though it was messed up. He went on to speak about his experience with the DCA when he had a problem with this town. He spoke to the person and exchanged emails and was told to send a certified letter with documentation from Council Minutes. A month later he got a response back that told him he did it wrong. If they are expecting anything more from the DCA he hopes they will do better than he did. Council Vice President Bressi explained that through the years he has seen a lot better from the DCA. He has seen some township officials get fined. When it comes to township protocol they do it right. Mr. Jones spoke about JRs having some outstanding violations that should incur some fines. He asked about a few years back when there was a problem with NJ Lawn and Irrigation didn't they stop doing business with them because they had outstanding fines? Council President Martin explained they said if there was outstanding judgments or legal findings they could debit their accounts to pay their fines. Mr. Jones asked if they could work on something that if they fine someone, they don't do business with them until that is settled? Council President Martin explained that there is due process. Mr. Jones then spoke about the skate park and said they spent \$130,000 on that and it is closed again. He asked if it was ever paid for and will it ever be fixed? Mayor Reina stated that the final payment has not been made. Dan Burke (Municipal Engineer) explained that he had an issue with the installation of the skate park and notified the contractor in writing and they continued to proceed. Since they didn't follow what he felt was appropriate concrete construction procedures he ceased authorization for further payment. They are proceeding with testing and the results will be turned over to the attorneys. Councilman Kafton said he read in the paper that they were arguing this because the township opened it up before the concrete could cure. Mr. Burke stated they are arguing they made the installation properly too. He has documentation that shows otherwise. Mr. Jones asked about the grant money they used to construct this expired? Ms. Pinkava explained that it wouldn't because it is a County grant.

**DAN PEKARCHIK, 17 ALASKA AVENUE:** He commented on the fact that Administrator Torres wasn't there tonight. He said since the citizens voted down the 2% cap, he thought tonight he would have a new budget explained to the citizens. Township Clerk Eden explained that the levy was defeated and they still have to have the public hearing on May 24<sup>th</sup> on that budget. Once they finish their budget workshops there will be amendments to the budget and that will be done at a public hearing by resolution. Mr. Pekarchik stated that if they had a budget including the 2% cap they should have had one under the 2% cap. Council President Martin told him to attend the budget workshops. Mr. Pekarchik then spoke about JRs and how they shouldn't be using township workers and township equipment for non-township business.

**RICK FERRARELLI, 414 COBAIN ROAD:** He stated in 1985 he was hired as a Police Officer and was number 51. Over the 25 years he served in the Police Department he saw the number go as high as 94. He can't believe they are going back to 1985 levels of 56 police officers. In 1990 there was only 33,000 residents and today they have 56,000. He asked them what they have done over the past three years to maintain the staffing levels of the Police Department? They are now stuck with a 2% cap and they will never catch up. He explained that there are 10 guys driving cars and all have AEDs, which are potential lifesavers. If you go to 56 officers they will be lucky to have 5 guys on the road with AEDs. He explained that this town would not be properly policed with 56 officers. He then went on to say that the Police Department still doesn't have CCTV equipment. They are losing cases because they don't have the ability to record statements of suspects while they are doing interviews. The cells aren't being monitored by the watch command and dispatch. They have to put a guy face to face to comply with the Department of Corrections Rules and Regulations. He spoke about two guys who filed for retirement and they are going to be demoted 6 months before retirement and that is despicable. In closing, he stated they are making a big mistake.

**KATHY GIANCOLA, 573 HENRY STREET:** She explained that when she worked and there was a big project she was working on her boss wouldn't let her take off. She is confused why Administrator Torres is allowed to take vacation during this budget process. She later stated that you get the best representation from people who live in the town and Administrator Torres doesn't. He doesn't live here and he doesn't understand what is needed here. This could be hurting us. Mayor Reina agreed with her. He was told by Administrator Torres "that his wife got him this vacation" and he took off. They never talked about it. This will be discussed in the appropriate venue.

**FRANK HRUSCHKA, 1 ROBERT TERRACE:** He asked the Mayor and Council to work together on the upcoming workshops. He asked them to give the Police Chief what he needs.

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

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

**12:30 A.M.**

**RESPECTFULLY SUBMITTED,**

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**COUNCIL PRESIDENT MARTIN**

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

AME/tvc