

ON TUESDAY, JULY 26, 2011, AT 7:30 P.M., THE JACKSON TOWNSHIP COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING

PLEDGE OF ALLEGIANCE

ROLL CALL:

COUNCILMAN KAFTON (absent)

ATTORNEY CIPRIANI

COUNCILMAN MARTIN (absent)

TOWNSHIP CLERK EDEN

COUNCILWOMAN RIVERE

COUNCIL VICE PRESIDENT UPDEGRAVE

COUNCIL PRESIDENT BRESSI

ALSO IN ATTENDANCE:

ADMINISTRATOR JOEY TORRES

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

RESOLUTION NUMBER: 245R-11

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

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

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

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

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

1. The public shall be excluded from discussion concerning the hereinafter-specified subject matter.
 2. The general nature of the subject matter to be discussed is as follows:
 - a) Personnel/Professionals: Department consolidation – DPW/Recreation. Registrar
 - b) Litigation/Potential Litigation: Tort claims relative to JR Landscaping. Update – Skate Park contractual issues. DPW Storage Building - Yetka Corporation - contractual issues.
 - c) Potential Land Sale/Land Acquisition: Offer to sell property to Jackson Twp. located along Toms River Road. Land donation to Twp located on Bowman Road.
 - d) Contracts/Agreements:
 3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.
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7:30 PM CONVENE PUBLIC MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

ROLL CALL

COUNCILMAN KAFTON (absent)

ATTORNEY JEAN CIPRIANI

COUNCILMAN MARTIN (absent)

TOWNSHIP CLERK EDEN

COUNCILWOMAN RIVERE

COUNCIL VICE PRESIDENT UPDEGRAVE

COUNCIL PRESIDENT BRESSI

ALSO IN ATTENDANCE:

ADMINISTRATOR JOSE TORRES

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

- (a) Sending Special Notice as required by Section 13 of the Open Public Meeting Act to the required newspapers on July 8, 2011.
- (b) Posting the advance written notice on the Official Bulletin Board in the Municipal Building.
- (c) Filing the advance written notice of the Township Clerk for the purpose of public inspection.

TOWNSHIP COUNCIL COMMENTS

COUNCILMAN KAFTON (absent)

COUNCILMAN MARTIN (absent)

COUNCILWOMAN RIVERE – Thanked everyone for coming out and cautioned everyone on the heat.

COUNCIL VICE PRESIDENT UPDEGRAVE – Thanked everyone for coming and reiterated what Councilwoman Rivere stated about the heat. She also noted that anyone who does not have a/c they are welcome to go to our Senior Center as it is available during the day for those who need it to cool off.

COUNCIL PRESIDENT BRESSI – Thanked everyone for coming out. Wanted to advise that although the Mayor is not in attendance, he did speak with him on two issues. First, the Mayor advised him that he (Mayor) is commencing negotiations with each bargaining unit as these contracts have a significant impact on our budget, so he is working on that and secondly, with regard to the budget process, each department usually submit their draft budgets sometime in October. He requested (to which the Mayor agreed) that the Council be provided a copy of each department’s draft as well – this way we have a better feel as to where the budget is going.

BILLS AND CLAIMS

MOTION TO APPROVE BILLS AND CLAIMS BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

ABSTAIN: UPDEGRAVE(*Winding Ways & Dasti, Murphy & McGuckin*)

QUESTION ON MOTION:

COUNCILWOMAN RIVER – questioned bill on page 11 – Legler Landfill; French & Parello – is seeking clarification. Mr.Torres advised that French & Parrello performs quarterly testing and reporting (to the DEP) at the Legler site.

CHECK# VENDOR AMOUNT

07/26/11
10:04:54

JACKSON TOWNSHIP
Check Register By Check Date

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Range of Checking Accts: First to Last Range of Check Dates: 07/26/11 to 07/26/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
CAPITAL					
61291	07/26/11	JAC08 JACKSON TOWNSHIP CURRENT FUND	100,000.00		3950
61292	07/26/11	NJG02 N.J. GRAVEL & SAND CO., INC.	370.80		3950
61293	07/26/11	REH04 REHARCO, INC.	1,458.00		3950
61294	07/26/11	WAG04 BILL WAGNER AND SON	20.67		3950

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	4	0	0.00	101,849.47
Direct Deposit:	0	0	0.00	0.00
Total:	4	0	0.00	101,849.47

CURRENT					
84964	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	653,620.24		3944
84965	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	636,039.89		3944
84966	07/26/11	AMES1 AMERICAN ASPHALT COMPANY, INC	1,478.99		3948
84967	07/26/11	ASB01 ASBURY PARK PRESS, INC.	0.00	07/26/11 VOID	0
84968	07/26/11	ASB01 ASBURY PARK PRESS, INC.	605.00		3948
84969	07/26/11	BAD05 MICHELE BADO	156.88		3948
84970	07/26/11	BAY06 BAYWAY LUMBER	429.00		3948
84971	07/26/11	BR115 BRICK NAPA, LLC	724.80		3948
84972	07/26/11	CAB03 CABLEVISION CORP.	119.90		3948
84973	07/26/11	CAM17 CAMMPS HARDWARE&LAWN PROD, INC	810.85		3948
84974	07/26/11	CAN06 CANYON SPRING WATER	20.00		3948
84975	07/26/11	CHE16 CHESTNUT ARBORICULTURAL &	2,325.00		3948
84976	07/26/11	CIT01 CITTA, HOLZAPFEL & ZABARSKY	2,985.46		3948
84977	07/26/11	CLA03 RALPH CLAYTON & SONS MATERIALS	606.31		3948
84978	07/26/11	COR35 CORONATO, BRADY & KUNZ, P.C.	3,333.34		3948
84979	07/26/11	COU20 COUNTRY SUDSER CAR WASH	122.50		3948
84980	07/26/11	COU24 COUNTRY SUDSER CAR WASH	104.00		3948
84981	07/26/11	CRA05 CRAFT OIL CORPORATION	622.99		3948
84982	07/26/11	DAS01 DASTI, MURPHY, MCGUCKIN PC	4,018.00		3948
84983	07/26/11	DEL01 DELTA DENTAL PLAN OF N.J. INC.	20,871.20		3948
84984	07/26/11	DEL02 DELTA PRODUCTS, INC.	286.60		3948
84985	07/26/11	DOW01 DOWNS FORD, INCORPORATED	83.71		3948
84986	07/26/11	EDW04 EDWARDS TIRE COMPANY, INC.	5,239.00		3948
84987	07/26/11	EYE01 EYEMED VISION CARE/FAA INC.	530.88		3948
84988	07/26/11	FLE15 FLEETSOURCE, LLC	631.77		3948
84989	07/26/11	FLO06 FLOYDS SERVICES LLC	4,591.25		3948
84990	07/26/11	FOU06 FOUR SEASONS @ SOUTH KNOLLS	27,093.15		3948
84991	07/26/11	FRE10 FRENCH & PARRELO ASSOC., P.A.	8,234.00		3948
84992	07/26/11	GIL02 GILMORE & MONAHAN, P.A.	0.00	07/26/11 VOID	0
84993	07/26/11	GIL02 GILMORE & MONAHAN, P.A.	31,491.14		3948
84994	07/26/11	GRA02 GRANTURK EQUIPMENT CO., INC.	228.56		3948
84995	07/26/11	HES06 HESS CORPORATION	2,467.93		3948
84996	07/26/11	JAC07 JACKSON TWP. CAPITAL IMP. FUND	50,000.00		3948
84997	07/26/11	JAC12 JACKSON TWP. BOARD OF ED.	6,481,108.00		3948
84998	07/26/11	JAC13 JACKSON TWP. GENERAL TRUST FUND	15,000.00		3948
84999	07/26/11	JAC14 JACKSON TWP. MUN. UTILITIES AUTH	452.20		3948

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check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
85000	07/26/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	07/26/11 VOID 0
85001	07/26/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	07/26/11 VOID 0
85002	07/26/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	07/26/11 VOID 0
85003	07/26/11	JCP01	JERSEY CENTRAL POWER & LIGHT	0.00	07/26/11 VOID 0
85004	07/26/11	JCP01	JERSEY CENTRAL POWER & LIGHT	59,711.71	3948
85005	07/26/11	JER25	JERZ MECHANICAL INC.	1,050.00	3948
85006	07/26/11	JER29	JERRY'S AUTO BODY,LLC	2,500.00	3948
85007	07/26/11	LIB05	LIBERTY POWER HOLDINGS,LLC	11,990.67	3948
85008	07/26/11	MAJ04	MAJESTIC OIL CO.INC.	872.05	3948
85009	07/26/11	MAR59	MARTIN A. ACKLEY ASSOCIATES	5,965.94	3948
85010	07/26/11	MAZ04	MAZZA RECYCLING,INC.	21,711.75	3948
85011	07/26/11	NIC07	MICROMEDIA PUBLICATIONS, INC.	775.00	3948
85012	07/26/11	MON37	MONMOUTH TELECOM	1,240.96	3948
85013	07/26/11	MOO08	MOORE WALLACE NORTH AMERICA	125.00	3948
85014	07/26/11	MRB01	MR. BOBS	1,138.52	3948
85015	07/26/11	NJL01	NJLH	165.00	3948
85016	07/26/11	NJM03	NEW JERSEY NATURAL GAS	0.00	07/26/11 VOID 0
85017	07/26/11	NJM03	NEW JERSEY NATURAL GAS	3,602.36	3948
85018	07/26/11	NJS14	NJSACOP	310.00	3948
85019	07/26/11	OCV01	OCEAN COUNTY VETERINARY HOSP.	118.80	3948
85020	07/26/11	ONS01	ON SITE FLEET SERVICE, INC.	1,471.73	3948
85021	07/26/11	PED01	PEDRONI FUEL COMPANY, INC.	28,106.29	3948
85022	07/26/11	PIN19	PINA M.INC.	754.44	3948
85023	07/26/11	POM02	POMMEB	107.40	3948
85024	07/26/11	POM06	RAYMOND POWELL	8.00	3948
85025	07/26/11	REM01	REXINGTON,VERNICK & VENA ENG.	445.50	3948
85026	07/26/11	SPR02	SPRINT	381.77	3948
85027	07/26/11	TMO2	T & M ASSOCIATES	429.00	3948
85028	07/26/11	TRE12	TREASURER,STATE OF NEW JERSEY	13,186.00	3948
85029	07/26/11	UPS02	UNITED PARCEL SERVICE	19.59	3948
85030	07/26/11	VER04	VERIZON	0.00	07/26/11 VOID 0
85031	07/26/11	VER04	VERIZON	2,307.39	3948
85032	07/26/11	VER08	VERIZON WIRELESS	382.77	3948
85033	07/26/11	VER14	VERIZON BUSINESS	19.65	3948
85034	07/26/11	WAG04	BILL WAGNER AND SON	186.38	3948
85035	07/26/11	WAL02	WALTER R. EARLE CORPORATION	523.17	3948
85036	07/26/11	WES01	WEST-THOMSON CORPORATION	500.00	3948

Reconciling Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	65	8	0.00	8,116,539.38
Direct Deposit:	0	0	0.00	0.00
Total:	65	8	0.00	8,116,539.38

DEV FEES - COAH	DEV FEES - COAH (NEW)			
165	07/26/11	JAC74	JACKSON TOWNSHIP BUILDING DEPT	75.00 3954
166	07/26/11	REH04	REHABCO, INC.	1,458.00 3954
167	07/26/11	TMO2	T & M ASSOCIATES	7,074.25 3954

Reconciling Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	3	0	0.00	8,607.25
Direct Deposit:	0	0	0.00	0.00

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
Total:		3	0	0.00	8,607.25
DEVELOPERS-OF DEVELOPERS-OCEAN FRST					
63213	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	27,900.00		3945
63214	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	17,760.00		3945
63215	07/26/11	CHE16 CHESTNUT ARBORICULTURAL &	412.50		3949
63216	07/26/11	COU02 COUNTY LINE CONSTRUCTION INC.	500.00		3949
63217	07/26/11	DAS01 DASTI, MURPHY, MCGUCKIN PC	0.00	07/26/11 VOID	0
63218	07/26/11	DAS01 DASTI, MURPHY, MCGUCKIN PC	3,238.50		3949
63219	07/26/11	GER12 GERTNER MANDEL & PESLAK	0.00	07/26/11 VOID	0
63220	07/26/11	GER12 GERTNER MANDEL & PESLAK	0.00	07/26/11 VOID	0
63221	07/26/11	GER12 GERTNER MANDEL & PESLAK	0.00	07/26/11 VOID	0
63222	07/26/11	GER12 GERTNER MANDEL & PESLAK	3,294.15		3949
63223	07/26/11	INN02 INNOVATIVE ENGINEERING INC	443.25		3949
63224	07/26/11	JAC08 JACKSON TOWNSHIP CURRENT FUND	761.70		3949
63225	07/26/11	MON45 MONMOUTH COUNTY EXCAVATORS, INC	760.00		3949
63226	07/26/11	OME01 OWEN LITTLE & ASSOCIATES INC.	405.00		3949
63227	07/26/11	REM01 REMINGTON, VERNICK & VENA ENG.	0.00	07/26/11 VOID	0
63228	07/26/11	REM01 REMINGTON, VERNICK & VENA ENG.	0.00	07/26/11 VOID	0
63229	07/26/11	REM01 REMINGTON, VERNICK & VENA ENG.	3,462.75		3949
63230	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63231	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63232	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63233	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63234	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63235	07/26/11	TM02 T & M ASSOCIATES	0.00	07/26/11 VOID	0
63236	07/26/11	TM02 T & M ASSOCIATES	25,847.70		3949
Checking Account Totals					
		Paid	Void	Amount Void	Amount Paid
	Checks:	12	12	0.00	84,785.55
	Direct Deposit:	0	0	0.00	0.00
	Total:	12	12	0.00	84,785.55
DOG DOG ACCOUNT - NEW					
482	07/26/11	NJS04 N.J.STATE DEPT. OF HEALTH	948.60		3951
Checking Account Totals					
		Paid	Void	Amount Void	Amount Paid
	Checks:	1	0	0.00	948.60
	Direct Deposit:	0	0	0.00	0.00
	Total:	1	0	0.00	948.60
GENERAL TRUST					
61041	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	17,211.54		3947
61042	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	1,390.76		3947
61043	07/26/11	CHE16 CHESTNUT ARBORICULTURAL &	3,906.25		3952
61044	07/26/11	RCS02 R.C.SHEA & ASSOCIATES	2,000.00		3952
61045	07/26/11	STA28 STATE OF NEW JERSEY	9,655.16		3952
61046	07/26/11	TIV01 CHARLES P. TIVENAN, ESQ.	600.00		3952

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JACKSON TOWNSHIP
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
Checking Account Totals					
		Paid	Void	Amount Void	Amount Paid
Checks:	6	0	0.00	34,763.71	
Direct Deposit:	0	0	0.00	0.00	
Total:	6	0	0.00	34,763.71	
WRKS REC					
63657	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	20,565.35		3946
63676	07/26/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	74,224.93		3946
63683	07/26/11	ALL03 ALLCOMM TECHNOLOGIES, INC.	180.25		3953
63684	07/26/11	BAS09 VICTORIA BASTARDO	41.00		3953
63685	07/26/11	BLA14 BLACKBEARDS CAVE	336.00		3953
63686	07/26/11	BOB01 BOB KISLIN'S INCORPORATED	455.98		3953
63687	07/26/11	BSN01 BSN SPORTS	786.13		3953
63688	07/26/11	CAM15 CAMPUS COORDINATES, LLC	421.40		3953
63689	07/26/11	COS01 COSTCO WHOLESALE 229	490.53		3953
63690	07/26/11	DEJ03 RINALDO DEJESUS	41.00		3953
63691	07/26/11	DSS01 DISTRIBUTION & SUPPORT SERVS.	1,795.30		3953
63692	07/26/11	FUL05 JEWEL FULTON	50.00		3953
63693	07/26/11	HAN11 ASHLEY HANSEN	41.00		3953
63694	07/26/11	INC04 HALEY INCARNATO	37.00		3953
63695	07/26/11	LOW02 LOWE'S COMPANY INC.	548.00		3953
63696	07/26/11	MAT16 KELLY MATERIA	41.00		3953
63697	07/26/11	MIC07 MICROMEDIA PUBLICATIONS, INC.	250.00		3953
63698	07/26/11	MOT12 MOTOROLA	528.18		3953
63699	07/26/11	MAG02 BRIANA NAGENGAST	41.00		3953
63700	07/26/11	NAL04 ROBYN NALEMAJKO	27.00		3953
63701	07/26/11	NEG02 KAYLA NEGRON	25.00		3953
63702	07/26/11	ORE02 GERALD OREHOSTKY	41.00		3953
63703	07/26/11	PAR14 PARTY ZONE ENTERTAINMENT	1,360.00		3953
63704	07/26/11	PHI13 PHILIP & HENRY U.S.A. INC.	379.00		3953
63705	07/26/11	PIE09 ADAM PIENKOWSKI	41.00		3953
63706	07/26/11	PLA03 ISABELLA PLAGANIS	96.00		3953
63707	07/26/11	POP02 POPCORN SUPPLY COMPANY	308.44		3953
63708	07/26/11	RIC24 LISA RICCIARDI	7.00		3953
63709	07/26/11	SHO13 SHOPRITE/PERLMART, INC.	71.97		3953
63710	07/26/11	TRI19 REINALDO TRINDADE	38.00		3953
63711	07/26/11	WAL05 WAL-MART COMMUNITY	354.89		3953
63712	07/26/11	WIE02 ASHLEY WIEDERSPAN	41.00		3953
Checking Account Totals					
		Paid	Void	Amount Void	Amount Paid
Checks:	32	0	0.00	103,664.35	
Direct Deposit:	0	0	0.00	0.00	
Total:	32	0	0.00	103,664.35	
Report Totals					
		Paid	Void	Amount Void	Amount Paid
Checks:	123	20	0.00	8,451,158.31	
Direct Deposit:	0	0	0.00	0.00	
Total:	123	20	0.00	8,451,158.31	

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Fund Description	Fund	Budget Total	Revenue Total
	0-01	27,192.96	0.00
	1-01	8,085,723.21	0.00
	1-04	100,000.00	0.00
	1-17	948.60	0.00
Year Total:		8,186,671.81	0.00
	C-04	1,849.47	0.00
	G-02	3,623.21	0.00
	T-12	34,763.71	0.00
	T-13	103,664.35	0.00
	T-20	8,607.25	0.00
Year Total:		147,035.31	0.00
Total of All Funds:		8,366,372.76	0.00

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Project Description	Project No.	Project Total
7200063296 COUNTY CONST.	C10120	500.00
7200063832 BREW BRIDGE	P30363	312.50
7200064049-WESTLAKE SEC 6B	P30787	71.50
7200064070 MELODY MOODS	P30812	201.50
7200064131-PARKVIEW EST	P30886	87.00
7200064181FOUR SEASONS MET	P30968	429.00
7200065153 WESTGATE	P31069	981.00
7200065173 ORLEANS CORP	P31078	321.50
7200065340 SYDNEY KRUPNICK	P31151	571.75
7200135389	P31160	701.50
7200135438-PREMIER@WHISGROVE	P31170	67.00
7200135495 K HOV @ JCKS	P31180	5,672.75
7200135541 HAWKINS RIDGE	P31197	56.25
7200135560-SOUTH KNOLLS	P31205	964.50
7200135591 FOUR SEASONS AT MED	P31220	402.00
7200135872-K.HOV @ JCKN/SECS	P31298	1,518.50
7200135906-CARDINALE & JACKSON	P31312	464.75
7760145680 PARAMOUNT HOMES	P31354	35.75
7760145727-PARAMOUNT PROP GRP	P31386	67.00
7760145730-PARA CLASSICS@ROYAL	P31387	67.00
7760145857 CDR WHITEVILLE	P31452	71.50
SAKOUTIS	P31533	437.25
16701/5.01 CVS	P31556	143.00
WRIGHT DEBOW RD	P31597	18.75
NEW PROSP PLAZA	P31599	201.00
NJNG	P31610	300.00
SPIROS WRIGHT DEBOW RD	P31621	424.25

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Project Description	Project No.	Project Total
DOWN TO EARTH AMEND SITE DEBOW	P31633	850.50
DENTON LANE	P31642	542.50
360 BENNETS MILLS 5/P60-2	P31644	482.25
MINOR SUB1375	P31645	238.00
minor sub1376	P31648	294.00
SD#622	P31653	67.00
280 FARADAY AVENUE	P31656	459.00
WHITESVILLE RD	P31660	529.00
GRANTON ROAD	P31662	81.00
7200063093 CLEARING	TWP00002	2,100.00
ASHLEY ESTATES(CHRISTINA COURT	TWP00014	2,639.75
MELODY WOODS -ZAYDI HOMES	TWP00015	2,327.25
GRAY SUPPLY	TWPOE04	3,210.00
CJ HESSE	TWPOE05	2,940.00
JF KIELY	TWPOE06	2,220.00
KLINE	TWPOE107	4,440.00
SIXFLAGS O/E	TWPOE11	960.00
WALTER EARLE	TWPOE12	240.00
PSA CONSTRUCTION CO.	TWPOE129	22,650.00
JCP&L PLANNED	TWPOE132	4,380.00
MARLIN CONSTRUCTION SERVICES	TWPOE142	480.00
MONMOUTH EXCAVATORS	TWPOE150	1,540.00
INTELLIGENT PROJECT(LIGHTHOUSE	TWPOE152	240.00
D&D UTILITY	TWPOE16	960.00
NJNG	TWPOE46	2,160.00
JT SUBDIVISION ACCT	TWPSD001	2,201.90
WEST PLEASSANT CPGT INC	Z31362	264.20

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JACKSON TOWNSHIP
Check Register By Check Date

Page No: 9

Project Description	Project No.	Project Total
7760145852 19 PETROLEUM	231451	98.25
7760145911-MANHATTAN REAL EST	231485	206.00
MELLER	231567	280.50
commercial site	231584	2,340.00
DIAMOND ROAD LOC	231613	1,197.00
ZONING ACCT TRNS TO PLANNINGBD	231636	605.25
Green Valley Rd	231649	403.25
303 CAYUGA LANE/LIPPERT	231651	545.27
conven store & gas station	231652	2,460.75
712-2 OLD SHORE DRIVE	231654	305.91
57 N. COOKS BRIDGE RD	231655	550.13
487 whiteville rd	231657	317.39
FORMAN SIGN CO	231658	445.50
FOREMAN SIGN/SUN OIL CO	231659	445.50
Total of All Projects:		84,785.55

ORDINANCES – SECOND READING:

24-11

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 VI, ENTITLED “NON-PINELANDS AREA ZONING DISTRICT REGULATIONS,” SO AS TO CREATE A NEW SECTION 109-45.1, ENTITLED “R-30 RESIDENTIAL ZONE”

PUBLIC HEARING OPENED:

NO ONE CAME FORWARD

MOTION TO CLOSE THE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY : UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

**MOTION TO APPROVE ORDINANCE 24-11 ON SECOND READING,
ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN
APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
(QUESTION ON MOTION – NONE)
YES: RIVERE, UPDEGRAVE & BRESSI
ABSENT: KAFTON & MARTIN**

ORDINANCE NO. 24-11

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 §109-45.1, entitled “R-30 Residential Zone”, consistent with the Land Use Plan element provisions and recommendations, as follows:

§109-45.1. R-30 Residential Zone

A. Permitted principal uses of buildings and structures are as follows:

- (1) Community residences for the developmentally disabled.
- (2) Community shelters for victims of domestic violence.
- (3) Single family dwelling units.

B. Permitted accessory uses of buildings and structures are as follows:

- (1) Dog pens, provided that they are located behind the rear building line and not in the required side or rear yard setback.
- (2) Fences and walls, subject to the provisions of §109-70.
- (3) Off street parking, subject to the provisions of §109-177.
- (4) Private residential swimming pools, subject to the provisions of §109-189.
- (5) Satellite dish antennas, subject to the provisions of §109-152.
- (6) Sheds (garden, storage or tool).
- (7) Other customary accessory uses, buildings and structures, which are clearly incidental to the principal use and building.
- (8) Family day-care home.

C. Conditional uses, subject to the provisions of Article VIII of this chapter, are as follows:

- (1) Home occupations (§109-112).
- (2) Home professional offices (§109-113).

D. Density, area, yard and building minimum requirements are as follows for existing lots. New lots created by subdivision after the date of this ordinance shall comply with the R-1 Zoning Standards unless connected to public sewer:

Requirements R-30 District

Interior

Lot Minimums *

Area	30,000 SF
Width	100 FT
Frontage	75 FT
Depth	200 FT

Principal Building Requirements

Minimum Setbacks

Front Yard	35 FT
Rear Yard	40 FT
Side Yard (each)	20 FT
Maximum Height	35 FT

Accessory Building Requirements

Private garage (detached)

Front yard setback	Not Permitted
Rear yard setback	30 FT
Side yard setback	20 FT
Maximum Height	25 FT

Private residential swimming pool

Front yard setback	Not Permitted
Rear yard setback	15 FT
Side yard setback	20 FT

Shed (garden, storage, tool)

Front yard setback	Not Permitted
Rear yard setback	15 FT
Side yard setback	15 FT
Maximum height	15 FT

Maximum building Coverage 30%

Maximum Lot Coverage 70%

***NOTE:** All single family dwellings in existence prior to the adoption of this ordinance shall be considered conforming for purposes of lot size requirements, but shall be required to meet the above general, setback, and height requirements for all new additions or accessory structures and uses, except that all new accessory structures and uses on Lexington Court must meet the general, setback, and height requirements of the R-9 Zone.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 28th day of June, 2011, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 28th day of July 26, 2011 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Ann Marie Eden
Township of Jackson

ORDINANCES – FIRST READING:

25-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF BLOCK 16301, LOT 13 FROM WILLIAM LAWLER IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1).

MOTION TO APPROVE ORDINANCE 25-11 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON AUGUST 9, 2011 BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

(QUESTION ON MOTION - NONE)

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

ORDINANCE NO. 25-11

WHEREAS, William Lawler is the assessed owner of Block 16301, Lot 13; and **WHEREAS,** William Lawler wishes to donate the subject property to the Township of Jackson; and

WHEREAS, N.J.S.A. 40A:12-(5)(a)(1) authorizes a municipality to accept property as a gift by the adoption of an ordinance authorizing the acquisition of the same.

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: That the governing body does hereby authorize the acquisition of Block 16301, Lot 13 from William Lawler. This property is being acquired by the Township of Jackson pursuant to N.J.S.A. 40A:12-5(a)(1) as a gift from William Lawler.

SECTION 2: That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from William Lawler.

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

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

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 26th day of July, 2011, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 9th day of August, 2011 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

PUBLIC COMMENT ON RESOLUTIONS:

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE: Questioned Resolution No. 250R-11 – Sustainable Jersey Small Grants. This grant (originally proposed in 2009) a number of questions came up back then regarding the submission of the grant in a timely manner. He asked if Mr. Torres reviewed the grant and was it submitted? Mr. Torres replied yes and this is just a formality seeking Council's approval.

**MOTION TO CLOSE PUBLIC COMMENT RESOLUTION ONLY BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE & BRESSI
ABSENT: KAFTON & MARTIN**

RESOLUTION NUMBER 254R-11

**TITLE: DECLARING YETKA CORPORATION IN DEFAULT OF ITS
CONTRACT WITH THE TOWNSHIP OF JACKSON REGARDING THE
DEPARTMENT OF PUBLIC WORKS STORAGE BUILDING AND
AUTHORIZING THE USE OF RETAINAGE MONIES FOR REPAIRS**

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
(QUESTION ON MOTION – NONE)
YES: RIVERE, UPDEGRAVE & BRESSI
ABSENT: KAFTON & MARTIN**

WHEREAS, the Township of Jackson entered into a contract with the Yetka Corporation regarding the Department of Public Works Storage Building; and

WHEREAS, nearly two years have passed since the Township Engineer provided said contractor with a punch list of items required for the finalization of the project; and

WHEREAS, the Yetka Corporation has failed to post a maintenance bond and provide manifold enclosures; and

WHEREAS, the Township provided its own manifold enclosures; and

WHEREAS, one of the boilers installed by the Yetka Corporation failed nearly a year ago; and

WHEREAS, the Yetka Corporation, despite numerous requests, has failed to complete the punch list items and repair or replace the failed boiler; and

WHEREAS, the Township Engineer has advised that sufficient retainage is being held by the Township to repair the failed boiler; and

WHEREAS, the Township desires to declare the Yetka Corporation in default of its contract with the Township and to authorize the utilization of retainage monies to complete boiler repairs for the Department of Public Works Storage Building project.

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

1. That the Yetka Corporation is in default of its contract with the Township of Jackson regarding the Department of Public Works Storage Building.
2. That the Township shall utilize retainage monies to complete boiler repairs.
3. That the Township Attorney is hereby authorized to initiate necessary actions to further the purposes of this resolution.
4. That this resolution shall become effective immediately.
5. That a copy of this resolution shall be provided by the Township Clerk to the Township Engineer and the Business Administrator.

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

DATED: 7-26-11

RESOLUTION NUMBER 256R-11

TITLE: RESOLUTION APPROVING AND ACKNOWLEDGING RECEIPT OF THE 2010 TOWNSHIP AUDIT

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: RIVERE

(QUESTION ON MOTION – NONE)

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year of 2010 has been filed by a Registered Municipal Accountant with the Township Clerk as per the requirements of N.J.S.A. 40A:5-6 and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the section of the annual audit entitled;

- General Comments
- Recommendations
- Auditors' Opinions

WHEREAS, the members of the Township Council have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

- General Comments
- Recommendations
- Auditors' Opinions

as evidenced by the group affidavit form of the Township Council; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days (45) after receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgation of the Local Finance board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 5:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provision of this article, shall be guilty of misdemeanor and, upon conviction, may be fined not more than one thousand (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Jackson, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

DATED: 7-26-11

RESOLUTION NUMBER 257R-11
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO CJS INVESTMENTS, INC. OF THE MAINTENANCE BOND ISSUED FOR LAKESIDE ESTATES, BLOCK 59.01, LOT 83

MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
(QUESTION ON MOTION – NONE)
YES: RIVERE, UPDEGRAVE & BRESSI
ABSENT: KAFTON & MARTIN

Councilwoman Rivere asked if all of the conditions have been met and no complaints? Clerk Eden responded yes and T&M has issued recommendation to release this maintenance bond.

WHEREAS, Michael G. Miller of T&M Associates, Township Engineer, has reviewed and approved the release of said maintenance bond which consists of Letter of Credit #5023503 in the amount of \$45,853.76 in letter report dated March 21, 2011, which letter report is made a part hereof; and;

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Maintenance Guarantee, which consists of Letter of Credit #5023503 issued by Bond Safeguard Insurance Company in the amount of \$45,853.76, heretofore posted with the Township may and hereby is released on the conditions:

1. The applicant/developer reimburses the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said maintenance guarantees.

- 2. Copies of this resolution to Administration, Finance, Applicant/Developer, Township Engineer, and Bond Safeguard Insurance Company.

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

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

DATED: 7-26-11

RESOLUTION NUMBER 264R-11

TITLE: URGING THE JACKSON TOWNSHIP BOARD OF EDUCATION TO UTILIZE \$1.25 MILLION IN ADDITIONAL STATE AID FOR PROPERTY TAX RELIEF

COUNCILWOMAN RIVERE has a problem with this resolution and requires additional information noting that a member of the Board of Education, Barbara Fiero, is present and may be able to answer her question. Ms. Rivere stated that when she and Scott had their meeting with the Board of Education (prior to the Council striking the budget and prior to numbers coming in from the State last year) was this figure put in as possible anticipated revenue?

BARBARA FIERO – 25 Danielle Ct. - Board of Education – July 14th was the first time the District and the Board received legal guidance from the Department of Education regarding receiving additional funds. She stated that she was not part of the meetings with Bobbie and Scott, however, no one on the Board was aware of this anticipated revenue until July 14.

COUNCIL PRESIDENT BRESSI stated if the School Board knew at the time the Council approved their budget, it would have been included in their original as anticipated revenue and the response received from the Superintendent indicates that the School did not know about this anticipated revenue until July 14.

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: RIVERE

(QUESTION ON THE MOTION – NONE)

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

WHEREAS, Governor Chris Christie authorized an additional \$850 million in state aid to be shared amongst school districts for the 2012 school year pursuant to the Education Allocation Plan; and

WHEREAS, the Jackson Township Board of Education received an additional \$1,254,442 in State aid; and

WHEREAS, although the Township and the Board of Education have previously entered into a Shared Services Agreement between Jackson Township and the Jackson Township Board of Education for the provision of e-mail and archival services so as to achieve savings and promote the conservation of fiscal resources, the burden on Jackson Township taxpayers remains onerous in the current difficult economic times; and

WHEREAS, the Governor’s Office and Department of Education strongly encouraged school districts to apply the added aid money to reduce property tax burdens by lowering local property tax levies for this fiscal year or the next; and

WHEREAS, the Mayor and the Township Council of the Township of Jackson wish to encourage the Jackson Township Board of Education to utilize this additional funding to reduce the property tax burden in the Township of Jackson.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of Jackson, County of Ocean, State of New Jersey urge the Jackson Township Board of Education to apply the additional State aid received due to the Education Allocation Plan to reduce the property tax burden for the residents of the Township of Jackson.

DATED: 7-26-11

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

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

**RESOLUTION NUMBER: 246R-11
TITLE: RESOLUTION AMENDING DESIGNATING OFFICIAL DEPOSITORIES FOR 2011 TO CHANGE COUNCIL PRESIDENT FROM SCOTT MARTIN TO KENNETH BRESSI**

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

WHEREAS, under the provisions of state regulations (N.J.S.A. 40A:5-1) entitled Local Fiscal Affairs Law, the Township of Jackson in accordance with N.J.S.A.40A:5-14 hereby establishes Legal Depositories for public monies for the calendar year 2011. Further, recent amendment to N.J.S.A. 40A:5-15.1 entitled "Securities, which may be purchased by local units" provide added flexibility to secure high yield investments while safe guarding municipal assets.

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

1. The following banks or institutions approved by the Department of Banking and Insurance under the Government Unit Depository Protection Act (GUDPA) or other authorized investment vehicles authorized by the State of New Jersey are hereby designated as official depositories of Township funds for the calendar year 2011:

- A. Ocean First
- B. Wachovia Bank, N.A.
- C. New Jersey Cash Management Fund
- D. Harmony Bank
- E. Cutwater Asset Management (formerly MBIA Municipal Investors)
- F. PFM Asset Management, LLC
- G. Bank of America
- H. Shore Community Bank
- I. TD Bank

2. Authorized signatories herewith described below are established by appointing Resolution and/or Salary Ordinance as approved by the Governing Body. Effective authority for authorized signatories will be established on or about January 4, 2011, nun pro tunc. Wire or electronic transfer of municipal funds for the purpose to meet payment obligations (Eg. investments, payroll, debt service, vendor, state & federal taxes) are hereby granted to the Chief Financial Officer or assistant subject to ratification by the Governing Body.

3. Disbursements from all checking accounts except as otherwise noted herein shall be signed by any two (2) of the following four (4) authorized individuals to include at minimum each check to bear one original signature. The Mayor and President of the Council may designate a facsimile signature as subject to approval:

- Mayor, Michael Reina
- President of the Council, Kenneth Bressi
- Municipal Administrator, Jose Torres
- Chief Financial Officer, Sharon Pinkava

Authorized Checking Accounts:

A. Current Fund	xxxxxxx0013
B. Capital Fund	xxxxxxx0021
C. Parks & Recreation	xxxxxxx0047
D. Dog Fund	xxxxxxx0062
E. Public Assistance	xxxxxxx0070
F. Handicap Trust Fund	xxxxxxx0138
G. General Trust Fund	xxxxxxx0054
H. Payroll Account	xxxxxxx0039
I. Open Space Trust Fund	xxxxxxx0302
J. Police Outside Employment	xxxxxxx1407
K. Affordable Housing 3 rd Round	xxxxxxx2571
L. Developers Fees-COAH Trust Fund	xxxxxxx2589
M. Builders Escrow	xxxxxxx1535
N. Affordable Housing 3 rd Round	xxxxxxx1112
O. Capital (Investment Fund)	xxxxxxx0768
P. Current (Investment Fund)	xxxxxxx0750

4. All disbursements from the Jackson Township “Tax Collector Trust” checking account (Account No. xxxxxxx0088) shall be made by checks signed by any one (1) of the following three (3) individuals:

- A. Tax Collector, Michael Campbell
- B. Chief Financial Officer, Sharon Pinkava
- C. Administrator, Jose Torres

5. All disbursements from the Jackson Township Building Department “Building Fees” checking account (Account No. xxxxxxx0104) shall be made by checks signed by any one (1) of the following three (3) individuals:

- A. Construction Code Official, Barry Olejarz
- B. Technical Assistant to the Construction Official, Vera Dzumyk
- C. Chief Financial Officer, Sharon Pinkava

6. All disbursements from the Jackson Township “Housing Division Fees” checking account (Account No. xxxxxxx2480) shall be made by checks signed by (1) of the following (3) individuals.

- A. Supervisor of Code Enforcement, John Grillo
- B. Supervising Clerk Typist, Christie McDonald
- C. Chief Financial Officer, Sharon Pinkava

7. All disbursements from the Jackson Township Court General checking account (xxxxxxx0161) and the Jackson Township Court Bail checking account (xxxxxxx3876) shall be made by checks signed by any two (2) of the following four (4) individuals:

- A. Municipal Court Judge, Daniel F. Sahin
- B. Municipal Court Administrator, Erin J. DiCristina
- C. Clerk, Jacqui Jordan
- D. Deputy Court Administrator, Cheri Borzek

8. Any disbursement checking accounts not specifically authorized by this resolution shall be considered null and void. All funds in said accounts shall be immediately transferred into the Current Fund account. Any individual attempting to establish or use an unauthorized account shall be subject to criminal prosecution as provided for by law and/or disciplinary action as provided by Administrative Code.

9. It is the policy of Jackson Township to maximize its investment earnings potential while preserving capital in secured investment programs authorized by the State of New Jersey’s Fiscal Affairs Law. The governing body of Jackson Township permits the Chief Financial Officer to:

- a) Secure State and Local approved interest bearing checking funds protected through collateralized securities authorized by the Government Unit Depository Protection Act.
- b) Promote a diverse authorized Investment program approved by the State of New Jersey as subject to market conditions through various bank and agency acquisitions to include:

Guaranteed bonds and obligations of the United States of America
 Government Money Market Funds
 Any Federal Agency or Instrumentality authorized by Congress
 Jackson Township Board of Education Bonds or Obligations
 Obligations permitted by the Division of Investments
 Local Government Investment pools (E.g. NJ Class, NJ/ARM)
 New Jersey Cash Management Fund
 Authorized Repurchase Agreements

All municipal investments will meet rigid State and local standards to protect Jackson Township’s taxpayers. Investments will be selected based upon a criterion to include guarantee as to the preservation of the principal, liquidity and maturity management to ensure cash conversion for needed municipal expenditures.

10. Certified copies of this resolution to Municipal Administrator, CFO, Auditor, all Department Heads and any other interested parties.

RESOLUTION NUMBER: 247R-11
TITLE: APPROVE BINGO/RAFFLE LICENSE

MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: RIVERE, UPDEGRAVE & BRESSI
ABSENT: KAFTON & 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-1426 – Jackson Chapter Deborah
- #RA-1427 – Jackson Chapter Deborah
- #RA-1428 – VFW #4703 Ladies Auxiliary
- #RA-1429 – The Women’s Club at Westlake

2. Copies of the Resolution to interested parties.

DATED:7-26-11

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

RESOLUTION NO. 248R-11
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO THE PERFORMANCE GUARANTEES POSTED BY COOKS LANDING AT JACKSON FOR COOKS LANDING SHOPPING CENTER LOCATED ON BLOCK 4714, LOT 6

COUNCILWOMAN UPDEGRAVE asked Council President Bressi if there was a reason why the Township was reducing this bond? Mr. Bressi responded that it is being done pursuant to state statute; Municipal Land Use authorizes reductions in bonds when a percentage of the works is complete.

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

WHEREAS, Cooks Landing At Jackson has requested a Reduction of the Performance Guarantee posted for Cooks Landing Shopping Center located on Block 4714, Lot 6, Jackson Township; and

WHEREAS, the following Performance Guarantees currently in place are:

1. Performance guarantee in the form of Performance Bond # S15010 in the amount of \$1,141,425.81 issued by First Indemnity of America Insurance Company.
2. Cash Guarantee in the amount of \$126,825.09.

WHEREAS, Al Yodakis, Township Engineer, T&M Associates, has reviewed and approved the reduction of the Performance Guarantee in a letter report dated June 22, 2011 in the following amount:

1. Reduction of the Performance Bond to not less than \$342,427.74
2. Reduction of the Cash Guarantee to not less than \$38,047.53

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bond is hereby reduced from \$1,141,425.81 to not less than \$342,427.74 and the Cash Guarantee from \$126,825.09 to not less than \$38,047.53. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

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

DATED:7-26-11

**RESOLUTION NUMBER: 249R-11
TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 - RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT**

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

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

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

WHEREAS, the Township of Jackson has been provided additional funds from the Department of Community Affairs Recreational Opportunities for Individuals with Disabilities Grant in the amount of \$15,000.00; and

WHEREAS, the Township will provide \$3,000.00 in matching funds towards the grant with funds already appropriated in the 2011 budget; and

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2011 Budget to provide the insertion of a special item of revenue in the amount of \$15,000.00 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

State of NJ, Department of Community Affairs Recreational Opportunities for Individuals with Disabilities Grant	\$15,000.00
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2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)

State of NJ, Department of Community Affairs Recreational Opportunities for Individuals with Disabilities Grant	\$15,000.00
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3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, and the Chief Financial Officer.

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

DATED:7-26-11

RESOLUTION NUMBER: 250R-11
TITLE: RESOLUTION OF SUPPORT AND AUTHORIZATION TO SUBMIT GRANT APPLICATION FOR THE SUSTAINABLE JERSEY SMALL GRANTS FUNDED BY WAL-MART

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

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Jackson strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues and they have created a grant program called Sustainable Jersey Small Grants funded by Wal-Mart; and

WHEREAS, the Township Council of the Township of Jackson has determined that Jackson Township Going Green Committee should apply for the aforementioned Grant.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jackson, County of Ocean, State of New Jersey authorize the submission of the aforementioned Sustainable Jersey Grant funded by Wal-Mart.

That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Administration, Chief Financial Officer, Director of Public Works, Going Green Committee and any other interested parties.

DATED: 7-26-11

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

**RESOLUTION NUMBER: 251R-11
TITLE: APPOINT MEMBER TO THE SAFE ROADS ADVISORY COMMITTEE**

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

WHEREAS, as of this date, there is a need to appointment an additional member to the Safe Roads Advisory Committee who responsibility is to advise the Township Council on issues relative to safety conditions on Township roadways; and

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

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

1. The following individuals are hereby appointed to the Jackson Township Safe Roads Advisory Committee commencing immediately and ending December 31, 2012:

Charles Garofano

2. Appointee shall serve without compensation.

3. A certified copy of this resolution shall be forwarded to Administration, Appointee, Chief Financial Officer and any other interested parties.

DATED: 7-26-11

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

**RESOLUTION NUMBER 252R-11
TITLE: CORRECTING OVERPAYMENT RESOLUTION#244R-11
DATED JULY 5, 2011**

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

WHEREAS, Resolution #244R-11 was approved on 7-5-11 and the refund of \$2.04 to Corelogic Real Estate Tax Services incorrectly listed lot 12 in block 5302 and needs to reflect the correct lot 13, and;

WHEREAS, the refund in the amount of \$623.25 to BAC Tax Service Corporation was listed without a corresponding block and lot, which should be corrected to reflect block 21801 lot 1.32

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

The Tax Collector is directed to correct the information listed on Resolution #244R-11 to reflect the above listed corrections, process the refunds accordingly and attach a copy of this correcting Resolution to the original Resolution for auditing purposes.

Copy to: Tax Collector

DATED: 7-26-11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

RESOLUTION NUMBER: 253R-11

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR PROJECT KNOWN AS “ROAD IMPROVEMENT/PAVING OVERLAY OF VARIOUS TOWNSHIP ROADWAYS”

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

WHEREAS, Jackson Township has a number of roadways that require improvements, including paving and other work; and

WHEREAS, the Mayor and Township Engineer, Daniel Burke, P.E., are requesting approval to prepare, advertise and receive bids for road improvements/paving overlay of various Township roadways; and

WHEREAS, the Township Council desires to authorize the Township Engineer to solicit public bids, in accordance with all legal requirements, for the improvement on all such miscellaneous roadways;

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 Engineer, Daniel Burke, P.E., is hereby authorized and directed to prepare, advertise and solicit bids for road improvements/paving overlay of various Township roadways.

2. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Chief Financial Officer, the Purchasing Agent and the Township Engineer.

DATED: 7-26-11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

RESOLUTION NUMBER: 255R-11

TITLE: AUTHORIZE MUNICIPAL ENGINEER TO PREPARE BID SPECIFICATIONS AND ADVERTISE FOR THE RECEIPT OF SEALED BIDS FOR PROJECT KNOWN AS “CULVERT REPLACEMENT AT BUCKINGHAM AND CAMBRIDGE DRIVE(S)”

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

WHEREAS, Daniel Burke, P.E., Municipal Engineer, has requested approval to prepare bid specifications and advertise for receipt of bids for the project known as “Culvert Replacement at Buckingham and Cambridge Drives”; and

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

1. Daniel Burke, P.E., Municipal Engineer, is hereby authorized to prepare bid specifications and advertise for receipts of bids (date undetermined) for the project known as “Culvert Replacement at Buckingham and Cambridge Drives”.
2. The Township Clerk shall advertise the Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
3. Each bid shall be submitted as a written proposal in the manner designated in the specifications and shall be signed by bidder. The bid shall be enclosed in a sealed envelope bearing the name and the address of the bidder on the outside and addressed to Township Clerk, Township of Jackson, 95 West Veterans Highway, Jackson, New Jersey 08527. Said envelope shall be clearly labeled that it contains a bid for the purpose of “Culvert Replacement at Buckingham and Cambridge Drives”.
4. Plans, specifications, proposal sheets and form of bids may be inspected or obtained during normal business hours at the Office of the Municipal Clerk, Ann Marie Eden, 95 West Veterans Highway, Jackson, New Jersey 08527 until 48 hours prior to the time set for the opening of bids.
5. It is the sole responsibility of each bidder to see that bids are submitted in date and time specified, and **IN NO EVENT SHALL ANY BID BE CONSIDERED OR ACCEPTED AFTER THE DATE AND TIME SPECIFIED FOR THE RECEIPT OF BIDS**. In the event that a bidder does not personally deliver the sealed bid on the date and time specified for receipt of bids, such bidder shall assume all risks of loss or misplacement of the sealed bid by the Municipal Officers or any other risk relative to the failure of the bidder to personally deliver the bid.
6. The bid quote shall be net to the Township of Jackson and shall be exclusive of State or Federal taxes. Each and every deviation from the specifications shall be clearly listed by the bidder. Failure to comply with this requirement shall be grounds for rejection of the bid.
7. Each bid must be accompanied by a bid bond, certified check or cashiers check payable to the Township of Jackson for not less than ten percent (10%) of the amount of the bid, but not in excess of \$20,000.00 and shall be delivered at the place and time specified above. This requirement will not be waived.
8. A contract will be awarded to the lowest qualified responsible bidder. The Township Committee reserves the right to reject any and all bids. The Township Committee reserves the right to waive insubstantial irregularities in any bid.
9. A Non-Collusion Affidavit in the usual form will be supplied with the specifications and shall be executed by the person or corporate office submitting the bid. Said Affidavit must be properly notarized. A Non-Collusive Affidavit must accompany each bid. These requirements will not be waived.
10. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.) and N.J.A.C.17:27. Successful bidders shall execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.
11. Corporate and partnership bidders shall comply with P.L. 1977, Chapter 33, by submitting a list of the names and addresses of all stockholders or owners holding ten percent (10%) or more of the stock or owning a ten percent (10%) or greater interest therein. Failure to submit such a list either prior to the time for the receipt of the bids or with the sealed bid will be grounds for the rejection of the bid.

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

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

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

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

DATED: 7-26-11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

RESOLUTION NUMBER: 258R-11

TITLE: AUTHORIZE THE EXECUTION AND SUBMISSION OF A MUNICIPAL ALLIANCE GRANT APPLICATION TO THE COUNTY OF OCEAN FOR CY 2012

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

WHEREAS, the Township Council of the Township of Jackson in the County of Ocean, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only the public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Ocean.

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

1. That the Township Council hereby authorizes submission of an application for the Jackson Township Municipal Alliance grant for CY 2012 in the amount of \$26,539.00
2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

DATED: 7-26-11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

RESOLUTION NUMBER: 259R-11

TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO NORTHERN OCEAN COUNTY ANIMAL FACILITY (BLOCK 22902, LOT 9 – 615 FREEMONT AVENUE)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

WHEREAS, the applicant, Northern Ocean County Animal Facility, 615 Freemont Avenue, Jackson, New Jersey (Block 22902, Lot 9) has submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

WHEREAS, the application is in proper form, the proper fees have been paid and taxes have been paid up-to-date on the premises in question; and

WHEREAS, all involved municipal agencies and officials have either reviewed the applications or inspected the premises and have no objection to the renewal of the license.

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. That the Township Clerk is hereby authorized to deliver the applicant, Northern Ocean County Animal Facility, 615 Freemont Avenue, Jackson, New Jersey, a renewal of the kennel license commencing on February 1, 2011 and terminating January 31, 2012. The Township Clerk is also authorized to issue a license covering the CY 2010 licensing period.

2. This license is issued subject to applicant’s continued compliance with conditions and requirements as follows:

- A. Payment of all outstanding fees and taxes.
- B. The applicant shall conform with all laws and regulations required by Chapter 51-25.
- C. The applicant obtaining all other local, County and State permits.

3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Northern Ocean County Animal Facility.

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

DATED: 7-26-11

RESOLUTION NUMBER: 260R-11

TITLE: AUTHORIZE CONTINUATION OF FIREWORKS PERMIT TO SIX FLAGS GREAT ADVENTURE FOR CY 2011

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: RIVERE, UPDEGRAVE & BRESSI

ABSENT: KAFTON & MARTIN

WHEREAS, Six Flags, Great Adventure has applied for a fireworks permit for CY 2011; and

WHEREAS, said display(s) to be produced by Pyrotechino, P.O. Box 149, New Castle, PA 16103 commencing July 29, 2011 through September 1, 2011; and

WHEREAS, the applicant has presented a Certificate of Insurance and Performance Bond and is currently operating under Federal Permit No. 8 NJ 029-54-1J-00277 and has executed a Hold Harmless Agreement on behalf of the Township; and

WHEREAS, the current Federal Permit No. 8 NJ 029-54-1J-00277 from the Bureau of Alcohol, Tobacco and Firearms for Great Adventure is in effect until September 1, 2011; and

WHEREAS, the current State Permit to store explosives No. 09802 issued by the State of New Jersey, expires March 10, 2012; and

WHEREAS, the appropriate Township Officials have either inspected or have no objection to the issuance of a permit to the applicant.

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

1. A fireworks permit is hereby authorized to be issued pursuant to N.J.S.A 21:3-3 to Six Flags, Great Adventure commencing July 29, 2011 through September 1, 2011 within said amusement park.
2. The Township Clerk is hereby authorized to issue the aforesaid permit to the applicant and forward a copy of said permit to the New Jersey Department of Labor and Industry.
3. The Clerk is hereby authorized and directed to forward a certified copy of it to Six Flags Great Adventure, appropriate Township Officials and any other interested parties.

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

DATED: 7-26-11

**RESOLUTION NUMBER: 261R-11
TITLE: AUTHORIZE THE RENEWAL OF A ZOOLOGICAL PARK
LICENSE TO SIX FLAGS THEME PARK FOR BLOCK 3101, LOT 11**

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

WHEREAS, Six Flags Theme Park has applied for renewal of a Zoological Park License under the provisions of Chapter 111 of the Jackson Code for Block 3101, Lot 11, Jackson Township; and

WHEREAS, the application is in proper form, the proper fee has been paid and taxes are paid in full on the premises in question; and

WHEREAS, all appropriate municipal officials and other governmental agencies have either inspected the premises or otherwise have no objection to the renewal of this license; and

WHEREAS, Six Flags Theme Park affirms that no changes in the park or its use will take place during the period of licensure; and

WHEREAS, a Certificate of Public Liability Insurance conforming with the requirements set forth in the Jackson code, Section 111-3(f), for coverage during the period of licensure, has been submitted to the Township Clerk.

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 Six Flags Theme Park for a renewal of a Zoological Park License for the premises located on Block 3101, Lot 11, Route 537, Jackson, New Jersey is hereby approved for a period commencing July 1, 2011 and ending June 30, 2012.
2. The Township Clerk is hereby authorized to issue the aforesaid license to the applicant.
3. 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 Six Flags Theme Park.

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

DATED: 7-26-11

RESOLUTION NUMBER: 262R-11
TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2011 TO EARL TERHUNE, T/A SHADY OAK PARK, A/K/A BLOCK 23302, LOTS 4, 5 & 7

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

WHEREAS, Earl Terhune, t/a Shady Oak Park has requested a renewal of its Mobile Home Park License for Calendar Year 2011 for property located at 1299 Toms River Road, a/k/a Block 23302, Lots 4, 5 & 7, 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:

The application of Earl Terhune, t/a Shady Oak Park for renewal of its Mobile Home Park License at 1299 Toms River Road a/k/a Block 23307, Lots 4, 5 & 7, Jackson Township, is hereby approved.

1. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
2. Said license is issued for a period commencing February 1, 2011 and ending January 31, 2012.
3. 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.
4. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to Earl Terhune, t/a Shady Oak Park.

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

DATED: 7-26-11

RESOLUTION NUMBER: 263R-11
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RENEWAL OF CAMPGROUND LICENSE FOR BUTTERFLY CAMPING RESORT, BLOCK 15301 LOT 31

WHEREAS, Butterfly Camping Resort has applied for renewal of Campground License for 360 Butterfly Road, a/k/a Block 15301 Lot 31, Jackson Township;

WHEREAS, Butterfly Camping Resort has submitted an application in proper form and has paid the required fees; and

WHEREAS, taxes are paid on premises in question and the appropriate municipal agencies or officers have inspected the premises and have no objection to the renewal of this license.

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 Butterfly Camping Resort for a renewal of a Campground License for the premises known as 360 Butterfly Road, a/k/a Block 15301 Lot 31, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid license to the applicant.
3. Said license is issued pursuant to Chapter 73 of the Code of the Township of Jackson for a period commencing July 1, 2011 and ending June 30, 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 Butterfly Camping Resort.

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

DATED: 7-26-11

DISCUSSION AGENDA:

1. **COUNCIL PRESIDENT BRESSI – Amendments to Chapter 61-3 and 61-4:** stated questions have been raised by the other Fire Districts regarding this and he requested the Administrator contact all fire districts/commissioners for their input and report findings at the August 9th meeting.
2. **COUNCIL PRESIDENT BRESSI – Release deed restriction of endangered species** – the Pinelands previously gave a letter of “no concern” and the DEP has confirmed that the endangered species does not habitat in that area therefore the deed restriction could be lifted and requested the Ordinance be prepared for the August 9, 2011 meeting.
3. **COUNCIL V.P. UPDEGRAVE – Multi-year Contracts** – Suggested the Township look into multi-year contracts/bids whenever possible, as it could result in significant costs savings for the Township. Also suggested the Township look at GovConnect when purchasing or selling equipment, etc. (cost savings purposes).
4. **TOWNSHIP CLERK EDEN – Gypsy Moth Egg Mass Survey** - No cost to Township. Requires consensus of Council only (no resolution required). Motion to conduct survey: Rivere. Second: Updegrave: All in favor: YES

MAYOR’S COMMENT

(Mayor absent)

PUBLIC COMMENT, ANY TOPIC (5 Minute Rule applicable to this portion of the meeting)

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE –stated sometime back in December/January there were two burglaries in Westlake. The residents panicked and wanted to know if the crime rate was up or down. He also noted that during the budget process it was said that PD staff could not be cut due to an escalation in crime. At no point did anyone document this escalation or even address what we’re going to do about it. He stated that he filed an OPRA request for the UCR report which was denied by the Township Clerk who did provide the statute for doing so. He then requested the same information from Ventnor, Jersey City, Beach Haven, Hightstown, East Windsor, Stafford, Robbinsville, Lacey, Pt. Pleasant, Manchester, Seaside Heights, Barnegat Heights and Barnegat Light and they all responded with their UCR report – the question here is why them and not us? He also contacted an individual who is well versed in the

law and could not understand why Jackson Township would not release the UCR. He stated that the public has a right to know and deserves to know the crime statistics in this Township and there must be some type of report that reflects the information. He goes on to say he met with the Chief of Police who provided him call volumes for the last 2-1/2 years and upon review of that data, he could not find an escalation in crime. He noted that every elected official, the Township Council, the Mayor or B.A. can ask the Police Department to prepare a report that would provide crime statistics. He stated that he is prepared to litigate this matter however, it will be costly and he does not want that for the residents of the Township. He stated there needs to be a solution to this and the Council should require the Police Department put forth some type of report that provides crime information for Jackson Township. Ms. Cipriani replied that she too does not want to litigate the matter; however, this is her opinion and not the Clerk's, that the information is not disclosable and that the statute is very clear. Until she can be persuaded differently her opinion remains unchanged. She will not release something based on what other town's have done. Mr. Mayerowitz asked the Council to request some type of report from the PD. Ms. Cipriani replied that a general report could be requested. Mr. Bressi replied that this entire issue seems to prejudice one department and all the emails going back and forth (some probably not intended to be shared with the Township), tying up the Clerk's Office and hammering the PD is ridiculous. Mr. Mayerowitz replied so that in other words, the Council isn't concerned about the crime rate and doesn't care to which Mr. Bressi responded that's not what he said but if that's how you want to spin it then so be it.

JOHN CONVERY – JACKSON TOWNSHIP POLICE DEPARTMENT - stated that he compiles the data for the UCR report and can assure the entire Council that crime rates are up. He contacted the State Police regarding the UCR reports and it is their opinion that the information should not be released until the Attorney General certifies them. He also contacted two of the agencies that Mr. Mayerowitz cited, as far as giving out UCR data, and both did not know the law pertaining to non disclosure. Mr. Bressi stated that he discussed this issue directly with the Chief of Police. Council V.P. Updegrave disagreed with the comment that the Township Council does not care about the crime statistics and that they don't care about the welfare of the residents. In her opinion, the Police Department is doing their job and until Legal Counsel says the information can be released she will not question the Police Department and does not like the accusations being made and is satisfied with Legal Counsel's opinion not to release the UCR data at this time.

JIM RIORDAN - 1415 REED ROAD - asked about the Township's intent to pave/improve the dirt portion of Reed Road (he then provided to the Council a video of how bad the road is). He noted how much dust is present and that it is a health issue for his family and is looking to the Township Council for help. Mr. Bressi stated he would discuss the matter with the Township Engineer to see what can be done but cannot promise anything. He will contact Mr. Riordan tomorrow after speaking with the Director of DPW and the Township Engineer.

CATHERINE BAKER INZITARI – 1395 REED ROAD – She appreciates that the Council will look into this but this has been on-going for several years and she has discussed the matter on several occasions with the Director of DPW and the Engineer and was told that millings could be placed, however, the Township has no place to store millings, so we are at a stand still. Mr. Bressi stated that the problem with millings is that you need the right facility to store them. He will speak to Mr. Rasiewicz and Mr. Burke tomorrow.

JAMES RAPP – 49 JOHNSON LANE – explained his situation regarding the expansion of the parking lot for the Jackson Baptist Church and the ongoing problems he is having with the Church. He has dealt with the Pastor and Mr. Emmens (a representative of the church). It has affected his health (stress, heart attack, etc , very stressful situation.) They have cleared all the trees including a buffer area which should have remained in tact. He spoke with Richard Megill about the problem and was advised that the applicant must re-plant the areas that they destroyed. He spoke directly with the Pastor but he denied the tree removal and said he would replace the area with topsoil but only to replace the area with pea gravel. Mr. Emmens verbally assaulted he and his wife and threatened them in an aggressive manner which was reported to the Police Department. They finally planted the trees (very small not as large as what was

originally there) and they have all died. He also has a video tape of Mr. Emmens cutting down very large oak trees which were to remain per the plan. Mr. Bressi asked if he received notice when they went before the Board? Mr. Rapp stated no because he is 280 feet away. Mr. Bressi stated that there are two issues here – Code Enforcement and Land Use. He is requesting Mr. Torres follow up on the resolution of compliance to see what they were permitted to do. On the enforcement side, he is requesting Mr. Torres speak to Code Enforcement to determine whether or not there are any violations. Ms. Cipriani stated that you are doing the correct thing by contacting the Police Department since you feel threatened. Mr. Rapp stated that the Church was given preliminary approval in April of this year. Ms. Cipriani stated that since they received approval, it really becomes an enforcement issue. In terms of the parking lot expansion it seems that the notification of property owners was complied with. Mr. Bressi stated if an application has been approved by either a Zoning or Planning Board then it's an enforcement issue. Mr. Rapp's legal counsel stated that the Township Council has the right to ask the Board to re-examine the matter. Ms. Cipriani advised Mr. Rapp that his attorney can contact her to discuss in more detail. Mr. Rapp advised that the plans are stamped "preliminary". Mr. Bressi advised Mr. Rapp to go back to the Zoning Officer and get clarification. Mr. Torres advised that he has met with Mr. Rapp and they are looking into it. Mr. Rapp stated that he is not opposed to the Jackson Baptist Church however, his concerns are the number of parking spaces approved, the storm water drainage and the tree clearing. Mr. Bressi again stated that he must go to the Office of Planning & Zoning and speak with the Zoning Officer. Discussions ensued regarding this issue and Mr. Rapp was advised again by Ms. Cipriani and Council President Bressi he must go back to the Zoning Officer as it appears to be a code enforcement issue. Mr. Rapp hopes he doesn't end up on the other side of the bench with Jackson Township, as his last fight was with the Comora Mafia trying to site a waste incinerator and we beat them and hopes he doesn't have to be up against the people he considers to be on his side.

JANICE RAPP – 49 JOHNSON LANE - she stated she was with her husband and witnessed all the assaults and she is opposed to the expansion and it is not necessary to have all those parking spaces and it is ruining their quality of life.

RAY CATTONAR – 11 FORDHAM ROAD – questioned the Township Attorney about her legal opinion regarding the UCR reports. He then noted that he has (in his possession) the 2009 UCR reports from State and that you can also obtain the information from the FBI's website. Ms. Cipriani replied if there is an exception to the law, she will be willing to review and make a determination; however, the code is clear that the UCR reports provided to the State Police are not disclosable and stands behind her decision. Mr. Cattonar stated that the statute comes from the State and the information requested (which is on line) came from the State. Mr. Bressi stated that the State must have the information certified by the A.G. first and then they can release it.

PETER GRZELAK – 3 ABES WAY – questioned the status of LED lighting with JCP&L. Mr. Bressi replied still struggling with JCP&L and there was a short clip about this issue on News 12. He then asked about other entities besides JCP&L. Mr. Bressi stated that we are looking into solar energy. Mr. Grzelak asked if there were any time constraints relative to the grant (use it or lose it). Mr. Bressi replied he did not know. Mr. Burke is handling the issue with JCP&L.

CHRIS GIORDANO – MANHATTAN STREET - addressed speeding issues on the Manhattan Street. He's contacted the Police Department several times. Mr. Torres will contact the Chief and discuss the matter with him. Other concern is the busing of the children along Manhattan Street. Mr. Bressi stated that Mr. Giordano should contact the Board of Education regarding the busing matter.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – last week Sgt. Geoghegan contacted him regarding the situation on Manhattan Street requesting that the residents of Westlake adhere to the speed limits along that road. Mr. Mayerowitz noted that he is seeking compliance from Westlake Residents on this and the Safe Roads Committee should be involved as well. Secondly he'd like to acknowledge the Township Clerk and Christian David, Township Webmaster, on posting the ordinances and resolutions on the website which are being considered by the Council. He's very thankful and he was an advocate for this and wants to thank the Township Clerk, Webmaster, Administrator and

anyone else who was responsible for getting this done. Thirdly, he addressed Ms. Cipriani relative to the actual statute cited denying the release of the UCR reports. He noted that the report form itself is maintained by the State Police and is confidential. The question he has is that this statute relates to the report form and not the underlying data which is maintained by the Jackson Police Department. Ms. Cipriani will review and provide her interpretation of that in writing.

BARBARA FIERO – JACKSON TWP BOARD OF EDUCATION – stated that at the last Board of Education meeting a majority of the time was devoted to courtesy busing and that Robbins Estate was being considered. Parents had stated their concerns about several arrests pertaining to drug dealings in that area and at that time it was taken off the plan and there will still be courtesy busing. There will be some areas within Flare that will receive no busing. She also noted that the Township passed a resolution asking the School Board to put the additional state funding back into the budget, however, the levy had to be struck by July 19, 2011. Mr. Bressi stated that can be done next year, however, the Mayor was requesting the Board of Education give back to the residents. Ms. Fiero reminded the Council about the Solar Avenue project and the impact it will have on the school system.

TIM JONES – 14 HARVEST COURT – Solar Avenue – he stated that he remembers hearing that Solar Avenue would not occupy any units until completed but they are occupying them now with only three buildings complete. He stated that Ms. Shore said they would not occupy until they were all done. Mr. Bressi stated that the Planning Board denied the application but was mandated by the Court back to the Township. He instructed Mr. Jones to check with the Zoning Officer for confirmation. Mr Jones then stated that the trees they planted are now dying. Mr. Bressi reminded Mr. Jones that this is a COAH site and they have received many exemptions. Mr. Jones then stated that there are issues with noise. Mr. Bressi replied that Code Enforcement can be sent there early in the morning and recommended Mr. Jones speak with the Zoning Officer about that issue.

STEPHANIE BROWN – SO. NEW PROSPECT ROAD – stated she passed by JR Landscaping on W. Veterans Highway and the minute she passed the site the odor was horrible. Another issue is that trucks barrel out of the place. Do we have any indication from the State on this? Ms. Cipriani stated that the Zoning Board is still addressing issues regarding JR's activities and the next meeting is August 17th and that would be the appropriate time to ask these questions and state your concerns.

GARRY BLACK – LEWIS LANE - LED lighting issue. He discussed this matter with Mr. Torres and someone suggested the possibility of solar lights and could we apply that to the grant? Mr. Bressi stated that he was not sure if it could be applied toward the grant however; JCP&L owns the poles. Mr. Bressi then stated that the Township is looking into other alternatives.

JAMES RAPP - 14 JOHNSON LANE – asked if the Township has taken a stance on “fracking” (drilling for natural gas) and advised that the State passed a moratorium on it. He is hoping the Council familiarizes themselves on the matter and come ups with a stance.

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

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

9:05 P.M.

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT BRESSI

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

AME/ame