

**ON TUESDAY, SEPTEMBER 27, 2011, AT 6:30P.M., THE JACKSON
TOWNSHIP COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

PLEDGE OF ALLEGIANCE

ROLL CALL:

COUNCILMAN KAFTON

COUNCILMAN MARTIN (Absent)

COUNCILWOMAN RIVERE

COUNCIL VICE PRESIDENT UPDEGRAVE

COUNCIL PRESIDENT BRESSI

ATTORNEY FORAN

TOWNSHIP CLERK EDEN

ALSO IN ATTENDANCE: ADMINISTRATOR TORRES

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

RESOLUTION 330R-11

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

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE & BRESSI

ABSENT: 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: Personnel matter
 - b) Litigation/Potential Litigation:
 - c) Potential Land Sale/Land Acquisition: Potential land acquisition property located along Toms River Road. Update – potential land acquisition Cornerstone Presbyterian Church. Land swap w/ J.T.M.U.A.
 - d) Contracts/Agreements:
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 9/27/11

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

7:30 PM RECONVENE PUBLIC MEETING

PLEDGE OF ALLEGIANCE

ROLL CALL

COUNCILMAN KAFTON	ATTORNEY FORAN
COUNCILMAN MARTIN (7:50 p.m.)	TOWNSHIP CLERK EDEN
COUNCILWOMAN RIVERE	
COUNCIL VICE PRESIDENT UPDEGRAVE	
COUNCIL PRESIDENT BRESSI	

ALSO IN ATTENDANCE:

MAYOR MICHAEL REINA
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.

PROCLAMATIONS

BREAST CANCER AWARENESS MONTH (OCTOBER) (Councilwoman Rivere read Proclamation into record)

NATIONAL PREPAREDNESS MONTH (SEPTEMBER) (Mayor Michael Reina read proclamation into record)

NATIONAL RECOVERY MONTH (SEPTEMBER) (Council President Bressi read proclamation into record)

WOMEN OF TODAY WEEK (Council V.P. Updegrave read proclamation into record)

HONORING RESOLUTION

HURRICANE IRENE - EMERGENCY RESPONSE TEAMS (Council President Bressi read Honoring resolution into record)

(Councilman Martin joined meeting – 7:50 p.m.)

COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:

COUNCILMAN KAFTON: He thanked all the emergency response personnel not only for being there for Hurricane Irene, but for any emergency in town. He then spoke about the Jackson Women of Today and how they are very special people. They have been running the food pantry, which helps so many people in their time of need. He went on to speak about the Westlake Women’s Club and how for 9 years they have been running this walk, which raises money for the Susan G. Komen Foundation. He went on to say that tomorrow night is Rosh Hashanah and wished everyone who is celebrating a Happy New Year. He went on say at the last meeting they voted on the township buying a lift for the Public Works Department. He asked if anyone knows if the Board of Ed has a heavy truck lift? Council President Bressi explained that this isn’t really something they can share. The idea of this is to free up the bays and get the equipment in the air and leave it there until it is fixed. Mayor Reina explained that the garage the Board of Ed uses is too small for the buses so they have to keep the door opened. In the winter it makes working on the equipment very difficult. They were thinking about this under shared services, but most of the town’s equipment breaks down during the winter. Councilman Kafton stated he understands that the Board of Ed has to keep the doors open when working on a bus, which is much longer then one of our dump trucks. He thought

this was a great example of shared services, which would save the taxpayers \$70,000. He asked they look into this further.

FRED RASIEWICZ (DIRECTOR OF PUBLIC WORKS): They just received the lift today and had a demonstration and it works great. It saves the town money because they can now work on the heavy equipment in-house and don't have to ship it out. He will contact Mr. Olkowitz from the transportation department at the schools and discuss shared services, but he believes they already have a lift for the buses. If he does have a need for this equipment he could borrow it because it is mobile. Mr. Rasiewicz then explained in many cases they wouldn't be able to work on that heavy piece of equipment and would have to send it out, which would be very costly. Councilman Kafton explained that he thought the Board of Ed already had a lift because according to the Mayor when they work on the buses they can't close the doors because the buses are too big. Mayor Reina explained that in a shared services meeting they discussed using their garage, what was explained to him is that the buses were too big to get in there, so our larger trucks couldn't even get into the building. If we were to get one they would use ours, which would give us even more bargaining power with the Board of Ed. There wasn't anybody from transportation at that meeting and nobody clarified whether they had a lift or not. Councilman Kafton stated that we don't know, but we spent \$70,000 anyway. He doesn't want to find out after they bought it that they have one down the street. Mr. Rasiewicz added that even if they could get their equipment into their garage time is also an issue. They have many more buses than we have equipment. We have to be able to fix the equipment as soon as it breaks down and we can't be put on a waiting list. Councilwoman Updegrave explained that shared services is definitely the way to go, but the buses are going to be in there and it will be difficult to be able to work on our equipment. If we have one available on site it will be more cost effective. Also, the ambulances are always breaking down and that can't be put on the back burner because they are emergency vehicles that have to get back out on the roads as soon as possible.

COUNCILMAN KAFTON: He explained that in the papers this week there was an article "Jackson awaiting decision on compost site extension". He doesn't believe they have one yet, but the interesting part is Mr. Torres' comments that Jackson officials are not ruling out moving the compost facility to the Legler site. He thought the Council spoke out about this and would not support that site. Administrator Torres explained that he was misquoted. The discussion was they were working with State officials on a plan allowing it to stay where it is now.

COUNCILMAN MARTIN: He thanked all the volunteers and all the professionals who helped out with Hurricane Irene.

COUNCILWOMAN RIVERE: She congratulated the women of Westlake for the amazing contribution to breast cancer. She announced that this Sunday is the walk in Great Adventure. She thanked the Mayor and Council for letting her represent Jackson for the fourth straight year. She commented on emergency services and said they are always there for everyone. She spoke about Jackson Women of Today and how wonderful they are. She asked when they would be getting a report on the total expenses from Hurricane Irene? Mayor Reina stated that would be made available to the Council as soon as all the departments affected by it turn in all their expenses.

COUNCIL VICE PRESIDENT UPDEGRAVE: She waived comments, but thanked everyone and congratulated everyone who received a proclamation/award tonight.

COUNCIL PRESIDENT BRESSI: He too waived comments, but reiterated the importance of everyone who received a proclamation tonight.

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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
85313	09/27/11	GIL02 GILMORE & MONAHAN, P.A.	0.00	09/27/11 VOID	0
85314	09/27/11	GIL02 GILMORE & MONAHAN, P.A.	0.00	09/27/11 VOID	0
85315	09/27/11	GIL02 GILMORE & MONAHAN, P.A.	38,397.40		4000
85316	09/27/11	GL003 GLORY'S DISCOUNT MARKET, INC.	135.41		4000
85317	09/27/11	GP001 GPMI	64.00		4000
85318	09/27/11	HES06 HESS CORPORATION	8.01		4000
85319	09/27/11	HOU05 HOUNPERT TRUCK SERVICE	11,106.76		4000
85320	09/27/11	HUN03 HUNTER JERSEY PETERBILT	447.96		4000
85321	09/27/11	JAC12 JACKSON TWP. BOARD OF ED.	6,481,108.00		4000
85322	09/27/11	JAC13 JACKSON TWP. GENERAL TRUST FUND	20,000.00		4000
85323	09/27/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	645,748.11		4000
85324	09/27/11	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	09/27/11 VOID	0
85325	09/27/11	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	09/27/11 VOID	0
85326	09/27/11	JCP01 JERSEY CENTRAL POWER & LIGHT	4,713.96		4000
85327	09/27/11	JEW25 JERZ MECHANICAL INC.	3,110.00		4000
85328	09/27/11	JER29 JERRY'S AUTO BODY,LLC	85.00		4000
85329	09/27/11	JRH01 J. R. HENDERSON LABS, INC.	215.00		4000
85330	09/27/11	LAM01 LANIGAN ASSOCIATES, INC.	350.00		4000
85331	09/27/11	LAV01 LAVALLETTE HARDWARE SUPPLY	328.81		4000
85332	09/27/11	LE003 LEONARD'S MECHANICAL	980.00		4000
85333	09/27/11	MAZ04 MAZZA RECYCLING, INC.	30,806.19		4000
85334	09/27/11	MON37 MONMOUTH TELECOM	1,265.89		4000
85335	09/27/11	MOT10 MOTOROLA	13,500.84		4000
85336	09/27/11	NJM03 NEW JERSEY NATURAL GAS	2,052.81		4000
85337	09/27/11	OCE05 OCEAN COUNTY RECYCLING	517.51		4000
85338	09/27/11	OCE47 OCEAN COUNTY EQUIPMENT, INC.	232.04		4000
85339	09/27/11	PED01 PEDRONI FUEL COMPANY, INC.	51,537.40		4000
85340	09/27/11	PEP04 PEPCO ENERGY SERVICES, INC.	1,645.22		4000
85341	09/27/11	PLC01 PL CUSTOM BODY & EQUIPMENT	440.19		4000
85342	09/27/11	PMI01 PMI TECHNOLOGIES	878.75		4000
85343	09/27/11	PR122 PRIME LUBE, INC.	2,042.70		4000
85344	09/27/11	RIM02 BRIAN E. RUMPF	1,827.00		4000
85345	09/27/11	SHO13 SHOPRITE/PERLMART, INC.	285.25		4000
85346	09/27/11	SHO24 LAWRENCE SHOHAN	41.00		4000
85347	09/27/11	SIE02 JOHN STIEDLER	1,000.00		4000
85348	09/27/11	TMO1 T & M ASSOCIATES, INC.	787.82		4000
85349	09/27/11	TMO2 T & M ASSOCIATES	1,084.52		4000
85350	09/27/11	TRE15 TREASURER, STATE OF NEW JERSEY	30.00		4000
85351	09/27/11	TR118 TRI-STATE BATTERY INC & AUTO	1,829.88		4000
85352	09/27/11	UNI20 UNITED STATES ELEVATOR, INC.	200.00		4000
85353	09/27/11	UPS02 UNITED PARCEL SERVICE	25.73		4000
85354	09/27/11	USA03 USA MOBILITY WIRELESS, INC.	17.92		4000
85355	09/27/11	USP01 U.S. POSTAL SVC(NEOPST POC)	10,000.00		4000
85356	09/27/11	VER03 VERIZON WIRELESS	1,714.51		4000
85357	09/27/11	VER04 VERIZON	0.00	09/27/11 VOID	0
85358	09/27/11	VER04 VERIZON	3,612.45		4000
85359	09/27/11	VER08 VERIZON WIRELESS	80.02		4000
85360	09/27/11	VER09 VERIZON ONLINE	79.95		4000
85361	09/27/11	VER14 VERIZON BUSINESS	19.35		4000
85362	09/27/11	VET03 NORTHSTAR VETS	273.81		4000
85363	09/27/11	WAL02 WALTER R. EARLE CORPORATION	310.89		4000
85364	09/27/11	WEM01 W.B. MASON COMPANY	89.98		4000
85365	09/27/11	WPC01 WPCS INTERNATIONAL INC.	1,260.00		4000

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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	
Checks:	83		5	0.00	7,374,424.68
Direct Deposit:	0		0	0.00	0.00
Total:	83		5	0.00	7,374,424.68
DEV FEES-COAH DEV FEES - COAH (NEW)					
173	09/27/11	REH04 REHARCO, INC.		1,458.00	4005
Checking Account Totals					
			Paid	Void	
Checks:	1		0	0.00	1,458.00
Direct Deposit:	0		0	0.00	0.00
Total:	1		0	0.00	1,458.00
DEVELOPERS-OF DEVELOPERS-OCEAN FIRST					
63292	09/27/11	DAS01 DASTI, MURPHY, MCGUCKIN PC		0.00	09/27/11 VOID 0
63293	09/27/11	DAS01 DASTI, MURPHY, MCGUCKIN PC		2,759.58	09/27/11 VOID 4001
63294	09/27/11	FR110 FRENCH & PABRELLO ASSOC., P.A.		375.00	4001
63295	09/27/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT		2,700.00	4001
63296	09/27/11	LAW32 JOHN LANGEVELD		8,450.30	4001
63297	09/27/11	ONE01 OWEN LITTLE & ASSOCIATES INC.		21.98	4001
63298	09/27/11	REM01 REMINGTON, VERNECK & VENA ENG.		1,255.50	4001
63299	09/27/11	REH02 NORMAN RENICK		40.50	09/27/11 VOID 4001
63300	09/27/11	RST01 R. STONE & COMPANY		146,656.53	4001
63301	09/27/11	TH02 T & H ASSOCIATES		0.00	09/27/11 VOID 0
63302	09/27/11	TH02 T & H ASSOCIATES		2,157.73	4001
63304	09/27/11	DAS01 DASTI, MURPHY, MCGUCKIN PC		0.00	09/27/11 VOID 0
63305	09/27/11	DAS01 DASTI, MURPHY, MCGUCKIN PC		2,609.98	4007
63306	09/27/11	REM01 REMINGTON, VERNECK & VENA ENG.		40.50	4007
Checking Account Totals					
			Paid	Void	
Checks:	9		5	2,800.48	164,267.52
Direct Deposit:	0		0	0.00	0.00
Total:	9		5	2,800.48	164,267.52
GENERAL TRUST					
61057	09/27/11	EAS17 EAST COAST NJ SPAY CLINIC		758.00	4002
61058	09/27/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT		13,256.34	4002
61059	09/27/11	RCS02 R. C. SHEA & ASSOCIATES		2,000.00	4002
61060	09/27/11	TIV01 CHARLES P. TIVEMAN, ESQ.		200.00	4002
61061	09/27/11	MEM01 W.B. MASON COMPANY		38.16	4002
Checking Account Totals					
			Paid	Void	
Checks:	5		0	0.00	16,252.50
Direct Deposit:	0		0	0.00	0.00
Total:	5		0	0.00	16,252.50

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Check Register by Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
HANDICAPPED					
2038	09/27/11	DN03 CHRISTOPHER DREW	50.00		4006
Checking Account Totals					
			<u>Paid</u>	<u>void</u>	<u>Amount Void</u>
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			0	0	0.00
			<u>1</u>	<u>0</u>	<u>0.00</u>
					<u>50.00</u>
					<u>0.00</u>
PARKS REC					
63790	09/27/11		0.00	09/27/11 VOID	0
63791	09/27/11		0.00	09/27/11 VOID	0
63792	09/27/11		0.00	09/27/11 VOID	0
63793	09/27/11		0.00	09/27/11 VOID	0
63794	09/27/11		0.00	09/27/11 VOID	0
63795	09/27/11		0.00	09/27/11 VOID	0
63796	09/27/11		0.00	09/27/11 VOID	0
63797	09/27/11		0.00	09/27/11 VOID	0
63798	09/27/11	Alignment Check		VOID	
63799	09/27/11	CAMLS CAMPUS COORDINATES, LLC	940.80		4004
63800	09/27/11	COS01 COSTCO WHOLESALE 229	239.08		4004
63801	09/27/11	FIR29 FIRST CHOICE CATERERS	990.00		4004
63802	09/27/11	FL406 SHEILA FLANN - PETTY CASH-P/R	158.34		4004
63803	09/27/11	JAC08 JACKSON TOWNSHIP CURRENT FUND	17,436.98		4004
63804	09/27/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	926.19		4004
63805	09/27/11	RDE03 ALEXIS RDE	360.00		4004
63806	09/27/11	SH013 SHOPRITE/PERLMART, INC.	38.61		4004
Checking Account Totals					
			<u>Paid</u>	<u>void</u>	<u>Amount Void</u>
			8	9	0.00
			0	0	0.00
			<u>8</u>	<u>9</u>	<u>0.00</u>
					<u>21,090.00</u>
					<u>0.00</u>
Report Totals					
			<u>Paid</u>	<u>void</u>	<u>Amount Void</u>
			112	19	2,800.48
			0	0	0.00
			<u>112</u>	<u>19</u>	<u>2,800.48</u>
					<u>7,583,605.86</u>
					<u>0.00</u>
					<u>7,581,605.86</u>

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Fund Description	Fund	Budget Total	Revenue Total
	0-01	267.14	0.00
	1-01	7,373,707.54	0.00
	C-04	6,063.16	0.00
	G-02	450.00	0.00
	T-12	16,252.50	0.00
	T-13	21,090.00	0.00
	T-14	50.00	0.00
	T-20	1,458.00	0.00
Year Total:		38,850.50	0.00
Total of All Funds:		7,419,338.34	0.00

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Project Description	Project No.	Project Total
WINDSOR CRESENT	1512-2471	146,694.53
720063098 HERITAGE ESTATES	C00537	8,450.30
720063820 HAMPSHIRE HILLS	P30339	223.25
720064084-HERITAGE	P30629	286.73
720065153 WESTGATE	P31069	406.00
7200135517 MICHAEL ROTTENBERG	#31186	45.96
SAKOUTIS	#31533	252.00
BARTLEY	#31598	199.25
785 miller ave	P31626	224.00
LEESVILLE CHURCH	P31650	252.00
50#622	P31653	71.50
280 FARADAY AVENUE	P31656	280.00
OCC Primrose	P31667	252.00
JACKSON ATHLETIC	P31670	808.00
720065093 CLEARING	TWPO0002	600.00
SIXFLAGS O/E	TWPOE11	720.00
VERIZON-	TWPOE114	240.00
WALTER EARLE	TWPOE12	1,140.00
P&A CONSTRUCTION CO.	TWPOE129	240.00
JA. NEARY EXCAVATING CORP	TWPOE151	360.00
WEST PLEASSANT CPGT INC	231362	375.00
7760145884-GEORGE MAXSELLIS	231468	40.50
THEBANK PROJECT	231605	143.00
conven store & gas station	231652	1,134.00
INTERPRETATION OF EXISTING USE	231664	243.00
JACKSON VET ASSOC PA	231666	40.50
CENTRAL JER RIFLE	231669	486.00

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Project Description	Project No.	Project Total
Total of All Projects:		164,267.52

ORDINANCES, SECOND READING:

ORDINANCE NO. 28-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 64 OF THE TOWNSHIP CODE ENTITLED, "GRAFFITI"

PUBLIC HEARING OPENED: NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: KAFTON

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

COUNCILMAN KAFTON: He explained that he did review this again after first reading and in Section A 64-5 any person who violates 64-1 – 64-4 will be subject to a fine of not more then \$1,000 for each separate offense or confinement to Ocean County jail for not more then 90 days. He thinks this is a little excessive for a first offense and maybe they should move towards community service. If a kid draws a picture on the side of a building he could get up to 90 days in jail for a first offense. Attorney Foran explained that this was taken directly from the statute. If you change something in the statute you are offering yourself up for a challenge. This is also up to the discretion of the judge. Council President Bressi asked if they don't follow state statute what happens? He later added that Attorney Cipriani followed state statute when writing this so if we get challenged it would hold up in court. If you change it you have about a 30%

chance of defending it. Attorney Foran replied the ordinance would be declared invalid. He also said this would never happen and \$1,000 and 90 days in jail is a common phrase in a statute. Township Clerk Eden stated that right below that section it states that at the discretion of the judge the governing body authorizes and encourages community service. Councilwoman Rivere explained that last time she raised the issue that it bothers her that the receiver of the crime has to pay to clean it up because the perpetrator may never be caught. How many times does the business owner have to pay for the offense if it happens over and over? Council President Bressi explained that the business owner is given 90 days to clean it or cover it and most businesses have insurance for this. This gives the town the right on County and State property to clean it up and then bill them for it. Mayor Reina explained that the phone calls he gets regarding graffiti include racial slurs and anti-semitism and DPW had to clean this up right away. He is for this ordinance because enough is enough with all the hurtful things that are written on public buildings and township property. The penalty under the state statute isn't going to be given to someone who draws a stick figure, but perhaps someone who is writing the anti-semitism or racial slurs. Councilman Martin began by saying that this ordinance is absolutely needed, but they are telling the businesses to get the graffiti cleaned up at their own expense. He would like to see a section on restitution added. He believes once the person is caught and convicted they need to pay the business owner any money they put out of pocket for clean up. Council President Bressi stated that they could get restitution if the judge orders it. Also, if we do it the way Councilman Martin is recommended again they are not following the statute. Attorney Foran again stated if you don't follow the state statute you run the risk of this being challenged. Councilman Martin added that they have small business owners in town that could incur charges. He just wants to see the business owner get the money back if the person gets caught and it isn't required in this ordinance.

COUNCILMAN KAFTON: He explained that he is voting "no". He agrees they should have a graffiti ordinance in place, but not one that has the potential of putting an 8-year old child in jail for drawing a picture on a building.

COUNCILMAN MARTIN: He explained that he will vote "yes" because they need to get a graffiti ordinance in place, but he will be researching this further to maybe come up with an amendment.

COUNCILWOMAN RIVERE: She too stated she will vote "yes" to get this ordinance in place, but agreed with Councilman Martin.

COUNCIL VICE PRESIDENT UPDEGRAVE: She explained that she is voting "yes" because if it does get contested there will be more legal fees. She truly believes that the maximum penalty won't be given if someone draws a stick figure.

MOTION TO APPROVE ORDINANCE 28-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE

MOTION SECONDED BY: MARTIN

YES: MARTIN, RIVERE & BRESSI

ABSENT: UPDEGRAVE

ORDINANCE NO. 28 –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. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to amend § 64-5, entitled "Violations and penalties" so as to read in its entirety as follows:

§ 64-5. Violations and penalties.

A. Any person who violates Sections 64-1 through 64-4 of this chapter shall be subject to a fine of not more than \$1,000 for each separate offense and/or confinement in the Ocean County Jail for a period of not more than 90 days.

B. In the discretion of the Municipal Court Judge hearing a violation of Sections 64-1 through 64-4 of this chapter, the governing body encourages and authorizes the implementation of community service for the individual or individuals convicted of said violation.

C. The implementation of the provisions concerning the payment of rewards are subject to adequate funding by the governing body in accordance with the Local Budget Law

SECTION 2. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-6, which shall read in its entirety as follows:

§ 64-6. Definitions.

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

GRAFFITI -- Any drawing, painting or making of any mark or inscription on public or private real or personal property without the permission of the owner.

SECTION 3. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-7 which shall read in its entirety as follows:

§ 64-7. Graffiti prohibited.

No person shall place graffiti by any means on any building or structure located in the Township of Jackson.

SECTION 4. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-8, which shall read in its entirety as follows:

§ 64-8. Removal.

The owner of any building or structure located in the Township upon which graffiti has been placed shall remove such graffiti immediately from the building or structure.

SECTION 5. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-9, which shall read in its entirety as follows:

§ 64-9. Failure to remove; notice from Township.

If the property owner of the building or structure upon which graffiti has been placed fails to remove the graffiti from the building or structure, the Township shall notify the property owner by certified and regular mail that such graffiti shall be removed from the building or structure by the property owner within 90 days of the date of the notice from the Township. Pursuant to N.J.S.A. 40:48-2.59, the state Department of Transportation shall be afforded 120 days from the date a notice is sent to remove graffiti from property owned by the Department. The notice to remove graffiti shall contain a form to be utilized by the property owner to inform the municipality that the graffiti has been removed. The form shall contain a provision stating that by affixing a signature to the form, indicating that graffiti has been removed, the owner is certifying that the facts set forth therein are true and that the certification shall be considered as if made under oath and subject to the same penalties as provided by law for perjury.

SECTION 6. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-10, which shall read in its entirety as follows:

§ 64-10. Response by property owner.

An owner who has been ordered to remove graffiti shall respond to the municipality by personal delivery or by certified mail:

- A. Of any objection to the order, within 30 days of the date of the order, an owner who objects to an order to remove graffiti, pursuant to § 64-4 of this chapter, may institute an action challenging the order before a court of competent jurisdiction within 60 days of the date of the order.
- B. Of notice that the graffiti has been removed, within 90 days of the date of the order, or in the case of the Department of Transportation, within 120 days of the date of the order.

SECTION 7. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-11, which shall read in its entirety as follows:

§ 64-11. Cost of removal by Township to be a lien.

If a property owner does not undertake the removal of graffiti within 90 days of the date of the order, or in the case of the Department of Transportation, within 120 days of the date of the order, unless an action challenging the order to remove graffiti is still pending, the municipality may remove the graffiti from that property and present the property owner, via certified and regular mail, with a detailed itemization of the costs incurred by the municipality, by certified and regular mail, for reimbursement from the property owner. If no payment of such reimbursement is received within 30 days of the date of mailing of the itemized cost of removal, the Township may recoup the costs of removal as follows:

- A. The municipal officer of the Township in charge of the removal of said graffiti shall certify the cost thereof to the Mayor and Township Council. Upon receipt and review of the certification of cost, the Mayor and Township Council shall cause the cost as shown thereon to be charged against the property from which said graffiti was removed.
- B. In addition to assessing the cost of such removal as a municipal lien against the premises, the Township may enforce the payment of such assessment, together with interest, as a debt of the owner of the premises and may authorize the institution of an action at law for the collection thereof in the Superior Court in accordance with N.J.S.A. 40:48-1.

SECTION 8. Chapter 64 of the Code of the Township of Jackson is hereby amended and supplemented so as to add § 64-12, which shall read in its entirety as follows:

§ 64-12. Violations and penalties.

- A. Any person violating or failing to comply with any of the provisions of this chapter shall, upon conviction thereof, be punishable by a fine of not more than \$2,000, by imprisonment for a term not to exceed 90 days or by community service of not more than 90 days, or any combination of fine, imprisonment and community service as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.
- B. The violation of any provision of this article shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

SECTION 9. This Ordinance shall take effect immediately upon final passage and publication as required by law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on the **13th day of September, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **27th day of September, 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: 9/27/11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

ORDINANCE NO. 29-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING ARTICLE IV, CHAPTER 82, SECTION 34.1 ENTITLED “PARKS AND RECREATION FACILITIES – SPONSORSHIPS”

PUBLIC HEARING OPENED: NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

MOTION TO APPROVE ORDINANCE 29-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

ORDINANCE 29-11

WHEREAS, Section 82-34.1 of the Township Code of the Township of Jackson provides for the Department of Recreation and Senior Services to determine that the Township pursue specified sponsorships to support Department activities; and

WHEREAS, the Township Council of the Township of Jackson wishes the ability to pursue specified sponsorships for the Department of Recreation.

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. 82-34.1 entitled Sponsorships is hereby deleted and replaced as follows:

§ 82-34.1 Sponsorships.

The Director of Recreation and Senior Services may determine that the Township pursue specified sponsorships to support Department activities. Upon notification from

the Director, the Township Purchasing Agent shall procure such sponsorships in accordance with the provisions of the Local Public Contracts Law.

Type of Sponsorship	Fee
Combined Girls Softball Banner and Uniform Sponsorship	\$350-\$500
Girls Softball Uniform Sponsorship	\$200-\$300

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.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on the **13th day of September, 2011** and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **27th day of September, 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: 9/27/11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

ORDINANCE NO. 30-11

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

PUBLIC HEARING OPENED: NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

MOTION TO APPROVE ORDINANCE 30-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE

MOTION SECONDED BY: RIVERE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

ORDINANCE NO. 30-11

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 amend §61-3, entitled “Agency Designation and Organization,” which shall read as follows:

§ 61-3. Agency designation and organization.

- A. The LEAs established by this chapter shall be under the direct supervision and control of the Fire Official, who shall serve as the Chief Administrator and Code Official for said agency. Such funds as may be necessary to support the operation of the Fire Bureaus shall be paid from the budgets of the Board of Fire Commissioners having jurisdiction.
- B. The LEA located within the geographic boundaries established by ordinance for Fire Districts No. 1, 2 and 3 shall be the Board of Fire Commissioners of Fire District No. 3, who shall operate the Bureau of Fire Safety Fire District No. 1, 2 and 3, which is hereby created to enforce the NJUFC within the respective geographic boundaries of those districts. The Fire Official for Fire District No. 1, 2 and 3 shall report to the Board of Fire Commissioners of Fire District No. 3.
- C. The LEA located within the geographic boundaries for Fire District No. 4, as established by ordinance, shall be the Board of Fire Commissioners of District No. 4, who shall operate the Bureau of Fire Prevention Fire District No. 4, which is hereby created to enforce the NJUFC within the respective geographic boundaries of Fire District No. 4. The Fire Official for Fire District No. 4 shall report to the Board of Fire Commissioners of Fire District No. 4.

SECTION 2. The Township Code of the Township of Jackson, is hereby amended and supplemented so as amend §61-4, entitled “Appointments,” which shall read as follows:

§ 61-4. Appointments.

- A. Fire Official appointments.
 - 1. The LEA for Fire District No. 1, 2 and 3 shall be under the direct supervision of a Fire Official appointed by the Board of Fire Commissioners of Fire District No. 3, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
 - 2. The LEA for Fire District No. 4 shall be under the direction supervision of a Fire Official appointed by the Board of Fire Commissioners of Fire District No. 4, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes.
- B. Fire Inspectors and other employees assigned to an LEA shall be appointed by the Board of Fire Commissioners having jurisdiction, upon the recommendation of the Fire Official, and shall report to the Fire Official for day to day operation of assignments, pursuant to the NJUFC, and in accordance with the New Jersey State Civil Service Rules and Regulations, Title 11 of the Revised Statutes.

- C. Term of office. The appointment of the Fire Official is permanent, subject to New Jersey State Department of Personnel Rules and Regulations.
- D. Removal from office. The Fire Official, inspectors and other employees of the LEA, shall be removed for inefficiency, misconduct or failure to perform duties, pursuant to and in accordance with, the New Jersey Civil Service Rules and Regulations, Title 11 of the Revised Statutes. Each person so removed shall be afforded an opportunity to be heard by the appointing authority, consistent with recognized standards of due process.

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

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

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

Date

Mayor Michael Reina

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on the **13th day of September, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **27th day of September, 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: 9/27/11

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

ORDINANCE NO. 31-11

TITLE: AN ORDINANCE PROVIDING FOR THE REVISION AND CODIFICATION OF ORDINANCES OF THE TOWNSHIP OF JACKSON, AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$20,130 THEREFORE, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY

PUBLIC HEARING OPENED: NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

MOTION TO APPROVE ORDINANCE 31-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE

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

ORDINANCE NO. 31-11

WHEREAS, the Township Council of the Township of Jackson, in the County of Ocean, New Jersey (the “Township”) has determined that it is in the best interest of the Township to codify the ordinances of the Township; and

WHEREAS, no budget appropriation was included in the local budget for the Township for the year 2011 for such purposes; and

WHEREAS, the estimated cost of such purposes is \$20,130.

NOW, THEREFORE, BE IT ORDAINED by the TOWNSHIP COUNCIL OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than a majority of the members thereof affirmatively concurring), as follows:

SECTION 1. Pursuant to N.J.S.A. 40A:4-53(c) of the Local Budget Law (constituting Chapter 4 of Title 40A of the New Jersey Statutes), the sum of \$20,130 is hereby appropriated and shall be deemed a special emergency appropriation for the preparation of a revision and codification of its ordinances to maintain ordinances in a comprehensive and up-to- date form.

SECTION 2. Said special emergency appropriation shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of said amount each such year, commencing in 2012, and shall be financed from surplus funds available or from the issuance of special emergency notes, as authorized by separate resolution adopted pursuant to N.J.S.A. 40A:4-55.

SECTION 3. The Township Council of the Township shall adopt an appropriate resolution providing that the services to be rendered are of a special technical nature and further that a contract shall be executed and entered into by the Township for the revision and codification of its ordinances.

SECTION 4. This ordinance shall take effect immediately upon its passage, approval and publication as provided by law.

DATE: _____

MAYOR MICHAEL REINA

NOTICE OF PENDING ORDINANCE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township of Jackson, in the County of Ocean, New Jersey, held on September 13, 2011. It will be further considered for final passage after public hearing thereon, at a meeting of said governing body to be held in the Municipal Complex, 95 West Veterans Highway, Jackson, New Jersey, on September 27, 2011, at 7:30 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same.

A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted in the Municipal Building of the Township during the week prior to and up to and including the date of such meeting; copies of the ordinance are available to members of the general public who shall request such copies, at the office of the Township Clerk in said Township of Jackson, in the County of Ocean, New Jersey.

DATED: 9/27/11

ANN MARIE EDEN, RMC
Township Clerk

ORDINANCE FIRST READING:

ORDINANCE 32-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, ESTABLISHING THE SALARY RANGE FOR ALL OF THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP FOR THE YEAR 2011 AND THEREAFTER

MOTION TO APPROVE ORDINANCE 32-11 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON OCTOBER 11, 2011 BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

ORDINANCE 32 -11

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

SECTION 1. For the year 2011 and for each year thereafter, the salary range set forth in "Schedule A" which is annexed hereto and made a part hereof, is hereby established for the officials and employees whose titles are set forth therein.

SECTION 2. The provisions of this Ordinance shall be effective for the year 2011 and for each year thereafter except as may be amended or supplemented by subsequent ordinances.

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

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

SECTION 5. This ordinance shall take effect immediately upon final passage and publications as required by law.

2011 SALARY ORDINANCE

Union	FT/PT	Title/Classification	Salary Range	
			Minimum	Maximum
AFSCME	FT	Account Clerk	28,641	46,278
N/A	FT	Accountant	32	40,728
AFSCME	FT	Administrative Clerk	32,077	60,600
AFSCME	FT	Animal Control Officer	39,535	52,642
AFSCME	FT	Assessing Aide	30,360	50,617
TWU	FT	Assistant Maintenance Supervisor	40,729	60,600
AFSCME	FT	Assistant Municipal Tax Assessor	34,368	56,690
AFSCME	FT	Assistant Municipal Tax Collector	37,804	61,317
AFSCME	FT	Assistant Purchasing Agent	37,804	61,317
NEW	FT	Assistant Recreation Supervisor	20,000	74,880
TWU	FT	Assistant Sup. Laborer	39,525	48,258
TWU	FT	Assistant Supervisor Motor Pool	40,729	56,968
TWU	FT	Assistant Supervisor Roads	40,729	56,968
N/A	FT	Building Inspector	45,000	61,002
TWU	FT	Building Maintenance Worker	35,525	43,614
N/A	FT	Building Sub-Code Official	60,000	72,044
N/A	FT	Business Administrator	95,500	119,600
N/A	FT	Chief Financial Officer	54,500	98,530
N/A	FT	Chief of Police	95,500	164,728
AFSCME	FT	Clerk 1/Keyboarding Clerk 1	28,641	46,278
AFSCME	FT	Clerk 2/Keyboarding Clerk 2	29,492	47,147
AFSCME	FT	Clerk 3/Keyboarding Clerk 3	30,360	50,617
AFSCME	FT	Clerk 4/Keyboarding Clerk 4	31,219	51,774
N/A	FT	Code Enforcement Officer	30,500	53,145
N/A	FT	Computer Service Technician	30,500	52,391
N/A	FT	Construction Official/Fire Official	72,000	85,161
N/A	FT	Deputy Municipal Clerk	30,360	43,864
AFSCME	FT	Deputy Municipal Court Admin.	34,368	56,690
TWU	FT	Diesel Mechanic	38,325	46,846
N/A	FT	Director of Public Works (Municipal Department Head)	65,000	91,848
N/A	FT	Electrical Inspector	45,000	59,262
N/A	FT	Electrical Sub-Code Official	60,000	72,362
TWU	FT	Equipment Operator	37,025	45,316
N/A	FT	Fire Protection Sub-Code Official	60,000	64,834
TWU	FT	Groundskeeper	35,525	43,614
TWU	FT	Heavy Equipment Operator	38,325	64,640
N/A	FT	Housing Inspector	30,500	42,293
N/A	FT	Judge, Municipal Court	54,500	79,847
TWU	FT	Laborer	34,025	42,420
TWU	FT	Maintenance Repairer	36,275	44,464
TWU	FT	Mechanic	38,325	46,846
TWU	FT	Mechanic's Helper	35,525	43,614
TWU	FT	Motor Broom Driver	37,025	45,316
AFSCME	FT	Municipal Court Administrator	39,155	62,682

2011 SALARY ORDINANCE

Union	FT/PT	Title/Classification	Salary Range	
			Minimum	Maximum
N/A	FT	Municipal Engineer	85,000	111,057
TWU	FT	Omnibus Operator	35,525	51,510
AFSCME	FT	Payroll Clerk	32,077	53,220
N/A	FT	Personnel Assistant	40,000	72,800
N/A	FT	Personnel Officer	54,500	72,800
N/A	FT	Planning Board Secretary	25,000	37,343
N/A	FT	Plumbing Inspector	45,000	59,262
N/A	FT	Plumbing Sub-Code Official	60,000	69,720
SOA	FT	Police Captain	148,714	156,823
SOA	FT	Police Lieutenant	132,780	137,564
PBA	FT	Police Officer	44,036	105,852
PBA	FT	Police Officer-Detective	\$1000 above Ptl. Grade	
PBA	FT	Police Officer-Special Services	\$1000 above Ptl. Grade	
PBA	FT	Police Officer-Traffic Safety	\$1000 above Ptl. Grade	
SOA	FT	Police Sergeant	118,554	120,670
SOA	FT	Police Sergeant-Detective	\$1000 above Sgt. Grade	
SOA	FT	Police Sergeant-Traffic	\$1000 above Sgt. Grade	
AFSCME	FT	Principal Account Clerk (Typing)	30,360	50,617
N/A	FT	Principal Accountant	45,000	62,672
AFSCME	FT	Principal Clerk Typist/Telephone Operator	30,360	50,617
FMBA	FT	Public Safety Telecommunicator	36,795	49,876
FMBA	FT	Public Safety Telecommunicator Trainee	35,631	36,929
N/A	FT	Purchasing Agent	10,000	54,500
AFSCME	FT	Recreation Aide	30,360	50,617
AFSCME	FT	Recreation Leader	31,219	51,774
N/A	FT	Recreation Program Administrator		
N/A	FT	Senior Citizens	42,500	59,431
TWU	FT	Road Repairer	35,525	43,614
TWU	FT	Sanitation Driver	36,275	57,570
TWU	FT	Sanitation Worker	34,525	42,522
AFSCME	FT	Secretarial Assistant	31,219	51,774
AFSCME	FT	Senior Account Clerk	29,492	47,147
AFSCME	FT	Senior Account Clerk/ Telephone Operator	29,492	47,147
AFSCME	FT	Senior Assessing Aide	31,219	51,774
TWU	FT	Senior Building Maintenance Worker	36,275	44,464
TWU	FT	Senior Diesel Mechanic	39,525	50,500
N/A	FT	Senior Engineering Aide	35,500	39,857
TWU	FT	Senior Groundskeeper	37,025	45,316
TWU	FT	Senior Maintenance Rep. (Carpenter)	38,325	49,490

2011 SALARY ORDINANCE

Union	FT/PT	Title/Classification	Salary Range	
			Minimum	Maximum
TWU	FT	Senior Maintenance Rep. (Electrical)	38,325	46,846
TWU	FT	Senior Maintenance Rep. (Heating and Air Conditioning)	39,525	49,490
TWU	FT	Senior Maintenance Repairer	37,025	45,316
TWU	FT	Senior Mechanic	39,525	50,500
AFSCME	FT	Senior Payroll Clerk	34,368	56,690
FMBA	FT	Senior Public Safety Telecomm.	39,127	52,230
NEW	FT	Senior Purchasing Assistant	29,492	46,680
TWU	FT	Senior Road Repairer	37,025	45,316
TWU	FT	Sign maker Wood & Metal/Truck Driver	36,275	44,464
TWU	FT	Signmaker 1	36,275	44,464
TWU	FT	Storekeeper	37,025	45,316
AFSCME	FT	Supervising Account Clerk	31,219	51,774
AFSCME	FT	Supervising Assessing Clerk	31,219	51,774
N/A	FT	Supervising Code Enforcement Officer	40,500	64,294
FMBA	FT	Supervising Public Safety Tel.	41,458	54,584
N/A	FT	Supervising School Traffic Guard	20,000	25,231
N/A	FT	Tax Assessor	54,500	85,280
N/A	FT	Tax Collector	54,500	98,530
AFSCME	FT	Technical Asst. to Const. Official	31,219	51,774
N/A	FT	Township Clerk	54,500	85,094
TWU	FT	Truck Driver	35,525	43,614
TWU	FT	Truck Driver (Rack)	36,275	44,464
AFSCME	FT	Violations Clerk	30,360	50,617
TWU	FT	Welder	37,025	45,316
N/A	FT	Zoning Officer	54,500	73,888

PART TIME/HOURLY/SEASONAL

	PT	Affirmative Action Officer	1,250	2,000
	PT	Animal Control Officer	15.00/hr.	26.44/hr.
	PT	Building Inspector	10.00/hr.	28.08/hr.
	PT	Bus Attendant	7.76/hr.	11.36/hr.
	PT	Clerk I	10.00/hr.	13.26/hr.
	PT	Deputy Registrar of Vital Statistics	Salary based upon fees received	
	PT	Director of Community Development & Enforcement	6,000	12,000
	PT	Elevator Sub-Code Official	1,500	3,066
	PT	Emergency Management Coordinator	6,000	6,206
	PT	Identification Clerk	750	1,370
	PT	Laborer, Seasonal	10.00/hr.	18.00/hr.
	PT	Mayor	8,500	54,000

2011 SALARY ORDINANCE

Union	FT/PT	Title/Classification	Salary Range	
			Minimum	Maximum
	PT	Mechanic	10.00/hr.	22.40/hr.
	PT	Municipal Alliance Coordinator	7,800	10,000
	PT	Municipal Court Attendant	10.00/hr.	12.59/hr.
	PT	Noise Control Officer	1,250	1,370
	PT	Omnibus Operator	10.00/hr.	14.56/hr.
NEW	PT	Payroll Supervisor	5,000	15,000
	PT	Planning Board Secretary/PT	4,000	7,000
	PT	Police Matron	250	500
	PT	Program Coordinator	2,500	4,500
	PT	Program Coordinator Special Events	2,000	9,500
FMBA	PT	Public Safety Tele. Trainee	12.13/hr.	19.00/hr.
FMBA	PT	Public Safety Telecommunicator	12.50/hr.	22.00/hr.
	PT	Recreation Adult Referee	8.00/hr.	18.00/hr.
	PT	Recreation Assistant	5.50/hr.	19.00/hr.
	PT	Recreation Certified Referees	25/game	40/game
	PT	Recreation Certified Umpires	25/game	80/game
	PT	Recreation Clinic Assistant	15.00/hr.	25.00/hr.
	PT	Recreation Clinic Supervisor	20.00/hr.	35.00/hr.
	PT	Recreation Coordinator	11.75/hr.	22.00/hr.
	PT	Recreation Counselors	5.15/hr.	10.50/hr.
	PT	Recreation Head Leader	8.40/hr.	16.00/hr.
	PT	Recreation Instructor	8.00/hr.	30.30/hr.
	PT	Recreation Instructor Asst.	5.05/hr.	16.00/hr.
	PT	Recreation Junior Referee	5.05/hr.	16.50/hr.
	PT	Recreation Leader	7.15/hr.	17.00/hr.
	PT	Recreation Non-Certified Umpires	15/game	20/game
	PT	Recreation Scorekeepers	5.05/hr.	12.50/hr.
	PT	Recreation Supervisor	10.00/hr.	19.00/hr.
	PT	Recycling Coordinator	4,000	4,000
	PT	Registrar of Vital Statistics	Salary based upon fees received	
	PT	Safety Program Coordinator	2,500	2,500
	PT	School Traffic Guard Supervisor	12.00/hr.	13.87/hr.
	PT	School Traffic Guards	6.00/hr.	11.65/hr.
	PT	Secretary Board/Commission/Committee	75/mtg.	150/mtg.
	PT	Special Police Officer I	10.00/hr.	15.08/hr.
	PT	Special Police Officer II	10.00/hr.	15.08/hr.
	PT	Stormwater Coordinator	1,500	4,000
	PT	Township Council Member	8,000	10,000
	PT	Water Systems Licensed Operator	2,500	2,500

9/14/2011

Page 4 of 4

Date

Mayor Michael Reina

NOTICE

NOTICE IS HEREBY GIVEN, that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on September 27, 2011 and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the 11th day of October, 2011 at 7:30 pm, or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township at which time all persons interested shall be given an opportunity to be so heard concerning this ordinance.

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

DATED: 9/27/11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

ORDINANCE 33-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE VEHICLE AND TRAFFIC CODE OF THE TOWNSHIP OF JACKSON SO AS TO AMEND CHAPTER 103, SECTION 50 ENTITLED "SCHEDULE VI, TRUCKS OVER FOUR TONS EXCLUDED"

**MOTION TO APPROVE ORDINANCE 33-11 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON OCTOBER 11, 2011 BY: RIVERE
MOTION SECONDED BY: KAFTON
YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI**

ORDINANCE 33 -11

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

SECTION 1: The Vehicle and Traffic Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, Section 50, entitled "Schedule VI: Trucks Over Four Tons Excluded" to include the following

1. Vehicles Over Designated Weight Limit Excluded From Certain Streets:

Vehicles over the gross vehicle weight (G.V.W.) are hereby excluded from the following street or parts of streets described except for the pick up and delivery of materials on such street.

<u>Name of Street</u>	<u>Tons</u>	<u>Location</u>
East Fish Road	4	Entire Length (from Cedar Swamp Road to East Pleasant Grove Road)

SECTION 2: Pursuant to N.J.S.A. 39:4-8, Municipal Engineer, Daniel Burke, P.E., will, under his seal, certify the foregoing Ordinance to the Commissioner of the New Jersey Department of Transportation.

SECTION 3: Effect of Ordinance:

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance.

If any section, subsection, paragraph sentence of any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on the 27th day of September, 2011 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 11th DAY OF October, 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: 9/27/11

ANN MARIE EDEN, RMC
TOWNSHIP CLERK

ORDINANCE 34-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE VEHICLE AND TRAFFIC CODE OF THE TOWNSHIP OF JACKSON SO AS TO AMEND CHAPTER 103, SECTION 64 ENTITLED “SCHEDULE XX: NO-PASSING ZONES”

**MOTION TO APPROVE ORDINANCE 34-11 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON OCTOBER 11, 2011 BY: UPDEGRAVE
MOTION SECONDED BY: RIVERE
YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE& BRESSI**

ORDINANCE 34 -11

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

SECTION 1: The Vehicle and Traffic Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, Section 64, entitled “Schedule XX: No-Passing Zones” as follows:

1. Pursuant to 103-31, No-Passing Zones are hereby established and shall be maintained along the entire length of East Fish Road and West Fish Road located in the Township of Jackson, in the County of Ocean.

SECTION 2: Pursuant to N.J.S.A. 39:4-8, Municipal Engineer, Daniel Burke, P.E., will, under his seal, certify the foregoing Ordinance to the Commissioner of the New Jersey Department of Transportation.

SECTION 3: Effect of Ordinance:

If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance.

If any section, subsection, paragraph sentence of any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on the 27th day of September, 2011 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 11th DAY OF October, 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: 9/27/11

ANN MARIE EDEN, RMC
TOWNSHIP CLERK

ORDINANCE 35-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING CHAPTER 3 OF THE TOWNSHIP CODE, ENTITLED “ADMINISTRATION OF GOVERNMENT,” ARTICLE IX, ENTITLED “DEPARTMENT OF PUBLIC SAFETY,” SECTION 3-102 ENTITLED “PERSONNEL POSITIONS”

**MOTION TO APPROVE ORDINANCE 35-11 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON OCTOBER 11, 2011 BY: RIVERE
MOTION SECONDED BY: MARTIN
YES: MARTIN, RIVERE, UPDEGRAVE & BRESSI
ABSTAIN: KAFTON**

ORDINANCE 35 -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 so as to amend Chapter 3, entitled “Administration of Government,” Article IX, entitled “Department of Public Safety,” § 3-102, entitled “Personnel positions,” so as to delete the current language and replace it with new language, which shall read in its entirety as follows:

The Division of Police shall consist of up to 87 sworn officers, all of whom shall have been duly appointed and shall serve in the following positions:

- A. One Chief of Police.
- B. One Captain.
- C. Three Lieutenants.
- D. Fourteen Sergeants.
- E. Up to Sixty Eight (68) Patrol Officers.

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

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

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

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **September 27, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **October 11, 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: 9/27/11

ANN MARIE EDEN, RMC
Township Clerk

PUBLIC HEARING OPENED, RESOLUTIONS ONLY

NO ONE CAME FORWARD.

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

RESOLUTION 332R-11
TITLE: AUTHORIZING AMENDMENT TO CALENDAR YEAR
2011 MUNICIPAL BUDGET – N.J.S.A. 40:A4-48

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

WHEREAS, an emergency has arisen with respect to the affects of Hurricane Irene, no adequate provision was made in the 2011 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and

WHEREAS, the amount of the appropriation to be created by this resolution is \$60,000.00 and three percent of the total adopted operating appropriations in the base year for Calendar year 2011 is \$966,549.97 and;

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three percent of the total operating appropriations in the Budget for 2011;

WHEREAS, FEMA reimbursements will be used to offset these expenses;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Jackson, County of Ocean, State of New Jersey, that not less than 2/3 of all governing body members affirmatively concurring that in accordance with N.J.S.A. 40A:4-48:

1. An appropriation is hereby made for expenses incurred from Hurricane Irene in the amount of \$60,000 for the Calendar Year 2011 budget year
2. That said appropriation shall be provided for in full in the Calendar Year 2012 budget, and is requested from the Division of Local Government Services to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-53.3.C(1), N.J.S.A. 40A:4-45.3bb and N.J.S.A. 40A:4-45.45.
3. That certified copies of this resolution be filed with the Director of the Division of Local Government Services, Municipal Administrator, Township Auditor, and Chief Financial Officer.

**TOWNSHIP OF JACKSON
EMERGENCY APPROPRIATION – 3% CALCULATION**

	Prior Year (for CAP calculation)	Current Year (for expenditure Cal.)
Sheet 17 total	\$28,249,648.51	\$27,003,110.94
Sheet 19 (Statutory Only)	\$ 3,734,979.69	\$ 4,619,373.75
Sheet 25	\$ 1,464,974.89	\$ 595,847.88
TOTAL	\$33,449,603.09	\$32,218,332.57
3%	\$ 1,003,488.09	\$ 966,549.97

(NOTE – Calculation excludes special emergency appropriations)

DATED: 9/27/11

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

RESOLUTION 333R-11

TITLE: AUTHORIZE A CONTRACT AWARD IN THE AMOUNT OF \$15,010.00 TO CONCORD ENGINEERING GROUP FOR SERVICES TO PROVIDE A LOCAL GOVERNMENT ENERGY AUDIT IN ACCORDANCE WITH LFN-2009-12

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: KAFTON

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

COUNCIL PRESIDENT BRESSI: For the public’s edification he explained that with this audit we will be getting back 75% and if we implement any other part of it we will get the other 25%.

WHEREAS, the Township of Jackson previously authorized participation under the Board of Public Utilities’ Office of Clean Energy (OCE) Local Government Energy Audit Program; and

WHEREAS, the Township solicited proposals from pre-qualified audit firms to perform energy audits on facilities in connection with the NJ Board of Public Utilities’ Local Government Energy Audit program; and

WHEREAS, of the five pre-qualified bidders, Daniel Burke, P.E., Municipal Engineer , received proposals on August 22, 2011 from the following firms:

<u>Firm</u>	<u>Proposal</u>
1. Concord Engineering Group 620 South Burnt Mill Road Voorhees, NJ 08043	\$15,010.00 (State Contract #T-2545)
2. Clough Harbour & Associates	\$19,690.00 (State Contract #T2545)

6 Campus Drive
Parsippany, NJ 07054-4406

; and

WHEREAS, Daniel Burke, P.E., Township Engineer, has reviewed the proposals submitted and recommends the contract be awarded to Concord Engineering Group in the amount of \$15,010.00 for Local Government Energy Audits on the Jackson Township Municipal Building and the Jackson Township Justice Complex ; and

WHEREAS, the Chief Financial Officer has certified that sufficient funding exists for this purpose in the CY 2011 Municipal Operating Budget; and

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

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 award a contract to Concord Engineering Group in the amount of \$15,010.00 to provide a Local Government Energy Audit in accordance with LFN-2009-12. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

2. Copies of this resolution to Copies of this resolution to Concord Engineering Group, Township Administrator, Municipal Engineer, Daniel Burke, Chief Financial Officer, Purchasing Department and any other interested parties.

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

DATED: 9/27/11

RESOLUTION 334R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE OF PERFORMANCE AND MAINTENANCE GUARANTEE REQUIREMENTS POSTED BY AT&T WIRELESS SERVICES, FOR BLOCK 40, LOT 36.02

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: RIVERE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

WHEREAS, AT&T Wireless was released from their Performance Bond per Resolution 435R-09, on the condition they posted a Maintenance Bond in the amount of \$2,340.90; and

WHEREAS, AT&T Wireless never posted aforesaid Maintenance Bond in the amount of \$2,340.90; and

WHEREAS, Jackson Township retained the Performance Guarantee, which consists of a Performance Bond CMS218136 issued by RLI Insurance Company in the amount of \$13,850.00 and a cash bond in the amount of \$1,560.60; and

WHEREAS, Al Yodakis of T&M Associates, Township Engineer, conducted an inspection of the bonded items and all bonded items are acceptable. Accordingly, the maintenance period should be allowed to expire as per letter report dated August 25, 2011, which letter report is made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, the Maintenance period has expired, therefore, the Performance Guarantees may be released consisting of Performance Bond #CMS218136 issued by RLI Insurance Company in the amount of \$13,850.00 and a Cash Bond in the amount of \$1,560.60, heretofore posted with the Township may and hereby is released on the condition that the applicant:

1. 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 performance guarantees.

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

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

DATED: 9/27/11

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

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

RESOLUTION 331R-11

TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF MAY 10, 2011, MAY 19, 2011 AND JUNE 2, 2011

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

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

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

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

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

MAY 10, 2011

MAY 19, 2011

JUNE 2, 2011

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

DATED: 9/27/11

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

RESOLUTION 335R-11

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

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

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 August 2011 is hereby approved.

2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

DATED: 9/27/11 ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 336R-11
TITLE: APPROVE BINGO/RAFFLE LICENSE

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

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-1440 – Jackson Helping Hands Foundation Inc.
 - #RA-1441 – Jackson Liberty Band Parent & Student Assn.
 - #RA-1442 – St. Aloysius PTA
 - #RA-1443 – St. Aloysius PTA
 - #RA-1444 – Jackson Lacrosse Club
2. Copies of the Resolution to interested parties.

DATED: 9/27/11 ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 337R-11
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RENEWAL OF JUNK YARD LICENSE FOR CHILD’S WRECKING YARD, BLOCK 2501, LOT 16 (390 W. COMMODORE BOULEVARD)

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

WHEREAS, Brenda Makuch of Child’s Wrecking Yard has submitted an application for the renewal of a junk yard license; and

WHEREAS, Brenda Makuch of Child’s Wrecking Yard has paid the requisite renewal fee, has notified all property owners within 200’ feet of the premises to be licensed and has complied with all necessary requirements for renewal pursuant of Chapter 71 of the Administrative Code of the Township of Jackson; and

WHEREAS, each of the necessary municipal departments and agencies has recommended the approval of the license renewal;

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. The junkyard license issued to Child’s Wrecking Yard shall be renewed for a period of one (1) year.
2. Said license is issued for the 2011 Calendar year, terminating on December 31, 2011.

- 3. Said license is issued subject to the applicant’s continued compliance with conditions and requirements as follows:
 - a. Payment of all outstanding fees and taxes.
 - b. The applicant obtaining all other local, County and State permits.
- 4. That upon the adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it along with the required license certificate to Brenda Makuch at Childs Junk Yard located at 390 W. Commodore Boulevard.

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

DATED: 9/27/11

RESOLUTION 338R-11

TITLE: APPOINT MEMBER TO THE JACKSON TOWNSHIP ANIMAL WELFARE COMMITTEE

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

WHEREAS, the Jackson Township Animal Welfare Committee consists of seven (7) members and the members shall include the Animal Control Officer, one (1) Township Council member, one Mayor’s representative, four citizens (two of which shall be appointed by the Township Council and two by the Mayor); and

WHEREAS, a vacancy has occurred on the Animal Welfare Committee which requires the Township Council to fill such appointment; and

WHEREAS, the Township Council desires to make an appointment to this 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 individual is hereby appointed to the Jackson Township Animal Welfare Committee commencing immediately and ending December 31, 2012:

Carol McGrath (filling the unexpired term of Kim Ruch)

- 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.

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

DATED: 9/27/11

RESOLUTION 339R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE PREPARATION, ADVERTISEMENT AND SOLICITATION OF PROPOSALS FOR THE SALE OF SCRAP METALS BY THE TOWNSHIP, IN ACCORDANCE WITH NEW JERSEY “PAY-TO-PLAY” LAW, N.J.S.A.19:44A-20.

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

WHEREAS, the Township of Jackson desires, using the Fair and Open Process in accordance with New Jersey State Law, to sell various accumulated scrap metals on the open market to the highest bidder; and

WHEREAS, the Township has determined that the value of said sales will exceed \$17,500 in a period of one year or less, and is subject to New Jersey Pay-to-Play law (N.J.S.A.19:44A-20); and

WHEREAS, the anticipated length of a contract awarded will be for no more than one year and will be subject to the specifications included in a bid package to be advertised in accordance with public law; and

NOW, THEREFORE, BE IT RESOLVED, the Township Council hereby authorize the Director of Public Works to prepare, advertise and solicit bids for said sale of scrap metal within the confines of New Jersey Local Public Contracts Law (40A:11-1 et.seq).

A copy of this resolution shall be forwarded to the Municipal Administrator, Municipal Clerk, Director of Public Works and Purchasing Department.

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

DATED: 9/27/11

RESOLUTION 340R-11

TITLE: AUTHORIZE INSTALLMENT AGREEMENT FOR DELINQUENT TAXES ON BLOCK 18502 LOT 30 PURSUANT TO NJSA 54:5-19 ET SEQ.

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

WHEREAS, 54:5-19 et seq. permits an installment plan on delinquent taxes and municipal charges prior to Tax Sale, and the owner of Block 18502 Lot 30, 856 Bowman Road, has requested an installment plan for delinquent taxes through the third quarter of 2011; and

WHEREAS, the homeowner has already paid to the Tax Collector the sum of \$1200.00, an acceptable amount down on the total delinquency, in good faith as a demonstration of ability to fund the plan; and

WHEREAS, the homeowner will make 36 monthly installments of approximately \$750.00 beginning in October of 2011, and keep subsequent taxes and other municipal charges up to date while the agreement is in effect; and

WHEREAS, the Tax Collector has reviewed the request and the owners' ability to pay, and recommends that the plan be approved and it is now the desire of the governing body to act upon the tax installment plan so submitted by the Tax collector.

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

1. That the Township Council of Jackson Township hereby authorize the installment plan covering the property known as Block 18502 Lot 30, the down payment, the terms of the agreement, the approximate amount of each monthly installment .
- 2 . That in the event that any of these installments or payments for subsequent taxes and/or municipal charges are not made in accordance with the agreement approved herein, the township shall have the right to proceed with the regular statutory collection procedures including, but not limited to, Tax Sale and subsequent foreclosure

Copy to: Tax Collector

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

DATED: 9/27/11

RESOLUTION 341R-11

TITLE: RESOLUTION AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PURSUANT TO CHAPTER 99 PUBLIC LAWS OF 1997

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to K. Wickham, which certificate was sold on December 20, 1965 covering premises commonly known and referred to as Lot 7, in Block 56-4 as set out on the municipal tax map then in use, now known as Lot 2 in Block 22118, which certificate bears number 65-94 and;

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Jackson in the County of Ocean and State of New Jersey, that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit, to issue the appropriate tax sale certificate to the said purchaser covering the certificate lost as previously described, all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted on them the word "Duplicate" as required by law.

Copy to:
Tax Collector

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

DATED: 9/27/11

COUNCIL PRESIDENT BRESSI: He began by speaking about the road closures on Cambridge and Buckingham and explained that in talking with the engineer there is no way to circumvent it. There is a letter ready to go out to the residents explaining the inconveniences they may incur. Councilman Kafton asked what the route would be to get around this? Council President Bressi stated he didn't know the exact route. Mayor Reina added that ample notice would be given to allow the residents to remove their cars and park them on the other side of the street. A safe walkway will be provided to the residents until the road is reopened. According to Mr. Burke (Township Engineer) he is hoping this will be complete by Mid-October. In closing he explained that it took this long to move on this project because the DEP sat on it for 2 years.

FORMAL ACTION REQUIRED BY THE TOWNSHIP COUNCIL:

APPROVE ROAD CLOSURE @ CAMBRIDGE AND BUCKINGHAM DRIVE(S):

MOTION TO APPROVE BY: MARTIN

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE & BRESSI

DISCUSSION AGENDA:

1. COUNCIL PRESIDENT BRESSI

A. Planning Board recommendation – draft proximity ordinance/ABC licenses:
He explained that he asked the Planning Board and Economic Development Committee

to take a look at it. The Planning Board voted unanimously not to support this ordinance. The Economic Development Committee also voted unanimously against it. He sits on both boards and he was part of the unanimous vote. He asked the Council for their opinion on where they wanted to go with this. Councilman Kafton explained he was glad to see that both boards were in agreement with what he had said. Councilwoman Rivere explained that while she approved putting this on the agenda to have it discussed, she was opposed to it because it could only hurt any new business wanting to come in if there were restrictions on where they could go. Councilman Martin stated he thinks this is great because it is democracy in action. Council Vice President Updegrave agreed with Councilman Kafton. Council President Bressi explained he had mixed feelings about this from the beginning and he did say he would support it, but after looking at it from a planning standpoint and the way it coincides with the new master plan he is now against it. **Action:** It won't be put on the agenda.

B. Change Order/Final Close Out to the contract between Jackson Township and Meco, Inc. (CY 2010 Reconstruction of various roads project): He explained that because of the state statute when a contractor bids on a job and it is a year old they are entitled to additional money because of the increase in the cost of all the material (asphalt, etc.). In this case it is for \$9,964.92, which Mr. Burke (Township Engineer) is asking us to approve. Councilman Kafton explained that he does have a question and he was hoping that Mr. Burke would have been here tonight. The difference on the change order is 1,510 tons as opposed to 1,150 tons, which is about 400 tons different and he is wondering why there is such a big difference? Administrator Torres explained that the memo indicates that besides the cost of petroleum increasing there was also a transposition error by his office in item #8. This seems to be the biggest change with an increase of \$40,890.00. In closing Administrator Torres stated he will follow up with Mr. Burke and get back to them. Mayor Reina added that if this is based on fuel they should hold off because the price of fuel actually decreased since this bid went out. Council President Bressi explained that this was bid in August, 2010 so fuel did go up. He believes that the contractor is due the money, but they can further research how the numbers were transposed. **Action:** The Council agreed to put this back on the discussion agenda at the next meeting.

2. COUNCILMAN MARTIN:

A. Capturepoint (Recreation): He explained that Capturepoint is the company that they have chosen to provide online registration for recreation programs. He has worked with Sheila Flamm (Recreation Director), Administrator Torres and the CFO looking at many different companies and getting proposals. The first year cost is \$4,100 with an ongoing cost of \$2,500. This gives everyone in the town the ability to sign up for all the recreation programs online. Council President Bressi asked that when we raised the fees on the programs did that include covering this? Councilman Martin replied it did not. The cost of \$2,500 you would only have to raise the fees by .25 cents. He explained that if anyone has signed up for summer camp you would know that you have to wake up at 3:00 AM to get on line to sign up at the high school. With online registration residents would no longer have to do that. Also, the recreation department is only opened from 8:30 AM to 4:30 PM Monday thru Friday and people are unable to come down and sign up their kids for other programs (basketball, wrestling, etc.). This makes it so much more convenient for the residents with very little if any cost to the taxpayers. Councilwoman Updegrave asked if there are other townships that use this and does it increase registration and bring in more revenue? Councilman Martin said he doesn't know if they can predict increasing registration, but it does help everyone who is already involved in the programs. Surrounding towns do use this program successfully. Councilman Kafton stated that he just signed his kids up for basketball and they were able to sign up at the senior center on a Saturday. Everyone is telling him this will be a cost savings, but he would like to see a breakdown from the recreation department showing that. Councilman Martin explained that just for the summer camp alone it would be worth it. Jackson is actually one of the only towns in the area that doesn't offer it. Residents will still have the option to come in and sign up. Administrator Torres added that for the past three years they have spent about \$2,000 to hold summer camp registration on the weekends. After the first two years they would break even because they wouldn't have to pay for that manpower. Mayor Reina stated this is part of a two part system, not only will you be able to do everything online, but they also will be accepting credit cards for the first time.

Council President Bressi explained that they aren't trying to sell this as a cost saver, but more of a convenience to the residents and he is for it. Councilwoman Rivere stated that she is in favor of it and believes the township is moving in the right direction towards technology. Councilman Kafton read from a memo he was just given from Administrator Torres stating that the township would save about \$10,000 going to online registration. He stated that this memo should have been provided to all of them before the meeting. **Action** – Will be placed on the agenda for next meeting.

3. TOWNSHIP CLERK EDEN:

A. RFP's – Professionals for CY 2012: She explained that they are going to have to prepare and authorize RFPs for all the professionals for 2012. Councilwoman Updegrave asked if the professionals could put their RFPs on CDs? Township Clerk Eden stated she could ask Purchasing to put that in the bid packet and they would then get a hard copy and digital copies. **Action** – Resolution will be placed on the agenda at the next meeting.

B. Update – posting of audio of Council meetings on-line: She explained that she spoke with the IT person, Christian, about putting the audio of the Council Meetings on-line. He said four at the most could be put on because the server doesn't have the capacity to hold more than that. She added that Mayor Reina has no problem with it. **Action** – Township Clerk Eden will let Christian know that audio should be posted on-line.

4. ADMINISTRATOR TORRES

A. Proposed bus stops in Jackson: He began by saying that we received a letter from NJ Transit where they indicated they have had numerous requests from the public to have bus stops throughout Jackson. According to state statute it is up to the township and not NJ Transit to decide. NJ Transit will post the signs and work with the town to provide safe and convenient stops. If the town decides they want to add these stops they will need to do a concurrent resolution with the Board of Chosen Freeholders. NJ Transit has provided a list for the Council to review. If the Council gives their approval it will then go to our safety committee to review. It will then go back to the Council for a resolution. Councilman Kafton stated he reviewed the bus stops they gave them and it is about 4 pages with about 40 stops and the buses will be driving all over town. His concern is the township has spent money to develop two park and rides and asked how this will impact those facilities? Another concern is having these diesel buses running early in the morning throughout town aside from the impact on the environment there is also going to be noise brought into these residential areas. Do we really need to have these buses driving throughout the town isn't it more feasible to have park and ride facilities where people can park their cars and the buses stop in one or two locations? Council President Bressi stated another concern is later in the morning when the school buses are out. Council Vice President Updegrave added that there should be a traffic impact study done. Mayor Reina explained that the park and ride facility at the Italian American Club has been closed leaving just one. At the request from the commuters here in Jackson this was worked on by Dan Burke, a representative from Academy working in coordination with NJ Transit and members from our Police Department and they came up with a list of projected stops. He doesn't believe there is going to 40 bus stops in Jackson. Councilman Kafton suggested they could sit down with members from NJ Transit and talk about park and ride facilities like they did when Academy was brought into town and Academy contributed to the expenses for the park and rides. Mayor Reina asked what land do they have and where would these facilities be located? He stated that they could send a letter to the Police or NJ Transit asking them to identify the stops. Council President Bressi stated that if this was a list of 10 stops spread throughout town it would make more sense than the list of 42 that was provided to them. Councilwoman Rivere stated that they are not going to allow all these stops, but even if they allow 10 where are people going to park to get to them? Councilman Bressi explained he thinks they are being set up so people could walk to them. **Action** - Councilman Bressi would like Administration to set up a meeting with the Police Department and NJ Transit and look into this further before they put anything on the agenda. There will be an update on for the next meeting.

COUNCIL PRESIDENT BRESSI: He explained that he attended a meeting yesterday with Mayor Reina and the Board of Chosen Freeholders. They went there to get the

Freeholders support on helping them get JCP&L moving with the LED lights, but they learned other information. He asked the Mayor to come up and speak.

MAYOR REINA: He explained that Jackson Township is very lucky because two pieces of land in Jackson have been acquired by the County and the Department of Defense. One parcel is 1172 acres and it won't be built on so it will just be open space. The other parcel is 48.5 acres. This will cost the residents of Jackson nothing and it won't even come out of our Open Space Trust Fund. Jackson didn't have to do anything, just say they wanted to partner with the military, which he thanks the Planning Board for. He then went on to thank Westlake, the Board of Education and everyone who participated in the 911 Remembrance Ceremony. He then thanked all the volunteers and said Jackson Township is what it is because of them. He announced that on October 8th at 9:30 AM wounded warriors are coming back and the Central Jersey Rifle and Pistol Club will host the event. These heroes will be escorted from the Justice Complex all the way to the Central Jersey Rifle and Pistol Club. He spoke about the LED Lighting and how he went with Council President Bressi and Dan Burke (Municipal Engineer) to the County. They have been trying to support us with pressuring JCP&L to move and let us take advantage of \$464,000 LED Lighting Grant for streetlights. Letters have been sent to Senators Lautenberg & Menendez, the 30th Legislative District, all the newspapers, Channel 12 News and he personally spoke to Lt. Governor Kim Guadagno. They will not allow JCP&L make them miss out on this grant. They are fighting and haven't given up.

COUNCIL PRESIDENT BRESSI: He added that the money spent on that land acquisition by the County and the military was \$3,200,000. Also Congressman Smith received a letter regarding the JCP&L situation. They do have a meeting set up with JCP&L and the Utilities Commission and representatives from the State and County for this Thursday to move forward on this so they don't lose our grant and the \$100,000 savings every year if this was to be put up. We are working diligently on this and he thanked the public who helped to write letters.

ADMINISTRATOR TORRES

B. Ocean County Natural Lands Trust: He asked for a resolution basically endorsing the Mayor's comments on the trust being used for the 1,182 acres costing no money to the township. In closing he added that the County would also be sending something regarding wanting to procure more acres in the near future. **Action:** Resolution will be put on the agenda at the next meeting.

PUBLIC COMMENT, ANY TOPIC

MARTY SPIELMAN – 37 SHOAL ROAD: He began by saying that he agrees with Councilman Kafton that they shouldn't have bus stops all over town. It is his recollection from being on the Board of Education and working with Township Administration looking for a new school site that the township owns a lot of land. If they are talking about 10 to 12 bus stops then they are talking about small locations for park and rides. Council President Bressi stated the entire Council agrees with that and they are looking into it.

ELAINE LEIGHTON – OLLIE BURKE ROAD: She thanked them for squashing the rumor about Legler that was in the paper. She then spoke about the open land they acquired, specifically the land on Butterfly Road. It looks like it is preserved for grasslands and wildlife. She spoke about birds nesting in the spring, but using the seeds from the grass in the fall, summer and even the winter. If they only mow it in March it would save the town on gas money, equipment and labor. This would preserve it as grassland and we wouldn't be polluting. In closing she asked the Council to consider this.

BOB SKINNER – 404 LARKSPUR LANE: He began by saying he was the President of Sixty Acres. He spoke about the bus stop situation and said the private communities have a lot of the population. He asked if the Mayor's Private Residential Community Advisory Board could have access to the list of proposed bus stops and if they could have

some input where those bus stops would be placed? Council President Bressi asked Administrator Torres to get him a list and he believes the Mayor would welcome the input of the Advisory Board.

JOE FIERO – 25 DANIELLE COURT: He stated he was glad to see they are moving along on the LED Lighting. He asked if the recreation software was a done deal or are they just in the talking stage? Councilman Martin explained that the Council still needs to vote on it, but after extensive research it is the recommendation from the Director of Recreation to go forward with it. Mr. Fiero explained that he and the Technology Committee have spent the last few weeks going through software programs that have been sent over to them for review. As far as he knows they haven't presented their opinion on this yet. Councilman Martin stated they have talked with neighboring towns that use this program successfully and the cost is far less than any other software. Council President Bressi asked if before the next Council meeting the Technology Committee could discuss this and give a recommendation? Mr. Fiero stated they could, but he didn't understand why this was being brought up without their recommendation. He wants to make sure their efforts are being utilized rather than ignored. Council President Bressi explained this is why he wants everything on the discussion agenda before it is acted on by resolution.

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

TOWNSHIP CLERK EDEN: She asked for clarification on Capturepoint being addressed at the next meeting. Councilman Martin explained that it will be on the agenda at the next meeting and acted on unless the Technology Committee comes up with a good reason not to do it.

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

9:30 PM

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT BRESSI

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

AME/tvc