

**ON TUESDAY, APRIL 24, 2012, AT 6:30 P.M., THE JACKSON TOWNSHIP
COUNCIL HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

PLEDGE OF ALLEGIANCE

ROLL CALL:

COUNCILMAN KAFTON

COUNCILMAN MARTIN - (7:30 pm)

COUNCILWOMAN RIVERE

COUNCIL VICE PRESIDENT UPDEGRAVE

COUNCIL PRESIDENT BRESSI

ATTORNEY JEAN CIPRIANI

TOWNSHIP CLERK EDEN

ALSO IN ATTENDANCE:

ADMINISTRATOR MR. TORRES

ATTORNEY DENNIS KELLY (Gilmore & Monahan)

MEMBERS OF THE RENT CONTROL LEVELING BOARD

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

RESOLUTION 155R-12

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

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: 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: Policies/Procedures – Rent Leveling Board
 - b) Litigation/Potential Litigation:
 - c) Potential Land Sale/Land Acquisition: Offer to sell property to the Township of Jackson located along Solar Avenue. Possible open space land acquisition – mitigation requirement NJDEP/CAFARA
 - d) Contracts/Agreements:
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 4-24-12

**ANN MARIE EDEN, RMC
TOWNSHIP CLERK**

7:30 PM RECONVENE PUBLIC MEETING

PLEDGE OF ALLEGIANCE

COUNCIL PRESIDENT BRESSI asked those in attendance not to forget the many freedoms we have; to think of all veterans past, present and future and those who gave the supreme sacrifice to allow the freedoms that are sustained for us. (Brief Moment of Silence).

ROLL CALL

COUNCILMAN KAFTON	ATTORNEY CIPRIANI
COUNCILMAN MARTIN	TOWNSHIP CLERK EDEN
COUNCILWOMAN RIVERE	ATTORNEY DENNIS KELLY
COUNCIL VICE PRESIDENT UPDEGRAVE	
COUNCIL PRESIDENT BRESSI	

ALSO IN ATTENDANCE:
ADMINISTRATOR MR. 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.

COMMENTS FROM TOWNSHIP COUNCIL

COUNCILMAN KAFTON – Wished everyone a good evening. He congratulated Ken Bressi on his 42nd Anniversary since he met his wife.

COUNCILMAN MARTIN –Congratulated Ken Bressi.

COUNCILWOMAN RIVERE – Congratulated Ken Bressi.

COUNCIL VICE PRESIDENT UPDEGRAVE – Wished everyone a good evening.

COUNCIL PRESIDENT BRESSI – Thanked everyone for coming out and thanked Council for their personal comments. We did have an Executive Session with the Rent Control Leveling Board, which was a very productive meeting. Welcomed Dennis Kelly who has joined Gilmore & Monahan.

APPROVE EXECUTIVE SESSION MEETING MINUTES: April 10, 2012

MOTION BY: RIVERE
SECONDED BY: MARTIN
YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

ORDINANCES, SECOND READING:

ORDINANCE: 10-12
TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE DEDICATION OF THE TOWNSHIP’S INTEREST IN BLOCK NO. 18902, LOT NO. 22.03 TO THE COUNTY OF OCEAN IN ORDER TO FACILITATE THE OPEN SPACE FUND/NATURAL LANDS TRUST PROGRAM

PUBLIC HEARING OPENED:
NO ONE CAME FORWARD.

ATTORNEY CIPRIANI – Wanted to clarify Ordinance 10-12, the date to which the Township acquired its interest be changed from November 21, 2001 to November 21, 2007.

**MOTION TO CLOSE PUBLIC HEARING ON ORDINANCE 10-12 BY: MARTIN
MOTION SECONDED BY: RIVERE**

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

**MOTION TO APPROVE ORDINANCE 10-12 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 10-12

WHEREAS, on November 21, 2007 Diamond Developers of NJ, Inc., conveyed a Conservation Easement in the property located at Block 18902 Lot 22.03 to the Township of Jackson; and

WHEREAS, the Township has determined that it is in the best interest of the Township to convey its interest in Block 18902 Lot 22.03 to the County of Ocean to facilitate the Open Space Fund/Natural Lands Trust Program; and

WHEREAS, the Township therefore desires to transfer its conservation easement over Block No. 18902, Lot No. 22.03 to the County of Ocean as described in the metes and bounds description attached hereto and incorporated herein as Schedule A; and

WHEREAS, authority exists for the Township to dedicate said interest in property pursuant to N.J.S.A. 40:37A-76.

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

SECTION 1. That the Township is authorized under N.J.S.A. 40:37A-76 to dedicate certain property interests owned by the Township to the County of Ocean to facilitate the Open Space Fund/Natural Lands Trust Program.

SECTION 2. The Mayor and Township Clerk are hereby authorized to execute and attest to, respectively, any and all documents to facilitate the transfer of title in forms acceptable to the Township Attorney.

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

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

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

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **March 27, 2012**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **10th day of April, 2012**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

ORDINANCE: 12-12

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF THE FEE SIMPLE INTEREST IN LAND OWNED BY HOVBILT INC.

ATTORNEY CIPRIANI - Wanted to note the changes requested by Council Members, especially Mr. Kafton. Hovbilt will be all open space. The Township is paying 20% of cost, we will get from Trust of Public Lands the wetland pieces to the County and the State, and we will receive viable uplands, the rest will remain deed restricted for passive recreation. I don't have the description, but all of these transfers will happen simultaneously and referred to a. The language regarding viable uplands will be added to section 4 & section 3 transferred will be done simultaneously. She also noted that these changes are minor and do not effect the original publication on this ordinance.

PUBLIC HEARING OPENED:

PETER GRZELAK – 3 ABE'S WAY – Asked Ms. Cipriani how much of that is uplands? Ms. Cipriani stated 20% of the total; she didn't have the answer for acreage. He asked Mr. Bressi if the \$400,000 out of Open Trust Fund is money we already had and he answered yes.

RAY CATTONAR – 11 FORDHAM ROAD – Asked to view a detailed site plan. Ms. Cipriani stated there is no site plan, but we have a survey known as Section 5 from Hovbilt. He would like to view it before the second reading. Ms. Cipriani explained this is information the Council has had, it's a rough description. Mr. Bressi stated it was subdivided by the Planning Board Meeting 6 weeks ago and we are getting uplands for passive recreation and the State & County is getting the wetlands. Ms. Cipriani presented him with a copy of the sketch. Ms. Rivere stated if its not uplands than its null and void.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – What is the current balance of the Open Trust Fund on an annual basis? Mr. Mr. Torres stated close to a million. Mr. Mayerowitz asked how much are we draining? Mr. Martin stated \$600,000 and Mr. Torres would confirm those numbers.

SEAN GIBLIN – 515 SO. COOKS BRIDGE ROAD – Did not agree with Mr. Martin, it appears \$1.368 million was collected in 2011 and the balance \$2.28 million.

**MOTION TO CLOSE PUBLIC HEARING ON ORDINANCE 12-12 BY: KAFTON
MOTION SECONDED BY: MARTIN
YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI**

COUNCILMAN KAFTON – At the last meeting I was against this ordinance, because we were unclear about getting uplands or wetlands. According to the ordinance, the land was all being turning back to the County and the State, and the Township would not have gotten anything while putting out \$400,000. I spoke with Attorney & Council; the ordinance does state the Township will be putting out \$400,000 from Open Space Trust Fund. The Township will receive 80 acres of viable uplands. I would not vote yes if those items were not listed in the Ordinance. It will state \$400,000 from our Open Trust Funds for viable uplands, so some time in the future if the Township wants to use it for recreational purposes, we have that ability. I am in support of that and have always supported purchasing open space and stopping housing development. For those purposes, I am voting yes. He asked Ms. Cipriani what if we get to the closing table and every thing is not correct, can we pull out? She replied it's null and void.

**MOTION TO APPROVE ORDINANCE 12-12 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 12-12

WHEREAS, Hovbilt, Inc. is the owner of land consisting of 260.66 acres, Township of Jackson, County of Ocean, State of New Jersey, identified in two parts identified herein as the "Eastern Assemblage" and the "Western Assemblage." The Eastern Assemblage consists of approximately 203.41 acres on Block 10401, Lot 5 (portions of former Block 6, Lot 4.04), Block 11201, Lots 8 and 10 (portions of former Block 7, Lot 13), and the Western Assemblage consists of approximately 57.25 acres on Block 17802, Lot 57 (portions of former Block 7, Lots 35, 47, 48, 49, and Part of Lot 28.01); and

WHEREAS, pursuant to N.J.S.A. 40A:12-4 the Township Council of the Township of Jackson has determined that it is in the best interests of the Township to acquire a 46% undivided fee interest in the land in the Western Assemblage and a 47% undivided fee interest in the land in the Eastern Assemblage in said Property at the purchase price of \$2,000,000.00, of which Jackson Township contributes 20%, or \$400,000.00 in local open space trust fund monies; and

WHEREAS, Hovbilt Inc. has agreed to convey the fee simple interest in said lands to the Township of Jackson, the State of New Jersey and the County of Ocean in accordance with the terms of the Agreement for Purchase for the Barnegat Bay Greenway project; and

WHEREAS, the Township of Jackson as well as the State of New Jersey and the County of Ocean have agreed to purchase the subject property in concert with the Green Acres program in order to ensure protection of the significant environmental and open space attributes of the subject property.

WHEREAS, the Chief Financial Officer of the Township of Jackson has determined that there are sufficient funds available to acquire said interests in the aforementioned properties; and

WHEREAS, following the purchase, the Township of Jackson wishes to authorize the future transfer of the aforementioned lots to the County of Ocean and the State of New Jersey as well as the acceptance of viable upland property appropriate for active recreational use, from the Trust for Public Land in compliance with the terms of the Agreement for Purchase and the Green Acres program.

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 Council hereby authorizes and approves the acquisition for the purchase price of \$2,000,000.00, of which Jackson Township contributes 20% or \$400,000.00 from Hovbilt, Inc. of a 46% undivided fee interest in the land in the Western Assemblage and a 47% undivided fee interest in the land in the Eastern Assemblage of certain real property known as a part of Block 10401, Lot 5 (formerly Block 6, Lot 4.04), Block 11201, Lots 8 and 10 (formerly portions of Block 7, Lot 13), and Block 17802, Lot 57 (portions of former Block 7, Lots 35, 47, 48, 49, and Part of Lot 28.01).

SECTION 2. The Mayor and Township Clerk are hereby authorized and directed to execute any and all such documents providing for the Township's purchase of interest in the Property and to undertake any and all such acts as may be necessary to effectuate the terms hereof, subject to the Township Attorney's approval of the form and substance of said documents.

SECTION 3. The Mayor and Township Clerk are hereby authorized and directed to execute any and all such documents providing for the subsequent transfer of the Township’s interest in the Property to take place simultaneously with the acceptance of property from the Trust for Public Lands as described in Section 4. below, and to undertake any and all such acts as may be necessary to effectuate the terms hereof, subject to the Township Attorney’s approval of the form and substance of said documents.

SECTION 4. The Mayor and Township Clerk are hereby authorized and directed to execute any and all such documents providing for the subsequent acceptance of viable upland property appropriate for active recreational use from the Trust for Public Lands and to undertake any and all such acts as may be necessary to effectuate the terms hereof, subject to the Township Attorney’s approval of the form and substance of said documents.

SECTION 5. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 6. This ordinance shall take effect immediately upon its passage and publication as required by law.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 27th day of March, 2012, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 10th day of April, 2012 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Ann Marie Eden
Township of Jackson

ORDINANCES, FIRST READING

ORDINANCE: 14-12
TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY TO APPROVE, ADOPT AND ENACT THE RENUMBERING OF THE CODIFIED

ORDINANCES, PROVIDING FOR THE CONTINUATION OF PREVIOUS PROVISIONS AND RENUMBERING THEREOF

**MOTION TO APPROVE ORDINANCE 14-12 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON MAY 8, 2012 BY: RIVERE
MOTION SECONDED BY: MARTIN
YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI**

ORDINANCE 14-12

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

1-18. Approval, adoption and enactment of Code.

The ordinances of the Township of Jackson of a general and permanent nature adopted by the Township Council of the Township of Jackson, as revised, codified and consolidated into chapters and sections by General Code, as set forth in the Derivation Table included at the end of the Code, and as renumbered to consist of Chapters 1 through 443, together with an Appendix, are hereby approved, adopted, ordained and enacted as the "Code of the Township of Jackson," hereafter known and referred to as the "Code."

1-19. Nonsubstantive changes in previously adopted legislation.

In compiling and preparing the ordinances and 1972 Code for publication as the 2012 Code of the Township of Jackson, no changes in the meaning or intent of such legislation have been made. Certain grammatical changes and other minor nonsubstantive changes were made in one or more of said pieces of legislation. Chapters, articles and sections have been renumbered pursuant to the Derivation Table included at the end of the Code, including all internal references and cross-references. It is the intention of the Township Council of the Township of Jackson that all such changes be adopted as part of the Code as if the ordinances had been previously formally amended to read as such.

1-20. Continuation of provisions.

- A. The provisions of this Code, insofar as they are substantively the same as those of ordinances and the 1972 Code in force immediately prior to the enactment of this Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Township Council of the Township of Jackson, and it is the intention of said Township Council that each such provision contained within the Code is hereby reaffirmed as it appears in said Code.
- B. For purposes of transition from the 1972 Code to this Code, any reference to a chapter or section number from the 1972 Code on or in any form, license, permit, ticket or other Township document shall be deemed to refer to the corresponding chapter or section in this Code until such form, license, permit, ticket or other Township document is revised or reprinted to refer to the numbering in this Code.

1-21. When effective.

This ordinance shall take effect immediately upon passage and publication according to 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 **April 24, 2012**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **8th day of May, 2012**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

ORDINANCE: 15-12

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY TO APPROVE, ADOPT AND ENACT THE RENUMBERING OF ORDINANCES OF THE BOARD OF HEALTH, PROVIDING FOR THE CONTINUATION OF PREVIOUS PROVISIONS AND RENUMBERING THEREOF

DISCUSSION: Mr. Kafton asked if we really have a Board of Health Department? Township Clerk Eden explained a committee was formed, but the Township did create the Board of Health, which is comprised of Committee Members. Even though we had a change in form of government, this is still the books and is part of the re-codification and renumbering. Once we go into a true re-codification where all reference to Committee would be amended to read Council, then that would be removed. Because it exists, general code brought that forth for its amendment in addition to Ordinance 14-12.

MOTION TO APPROVE ORDINANCE 15-12 ON FIRST READING, ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON MAY 8, 2012 BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

ORDINANCE 15-12

BE IT ORDAINED and enacted by the Board of Health of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

450-14. Approval, Adoption and enactment of Code.

The ordinances of the Board of Health of the Township of Jackson of a general and permanent nature adopted by the Board of Health of the Township of Jackson, as revised, codified and consolidated into chapters and sections by General Code, as set forth in the Derivation Table included at the end of the Code, and as renumbered to consist of Chapters 450 through 505, are hereby approved, adopted, ordained and enacted as Part III of the “Code of the Township of Jackson,” hereafter known and referred to as the “Code.”

450-15. Nonsubstantive changes in previously adopted legislation.

In compiling and preparing the ordinances and 1972 Code for publication as the 2012 Code of the Township of Jackson, no changes in the meaning or intent of such legislation have been made. Certain grammatical changes and other minor nonsubstantive changes were made in one or more of said pieces of legislation. Chapters, articles and sections have been renumbered pursuant to the Derivation Table included at the end of the Code, including all internal references and cross-references. It is the intention of the Board of Health of the Township of Jackson that all such changes be adopted as part of the Code as if the ordinances had been previously formally amended to read as such.

450-16. Continuation of provisions.

- B. The provisions of Part III of this Code, insofar as they are substantively the same as those of ordinances and the 1972 Code in force immediately prior to the enactment of this Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Board of Health of the Township of Jackson, and it is the intention of said Board of Health that each such provision contained within Part III of the Code is hereby reaffirmed as it appears in said Code.
- B. For purposes of transition from the 1972 Code to this Code, any reference to a chapter or section number from the 1972 Code on or in any form, license, permit, ticket or other Township document shall be deemed to refer to the corresponding chapter or section in this Code until such form, license, permit, ticket or other Township document is revised or reprinted to refer to the numbering in this Code.

1-22. When effective.

This ordinance shall take effect immediately upon passage and publication according to 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 **April 24, 2012**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **8th day of May, 2012**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

ANN MARIE EDEN, RMC
Township Clerk, Township of Jackson

Township Clerk Eden announced that 159R-12, which is a person-to-person transfer of plenary retail alcoholic beverage distribution license No. 1511-44-006-009 has been removed from the agenda and no action is required.

PUBLIC COMMENT OPENED, RESOLUTIONS ONLY

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE - 174R-12, a recommendation that we ask for 2 quotes, 1 weekly & 1 bi-weekly to see what the cost savings are from weekly to bi-weekly. The Council agreed, as that’s what was done last time.

MOTION TO CLOSE COMMENT HEARING, RESOLUTIONS ONLY BY: MARTIN

MOTION SECONDED BY: RIVERE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

RESOLUTION 160R-12

TITLE: AUTHORIZE PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL ALCOHOLIC BEVERAGE CONSUMPTION LICENSE NO. 1511-33-004-010 FOR SIX FLAGS GREAT ADVENTURE LLC.

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, application has been made by Six Flags Great Adventure LLC as holder of Plenary Retail Alcoholic Beverage Consumption License No. 1511-33-004-010 for a place-to-place transfer for one location within the licensed premises, i.e., Location #12, Papa Johns HBO Beer Garden to Main Street Pub; and

WHEREAS, written consent to such transfer signed by the present holder of the license has been made and filed with the Township Clerk and the applicant has paid the required transfer fees to both the Division of Alcoholic Beverage Control and the Township of Jackson; and

WHEREAS, the Jackson Township Police Department conducted the required investigations and confirmed that nothing was revealed that would prohibit the transfer of Location #12 of said license; and

WHEREAS, the applicant is qualified to be licensed according to all rules and regulations established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, a Notice of Transfer in compliance with N.J.A.C. 13:2-7.4 has been published in the Asbury Park Press, a newspaper published and circulated in the Township on April 11, 2012 and April 18, 2012; and

WHEREAS, the applicant has submitted proof of publication in connection with this transfer; and

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

DATED: 4-24-12

RESOLUTION 172R-12

TITLE: AUTHORIZE 2012 EMERGENCY TEMPORARY APPROPRIATIONS #2

MOTION TO APPROVE BY: MARTIN

MOTION SECONDED BY: RIVERE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, in accordance with the provisions of N.J.S.A. 40A:4-20 entitled, **EMERGENCY TEMPORARY APPROPRIATIONS**; in addition to temporary appropriations necessary for the period prior to the adoption of the budget and

regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year. The amount of such emergency temporary appropriations shall be included under the correct headings in the budget as adopted. If they are adopted after the introduction and approval of the budget and were not included in the budget as approved, they shall be included by amendment in the budget as adopted, except that no public advertisement or public hearings shall be required as to their adoption as amendments. A copy of each resolution making such emergency temporary appropriations shall be filed forthwith with the director.

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

The following annexed 2012 Emergency Temporary Appropriations of \$2,795,251.69 in addition to any previously approved emergencies cumulatively totaling \$7,137,674.43, is hereby made in compliance with the above referenced statute. Combined 2012 temporary (N.J.S.A. 40A:4-10) and Emergency Temporary (N.J.S.A. 40A:4-20) Appropriations aggregate to \$15,930,438.03.

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

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

DATED: 4-24-12

Reso 172R-12
1 of 6

2011 BUDGET SUMMARY, 2012 TEMPORARY APPROPRIATIONS													
	Adopted	ADD (DEDUCT)	Amended	Add/Deduct	Add/Deduct	Add/Deduct	Add/Deduct	Amended	TEMPORARY	BUDGET	Emerg. Temp. #1	Emerg. Temp. #2	TOTAL TEMP
	2011	Amendments	2011	Transfers #1	Transfers #2	Transfers #3	Transfers #4	Budget	BUDGET	%	11/20/11	11/18/11	WTR
	Budget	Chp 189	Budget	1109111	1114111	1120111	1227111	12010211	11/112-313/112	%	09/27/2012	04/24/2012	EMERGENCY'S
Operations with "CAPS"													
GENERAL GOVERNMENT													
20-100 General Administration													
Salaries and Wages	161,283.11		161,283.11		3,344.82			1,000.00	165,827.83	43,101.85	0.2750	11,500.00	13,887.57
Other Expenses	39,325.00		39,325.00					(16,000.00)	23,295.00	19,216.31	0.2828	0.00	68,489.42
													20,000.00
													39,216.21
20-102 Purchasing													
Salaries and Wages	50,328.26		50,328.26			915.14			51,243.40	17,323.08	0.2750	200.00	4,225.64
Other Expenses	19,813.00		19,813.00					(3,000.00)	16,813.00	2,883.50	0.2850	0.00	200.00
													6,000.00
													21,746.72
20-104 Human Resources													
Salaries and Wages	88,873.57		88,873.57		4,116.92				102,990.49	29,750.00	0.2750	4,500.00	9,434.27
Other Expenses	8,490.00		8,490.00						9,330.00	3,825.00	0.4500	0.00	3,825.00
													43,034.27
													3,825.00
20-110 Township Body - Township Council													
Salaries and Wages	43,892.04		43,892.04						43,892.04	14,749.00	0.2750	3,700.00	16,180.00
Other Expenses	1,450.00		1,450.00						1,450.00	380.63	0.2625	0.00	380.63
													400.00
													2,114.28
20-112 Township Body - Mayor													
Salaries and Wages	100.00		100.00						100.00	0.00	0.0000	0.00	0.00
Other Expenses	6,150.00		6,150.00						6,150.00	1,614.38	0.2625	200.00	2,014.28
													400.00
20-120 Municipal Clerk													
Salaries and Wages	186,574.26		186,574.26		9,108.62				195,679.88	57,180.20	0.2750	11,000.00	18,186.20
Other Expenses	40,075.00		40,075.00						40,075.00	10,519.69	0.2625	0.00	8,365.40
													13,619.69
20-122 Elections													
Salaries and Wages	5,400.00		5,400.00						5,400.00	1,417.50	0.2625	0.00	1,417.50
Other Expenses	49,000.00		49,000.00						49,000.00	5,260.00	0.2625	0.00	5,260.00
													0.00
20-160 Financial Administration													
Salaries and Wages	325,256.40		325,256.40		14,584.03				339,838.43	52,187.06	0.2750	21,500.00	27,888.13
Other Expenses	41,156.00		41,156.00						41,156.00	16,462.40	0.4000	0.00	14,642.40
													141,645.89
													16,462.40
20-128 Audit-Other Expenses													
Salaries and Wages	40,000.00		40,000.00						40,000.00	10,500.00	0.2625	0.00	10,500.00
Other Expenses	46,683.17		46,683.17		3,664.38				50,247.55	14,120.95	0.2750	4,000.00	4,553.30
													1,000.00
													22,602.60
20-145 Collection of Taxes													
Salaries and Wages	247,556.84		247,556.84		9,886.14				257,416.98	74,637.75	0.2750	19,000.00	21,766.60
Other Expenses	35,270.00		35,270.00						35,270.00	11,286.60	0.3200	0.00	3,000.00
													115,424.25
													13,286.40
20-160 Assessment of Taxes													
Salaries and Wages	278,386.14		278,386.14						278,386.14	70,975.38	0.2750	10,500.00	17,891.63
Other Expenses	16,213.00		16,213.00						16,213.00	4,253.91	0.2625	0.00	1,000.00
													89,324.91
													5,255.91
20-165 Legal Services													
Salaries and Wages	480,000.00		480,000.00						480,000.00	508,000.00	153,350.00	0.2825	27,000.00
Other Expenses													25,000.00
													185,350.00
20-168 Engineering Services													
Salaries and Wages	151,032.38		151,032.38		6,866.71				157,899.09	46,941.78	0.2750	11,000.00	18,453.56
Other Expenses	138,700.00		138,700.00						138,700.00	36,406.75	0.2625	10,000.00	5,400.00
													51,458.75
20-170 Industrial Commission-Economic Development													
Salaries and Wages	0.00		0.00						0.00	200.00	0.2000	0.00	200.00
Other Expenses	1,000.00		1,000.00						1,000.00	200.00	0.2000	0.00	200.00

Reso 173R-12
6 of 6

2011 BUDGET SUMMARY, 2012 TEMPORARY APPROPRIATIONS													
	Adopted 2011 Budget	ADD (DEDUCT) Amendments Chp 189	Amended 2011 Budget	Add/Deduct Transfers #1 11/01/11	Add/Deduct Transfers #2 11/14/11	Add/Deduct Transfers #3 11/28/11	Add/Deduct Transfers #4 12/07/11	Amended Budget 12/01/2011	TEMPORARY BUDGET 11/12-30/112	BUDGET %	Emerg. Temp. #1 11/24 03/27/2012	Emerg. Temp. #2 11/24 04/24/12	TOTAL TEMP WITH EMERGENCY'S
Special Projects-Concepts											750.00	0.00	750.00
Special Projects-Concepts-Match											750.00	0.00	750.00
Information Assistance Grant-Senior Center													
41-282 Other	17,210.00		17,210.00										
Other Expenses	500.00		500.00										
42-203 Intermun. Serv. (Jackson, NJ)	5,000.00		5,000.00										
44-001 Capital Improvement Fund	50,000.00		50,000.00										
44-240 Bond Principal	2,805,000.00		2,805,000.00										
44-240 Bond Interest	909,517.50		909,517.50										
44-244 Special Emson Master Plan 4 Years	163,329.52		163,329.52										
44-277 Special Emson Modification of Ordinances	0.00		0.00										
APPROPRIATION OUTSIDE CAPS	4,873,484.96	38,600.00	4,812,284.96	0.00	0.00	0.00	0.00	4,812,284.96	187,834.68		84,471.74	0.00	172,306.42
SUBTOTAL	36,186,178.89	38,600.00	36,224,778.89	0.00	0.00	0.00	0.00	36,224,778.89	6,762,762.66		4,341,422.74	2,786,261.69	15,930,438.23
Reserve for Unallocated Funds	2,528,850.00		2,528,850.00					2,528,850.00	0.00		0.00	0.00	0.00
TOTAL GENERAL APPROPRIATIONS	38,715,028.89	38,600.00	38,753,628.89	0.00	0.00	0.00	0.00	38,753,628.89	6,762,762.66		4,341,422.74	2,786,261.69	15,930,438.23
NOTE-Grant Appropriations Subject to Regulatory Agency Final Approvals													
*Note-Capities based on actual with some adjustments for seasonal issues													

RESOLUTION 173R-12

TITLE: AUTHORIZE CONTRACT RENEWAL FOR AN ADDITIONAL SIX MONTH PERIOD FOR BI-WEEKLY RESIDENTIAL CURBSIDE RECYCLING COLLECTION TO CENTRAL JERSEY WASTE & RECYCLING, INC. IN THE AMOUNT OF \$294,890.00

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, Jackson Township previously awarded a contract to Central Jersey Waste & Recycling for Bi-Weekly Residential Curbside Recycling Collection for CY 2011; and

WHEREAS, the Township of Jackson renewed this contract for an additional six (6) month period commencing January 1, 2012 through June 30, 2012 with the option to renew for an additional six month period; and

WHEREAS, the Township of Jackson is desirous to renew this contract with Central Jersey Waste and Recycling for an additional six (6) month period pursuant to the terms of the original contract agreement in an amount not to exceed \$294,890.00 as indicated on the original bid "Proposal Form B", Item #2, six month renewal option.

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

1. That the governing body does hereby award a contract for an additional six-month period for Bi-Weekly Residential Curbside Recycling Collection to Central Jersey Waste & Recycling, Inc., in an amount not to exceed \$294,890.00 as indicated on original bid "Proposal Form B".

2. That the Mayor and the Township Clerk are hereby authorized to execute a contract with Central Jersey Waste & Recycling, Inc., in accordance with the bid submitted by Central Jersey Waste & Recycling, Inc.

3. That the contract shall be an open-ended contract with funds being encumbered contingent upon the availability of funds in the budget year. No purchases and/or services shall be placed and/or rendered under the contract until the Chief Financial Officer has certified the availability of funds for such purchases and/or services.

4. That the contract term shall be for an additional six-month period commencing July 1, 2012 through December 31, 2012.

5. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to the Chief Financial Officer and Central Jersey Waste & Recycling, Inc.

CERTIFICATE OF AVAILABILITY OF FUNDS

I, Sharon Pinkava, Chief Financial Officer for the Township of Jackson, do hereby certify that sufficient funding will exist for this purpose upon the adoption of the 2012 Municipal Operating Budget.

Sharon Pinkava
 Chief Financial Officer,
 Jackson Township

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

DATED: 4-24-12

RESOLUTION 176R-12

TITLE: REJECT ALL BIDS RECEIVED FOR THE PROJECT ENTITLED “IMPROVEMENTS TO PATTERSON ROAD” AND AUTHORIZE THE RE-ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR SAME

MOTION TO APPROVE BY: MARTIN

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

DISCUSSION: Council Members discussed the reasons for re-bid were because the bids came in listing the MUA separate from the Township and the costs were above the MUA’s estimates and their Engineers recommendations. So now its being re-bid to come out with either or.

WHEREAS, Jackson Township previously advertised for the receipt of bids on April 17, 2012 at 11:00 a.m. for the project known as “Improvements to Patterson Road”; and

WHEREAS, at the time and place for the receipt of bids, the following bids were submitted for this proposed work:

<u>Bidder</u>	<u>Base Bid</u>
Earle Asphalt	\$758,713.12
DCS Construction	\$762,000.35
Cardinal Contracting	\$799,291.00
L & L Paving	\$800,673.00
Lucas Brothers	\$803,853.39
Bil-Jim Construction	\$823,899.51
Meco, Inc.	\$855,383.13
Lucas Construction	\$869,132.85
DeFino Contracting	\$876,159.00
CJ Hesse	\$898,996.95
Eagle Paving Corporation	\$899,416.30
Mathis Construction	\$908,439.60

S. Brothers \$918,788.25

and;

WHEREAS, pursuant to N.J.S.A. 40A:11-6.1, any purchases, contracts or agreements which require public advertisement for bids shall be awarded to the lowest responsible bidder; and

WHEREAS, Daniel Burke, P.E., Township Engineer, has reviewed all bids submitted and is requesting rejection as outlined in his correspondence dated April 19, 2012 and;

WHEREAS, included within the Township’s bid specifications were items requested by the Jackson Township Municipal Utilities Authority for the extension of a water main within the Township’s project limits. The bids received for the portion of the Jackson Township Municipal Utilities Authority exceeded their Engineer’s estimate for that portion of the work.

WHEREAS, Daniel Burke is recommending the Township Council reject all bids received and authorize modification to the bid specifications to include Jackson Township Municipal Utilities Authority portion of the work as an “alternate” and re-advertise and accept of bids for same; and

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

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

1. All bids received for the project known as “Improvements to Patterson Road” are hereby rejected.
2. Daniel Burke, P.E., Township Engineer, is hereby authorized to re-advertise and accept bids for same.
3. Copies of this resolution to Township Administrator, Daniel Burke, P.E., Township Engineer, Chief Financial Officer, Purchasing Department, and any other interested parties.

DATED: 4-24-12

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

BILLS AND CLAIMS:

MOTION TO APPROVE BILLS AND CLAIMS BY: MARTIN

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

NO: KAFTON (NO ONE ALL PROFESSIONALS EXCEPT YES ON REMINGTON & VERNICK)

ABSTAIN: MARTIN (RC SHEA), UPDEGRAVE (WINDING WAYS)

CHECK#	VENDOR	AMOUNT
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JACKSON TOWNSHIP
Check Register By Check Date

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Range of Checking Accts: First to Last Range of Check Dates: 04/24/12 to 04/24/12
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CAPITAL					
61353	04/24/12	CLA03 RALPH CLAYTON & SONS MATERIALS	3,354.00		4153
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	Checks:	1	0	3,354.00	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	1	0	3,354.00	0.00
CURRENT					
86528	04/24/12	ACM01 A.C. MOORE, INC.	224.60		4153
86529	04/24/12	AIR01 AIR BRAKE & EQUIPMENT INC.	299.27		4153
86530	04/24/12	AME28 AMERICAN UNIFORM & SUPPLY	1,048.76		4153
86531	04/24/12	AMP03 AMPCO ELECTRICAL, INC.	1,194.51		4153
86532	04/24/12	ARR01 ARROW LOCKSMITH & SECURITY INC	120.50		4153
86533	04/24/12	ASB01 ASBURY PARK PRESS, INC.	357.00		4153
86534	04/24/12	BCMC BCMCAA	380.00		4153
86535	04/24/12	BOR08 PAUL & GEORGEANNE BOROWSKI	101.00		4153
86536	04/24/12	BOV01 ANTHONY & STEPHANIE BOVE	8,662.59		4153
86537	04/24/12	BRI15 BRICK NAPA, LLC	753.93		4153
86538	04/24/12	CHO2 C&H AUTOS	170.00		4153
86539	04/24/12	COR35 CORONATO, BRADY & KUNZ, P.C.	3,333.33		4153
86540	04/24/12	DIA13 DIAMOND COMMUNICATIONS, LLC	4,288.31		4153
86541	04/24/12	DOW01 DOWNS FORD, INCORPORATED	1,422.76		4153
86542	04/24/12	EDW04 EDWARDS TIRE COMPANY, INC.	4,505.90		4153
86543	04/24/12	FAZ02 JOSEPH FAZZIO - WALL, LLC	48.42		4153
86544	04/24/12	FLE15 FLEETSOURCE, LLC	29.41		4153
86545	04/24/12	FRE10 FRENCH & PARRELLO ASSOC., P.A.	6,030.41		4153
86546	04/24/12	GEN01 GENERAL CODE LLC	10,173.00		4153
86547	04/24/12	GER12 GERTNER MANDEL & PESLAK	150.00		4153
86548	04/24/12	GIL02 GILMORE & MONAHAN, P.A.	0.00	04/24/12 VOID	0
86549	04/24/12	GIL02 GILMORE & MONAHAN, P.A.	0.00	04/24/12 VOID	0
86550	04/24/12	GIL02 GILMORE & MONAHAN, P.A.	28,324.30		4153
86551	04/24/12	IKO01 IKON OFFICE SOLUTIONS, INC.	0.00	04/24/12 VOID	0
86552	04/24/12	IKO01 IKON OFFICE SOLUTIONS, INC.	2,359.39		4153
86553	04/24/12	IND01 INDUSTRIAL WELDING SUPPLY INC.	170.44		4153
86554	04/24/12	JAC12 JACKSON TWP. BOARD OF ED.	6,481,108.00		4153
86555	04/24/12	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	633,074.36		4153
86556	04/24/12	JAC98 DEVELOPERS FEES COAH	3,538.00		4153
86557	04/24/12	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	04/24/12 VOID	0
86558	04/24/12	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	04/24/12 VOID	0
86559	04/24/12	JCP01 JERSEY CENTRAL POWER & LIGHT	11,208.68		4153
86560	04/24/12	JOH15 JOHNNY ON THE SPOT	622.23		4153
86561	04/24/12	JOH23 JOHN DEERE LANDSCAPES	483.48		4153
86562	04/24/12	LOW01 LOWE'S COMPANIES, INC.	9.56		4153
86563	04/24/12	MON37 MONMOUTH TELECOM	1,256.78		4153
86564	04/24/12	MUN01 MUN. COURT ADMIN. ASSN. O.C.	200.00		4153
86565	04/24/12	NEO01 NEOPOST, INC.	432.61		4153
86566	04/24/12	NJE01 N.J.E.M. ASSOCIATION	75.00		4153

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CURRENT					
Continued					
86567	04/24/12	NJN03 NEW JERSEY NATURAL GAS	4,368.57		4153
86568	04/24/12	OCE05 OCEAN COUNTY RECYCLING	330.47		4153
86569	04/24/12	OCE07 OCEAN SOIL CONSERV.DISTR. N.J.	1,620.00		4153
86570	04/24/12	OFF06 OFFICE NEEDS	325.75		4153
86571	04/24/12	PAR28 PARDO'S TRUCK SERVICE PARTS	232.30		4153
86572	04/24/12	RAS05 FRED RASIEWICZ - PETTY CASH	64.23		4153
86573	04/24/12	REG03 STATE TOXICOLOGY LABORATORY	315.00		4153
86574	04/24/12	RUB05 RUBBERCYCLE	220.15		4153
86575	04/24/12	SH013 SHOPRITE/PERLMART, INC.	418.77		4153
86576	04/24/12	STA40 STATE TREASURER	150.00		4153
86577	04/24/12	TM01 T & M ASSOCIATES, INC.	10,057.50		4153
86578	04/24/12	TM02 T & M ASSOCIATES	432.99		4153
86579	04/24/12	TRE34 TREC-STATE OF NJ	1,000.00		4153
86580	04/24/12	UNI13 UNITED RENTALS(NO.AMERICA)INC	652.53		4153
86581	04/24/12	UNI20 UNITED STATES ELEVATOR, INC.	200.00		4153
86582	04/24/12	VER04 VERIZON	987.44		4153
86583	04/24/12	VER08 VERIZON WIRELESS	390.08		4153
86584	04/24/12	WAL02 WALTER R. EARLE CORPORATION	978.81		4153
86585	04/24/12	WBM01 W.B.MASON COMPANY	1,219.25		4153
86586	04/24/12	WES22 ARLENE WEST	7,373.04		4153
86587	04/24/12	WIN11 KELLY WINTHROP, LLC	288.00		4153
86588	04/24/12	WOR06 WORK'N GEAR	710.72		4153
Checking Account Totals					
		Paid	Void	Amount Paid	Amount Void
	Checks:	56	5	7,238,492.13	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	56	5	7,238,492.13	0.00
DEV FEES-COAH DEV FEES - COAH (NEW)					
187	04/24/12	TM02 T & M ASSOCIATES	2,052.00		4159
Checking Account Totals					
		Paid	Void	Amount Paid	Amount Void
	Checks:	1	0	2,052.00	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	1	0	2,052.00	0.00
DEVELOPERS-OF DEVELOPERS-OCEAN FIRST					
63503	04/24/12	CHE16 CHESTNUT ARBORICULTURAL &	37.50		4154
63504	04/24/12	CME01 CONSULTING & MUNICIPAL ENG LLP	0.00	04/24/12 VOID	0
63505	04/24/12	CME01 CONSULTING & MUNICIPAL ENG LLP	0.00	04/24/12 VOID	0
63506	04/24/12	CME01 CONSULTING & MUNICIPAL ENG LLP	1,980.00		4154
63507	04/24/12	DAS01 DASTI,MURPHY,MCGUCKIN PC	966.00		4154
63508	04/24/12	GER12 GERTNER MANDEL & PESLAK	411.24		4154
63509	04/24/12	INN02 INNOVATIVE ENGINEERING INC	0.00	04/24/12 VOID	0
63510	04/24/12	INN02 INNOVATIVE ENGINEERING INC	2,637.87		4154
63511	04/24/12	JAC08 JACKSON TOWNSHIP CURRENT FUND	1,456.50		4154
63512	04/24/12	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	8,880.00		4154
63513	04/24/12	OWE01 OWEN LITTLE & ASSOCIATES INC.	0.00	04/24/12 VOID	0

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
DEVELOPERS-OF DEVELOPERS-OCEAN FIRST Continued					
63514	04/24/12	OWE01 OWEN LITTLE & ASSOCIATES INC.	4,951.36		4154
63515	04/24/12	REM01 REMINGTON,VERNICK & VENA ENG.	2,511.00		4154
63516	04/24/12	TMO2 T & M ASSOCIATES	0.00	04/24/12 VOID	0
63517	04/24/12	TMO2 T & M ASSOCIATES	0.00	04/24/12 VOID	0
63518	04/24/12	TMO2 T & M ASSOCIATES	0.00	04/24/12 VOID	0
63519	04/24/12	TMO2 T & M ASSOCIATES	0.00	04/24/12 VOID	0
63520	04/24/12	TMO2 T & M ASSOCIATES	21,445.55		4154
63521	04/24/12	TMO3 T&M ASSOCIATES	69.00		4154
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 11	8	45,346.02	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 11	8	45,346.02	0.00
DOG DOG ACCOUNT - NEW					
515	04/24/12	JAC65 JACKSON TIMES	285.60		4158
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 1	0	285.60	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 1	0	285.60	0.00
GENERAL TRUST					
61122	04/24/12	MRD01 WILLIAM EVERSON	278.47		4156
61123	04/24/12	RCS02 R.C.SHEA & ASSOCIATES	2,000.00		4156
61124	04/24/12	RUT14 RUTGERS,THE STATE UNIVERSITY	260.00		4156
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 3	0	2,538.47	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 3	0	2,538.47	0.00
HANDICAPPED					
2050	04/24/12	ACM01 A.C. MOORE, INC.	48.30		4160
2051	04/24/12	BIS01 GRACE BISIGNANO	586.20		4160
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 2	0	634.50	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 2	0	634.50	0.00
PARKS REC					
63982	04/24/12	BAS10 PHILIP & SYLVIA BASKIN	44.00		4157
63983	04/24/12	COS01 COSTCO WHOLESALE 229	1,353.14		4157
63984	04/24/12	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	3,450.56		4157

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PARKS REC					
63985	04/24/12	SMO03 RYAN SMOCK	26.00		4157
63986	04/24/12	TRA36 MELISSA TRAINOR	65.00		4157
Continued					
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	
			Checks: 5	0	4,938.70
			Direct Deposit: 0	0	0.00
			Total: 5	0	4,938.70
Report Totals					
			<u>Paid</u>	<u>Void</u>	
			Checks: 80	13	7,297,641.42
			Direct Deposit: 0	0	0.00
			Total: 80	13	7,297,641.42

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Fund Description	Fund	Budget Total	Revenue Total
	1-01	13,490.17	0.00
	2-01	7,219,406.19	3,538.00
	C-04	3,354.00	0.00
	G-02	2,057.77	0.00
	T-12	2,538.47	0.00
	T-13	4,938.70	0.00
	T-14	634.50	0.00
	T-17	285.60	0.00
	T-20	<u>2,052.00</u>	<u>0.00</u>
Year Total:		10,449.27	0.00
Total of All Funds:		<u><u>7,248,757.40</u></u>	<u><u>3,538.00</u></u>

April 25, 2012
09:11 AMJACKSON TOWNSHIP
Check Register By Check Date

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Project Description	Project No.	Project Total
7200063949 TOLL/WESTLAKE/SEC4A	P30608	240.00
7200063980WESTLK SEC.2B INSP.	P30660	306.00
7200064040 JACKSON VALLEY	P30768	146.25
7200064049-WESTLAKE SEC 6B	P30787	270.00
AJ SKORA- CME TREE	P30868	180.00
7200064120 AJ SKORA	P30869	180.00
7200064127 FARMINGDALE	P30881	144.00
7200064181FOUR SEASONS MET	P30968	165.00
7200064197-TOLL BROS SEC 6E	P30987	66.00
7200064198-WESTLAKE SEC6F	P30988	204.00
7200064208-SOUTH KNOLLS/SEC1C	P31002	828.00
7200135438-PREMIER@WHISGROVE	P31170	789.00
7200135495 K HOV @ JCKS	P31180	33.00
7200135541 HAWKINS RIDGE	P31197	1,248.00
7200135560-SOUTH KNOLLS	P31205	2,103.00
7760145680 PARAMOUNT HOMES	P31354	261.00
7760145727-PARAMOUNT PROP GRP	P31386	1,563.00
7760145730-PARA CLASSICS@ROYAL	P31387	138.00
7760145857 CDR WHITEVILLE	P31452	69.00
CONCORD ESTATES	P31523	522.00
HOLLY TREE CT	P31637	168.76
JACKSON WOODS	P31682	5,881.10
DEER TRAIL	P31686	2,666.25
7200065093 CLEARING	TWPO0002	550.00
JF KIELY	TWPOE06	480.00
VERIZON-	TWPOE114	780.00
JCP&L PLANNED	TWPOE132	1,380.00

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JACKSON TOWNSHIP
Check Register By Check Date

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Project Description	Project No.	Project Total
D&D UTILITY	TWPOE16	390.00
CARUSO EXCAVATING CO INC	TWPOE163	1,950.00
JAFLO, INC	TWPOE166	960.00
ST ALOYSIUS	TWPOE24	540.00
NJNG	TWPOE46	840.00
JACMUNICIPAL UTILITY AUTHORITY	TWPOE68	480.00
LEWIS	TWPOE94	1,080.00
JT SUBDIVISION ACCT	TWPSD001	5,309.80
WEST PLEASSANT CPGT INC	Z31362	576.00
PINEWOOD ESTATES INC	Z31561	558.87
commercial site	Z31584	7,882.75
THEBANK PROJECT	Z31605	282.00
conven store & gas station	Z31652	765.00
11 HISTORY LANE	Z31681	1,026.00
28 COOKSBRIDGE RD	Z31687	111.24
495 W VETS HWY	Z31689	972.00
805 TOMS RIVER RD	Z31690	130.50
340 CHANDLER RD	Z31691	130.50
Total of All Projects:		<u>45,346.02</u>

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

RESOLUTION 156R-12

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

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

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

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

1. The Tax Collector is hereby authorized to make overpayment refunds in the amount shown and to the taxpayers, as appears on Schedule "A" which made apart hereof.

2. Copies of this Resolution to the Tax Collector.

**TOWNSHIP OF JACKSON
OVERPAYMENT REFUNDS**

Resolution 156R-12

April 24, 2012

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
104	25	West, Arlene	2010 – 2 nd	407.18
			2010 – 3 rd	974.67
			2010 – 4 th	974.67
			2011 – 1 st	942.33
			2011 – 2 nd	942.32
			2011 – 3 rd	1,064.28
			2011 – 4 th	1,064.28
			2012 – 1 st	1,003.31
5702	59	Borowski, Paul & Georgeanne	2009 – 3 rd	101.00
14801	32	Bove, Anthony & Stephanie	2010 – 2 nd	677.44
			2010 – 3 rd	1,115.31
			2010 – 4 th	1,115.31
			2011 – 1 st	1,083.11
			2011 – 2 nd	1,083.10
			2011 – 3 rd	1,218.71
			2011 – 4 th	1,218.70
			2012 – 1 st	<u>1,150.91</u>
			Total:	\$16,136.63

DATED: 4-24-12

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

RESOLUTION 157R-12

TITLE: APPROVE JACKSON TOWNSHIP COUNCIL BUDGET WORKSHOP MEETING MINUTES OF MARCH 21, 2012

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

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;

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

MARCH 21, 2012

2. Copies of this resolution to any interested parties.

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

DATED: 4-24-12

RESOLUTION 158R-12

TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF MARCH 27, 2012

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

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;

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

MARCH 27, 2012

2. Copies of this resolution to any interested parties.

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

DATED: 4-24-12

RESOLUTION 161R-12

TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO EILEEN GRAHN, t/a ARK KENNEL (BLOCK 23103, LOT 16)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the applicant, Eileen Grahn, t/a Ark Kennel, 460 Vath Street, Jackson, New Jersey, (Block 23103, Lot 16) has submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Eileen Grahn, t/a Ark Kennel, 460 Vath Street, Jackson, New Jersey, (Block 23013, Lot 16), a renewal of the kennel license commencing on February 1, 2012 and terminating January 31, 2013. The Township Clerk is also authorized to renew the license for CY 2011.
2. This license is issued subject to applicant’s continued compliance with conditions and requirements as follows:
 - A. Payment of all outstanding fees and taxes.
 - B. The applicant shall conform with all laws and regulations required by Chapter 51-25.
 - C. The applicant obtaining all other local, County and State permits.
3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Eileen Grahn, t/a Ark Kennel.

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

DATED: 4-24-12

RESOLUTION 162R-12

TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO RAMBLIN’ ACRES (BLOCK 20701, LOT 7 – 170 S. HOPE CHAPEL ROAD)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the applicant, Ramblin’ Acres, 170 So. Hope Chapel Road, Jackson, New Jersey (Block 20701, Lot 7) has submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Ramblin’ Acres, 170 So. Hope Chapel Road, Jackson, New Jersey, a renewal of the kennel license commencing on February 1, 2012 and terminating January 31, 2013. The Township Clerk is also authorized to issue a license for CY 2011 for this applicant.
2. This license is issued subject to applicant’s continued compliance with conditions and requirements as follows:
 - A. Payment of all outstanding fees and taxes.
 - B. The applicant shall conform with all laws & regulations required by Chapter 51-25.
 - C. The applicant obtaining all other local, County and State permits.

3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Ramblin' Acres.

DATED: 4-24-12

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

RESOLUTION 163R-12

TITLE: AUTHORIZE ISSUANCE OF A PET SHOP LICENSE TO DERRICK WILLIS, T/A PET HAVEN LLC, LOCATED AT 400 SOUTH NEW PROSPECT ROAD (BLOCK 7306, LOT 3) FOR CY 2012

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the applicant, Derrick Willis, has submitted an application for a license to operate a Pet Shop, Pet Haven LLC, at the premises located at 400 South New Prospect Road, Jackson, New Jersey pursuant to Chapter 73 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Derrick Willis, t/a Pet Haven LLC, 400 S. New Prospect Road, Jackson, New Jersey, a Pet Shop license commencing immediately and terminating on January 31, 2013.

2. This 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 shall conform with all laws & regulations required by Chapter 73.
- C. The applicant obtaining all other local, County and State permits.

3. That upon the adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Derrick Willis, Code Enforcement, Animal Control, and any other interested parties.

DATED: 4-24-12

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

RESOLUTION 164R-12

TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO JANET & LEONARD HARING, T/A SUNRISER KENNEL, (BLOCK 1004, LOT 7)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the applicant, Janet and Leonard Haring, t/a Sunriser Kennel, 811 Farmingdale Road, Jackson, New Jersey (Block 1004, Lot 7) has submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Janet and Leonard Haring, t/a Sunriser Kennel, 811 Farmingdale Road, Jackson, New Jersey, a renewal of the kennel license commencing on February 1, 2012 and terminating January 31, 2013. The Township Clerk is also authorized to renew the license for CY 2011.

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

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

3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Janet and Leonard Haring, t/a Sunriser Kennel.

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

DATED: 4-24-12

RESOLUTION 165R-12

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

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

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

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Northern Ocean County Animal Facility, 615 Freemont Avenue, Jackson, New Jersey, a renewal of the kennel license commencing on February 1, 2012 and terminating January 31, 2013.

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

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

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

DATED: 4-24-12

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

RESOLUTION 166R-12

TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO ALLSTAR KENNEL (BLOCK 2603, LOT 18 – 470 W. COMMODORE BLVD.)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the applicant, Allstar Kennel, 470 W. Commodore Blvd., Jackson, New Jersey (Block 2603, Lot 18) has submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Allstar Kennel, 470 W. Commodore Blvd., Jackson, New Jersey, a renewal of the kennel license commencing on February 1, 2012 and terminating January 31, 2013. The Township Clerk is also authorized to issue a license covering the CY 2011 licensing period.

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

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

3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Allstar Kennel.

DATED: 4-24-12

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

RESOLUTION 167R-12

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE OF A LETTER OF CREDIT DUE TO THE POSTING OF A REPLACEMENT PERFORMANCE BOND FOR HOLLY TREE ESTATES A.K.A. BLOCK 1 LOT 52.01

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, MLM Group, LLC has requested the release of a Letter of Credit #ACB024 issued by Central Jersey Bank, N.A. in the amount of \$46,954.24 pertaining to Holly Tree Estate, a.k.a. Block 1, Lot 52.01, Jackson Township; and

WHEREAS, the developers posted a replacement Performance Bond # 3890 issued by Bondex Insurance Company in the amount of \$46,954.24 for same; and

WHEREAS, Stephen Foran, Esq. of the firm Gilmore & has reviewed and approved the release of said Letter of Credit and acceptance of the Performance Bond in a letter report dated April 10, 2012, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Letter of Credit #ACB024 issued by Central Jersey Bank, N.A. in the amount of \$46,954.24 pertaining to Block 1, Lot 52.01, may and hereby is released and Performance Bond # 3890 issued by Bondex Insurance Company in the amount of \$46,954.24 for same is hereby accepted, on the condition that;

1. The applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.
2. Copies of this resolution to Administration, Finance, Applicant/Developer and Township Engineer.

WHEREAS, MLM Group, LLC has requested the release of a Letter of Credit #ACB024 issued by Central Jersey Bank, N.A. in the amount of \$46,954.24 pertaining to Holly Tree Estate, a.k.a. Block 1, Lot 52.01, Jackson Township; and

WHEREAS, the developers posted a replacement Performance Bond # 3890 issued by Bondex Insurance Company in the amount of \$46,954.24 for same; and

WHEREAS, Stephen Foran, Esq. of the firm Gilmore & has reviewed and approved the release of said Letter of Credit and acceptance of the Performance Bond in a letter report dated April 10, 2012, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Letter of Credit #ACB024 issued by Central Jersey Bank, N.A. in the amount of \$46,954.24 pertaining to Block 1, Lot 52.01, may and hereby is released and Performance Bond # 3890 issued by Bondex Insurance Company in the amount of \$46,954.24 for same is hereby accepted, on the condition that;

1. The applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.
2. Copies of this resolution to Administration, Finance, Applicant/Developer and Township Engineer.

DATED: 4-24-12

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

RESOLUTION 168R-12

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY CERTIFYING A SUBMISSION OF EXPENDITURE FOR TAXES PAID PURSUANT TO THE RECYCLING ENHANCEMENT ACT

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Township of Jackson that the Township of Jackson hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2011 in the amount of \$8,754.54. Documentation supporting this submission is available at Jackson Township Municipal Offices, 95 West Veterans Highway, Jackson, New Jersey 08527 and shall be maintained for no less than five years from this date.

That upon the adoption of this resolution, the Clerk is authorized and directed to forward a certified copy to Administration, Chief Financial Officer and any other interested parties.

REA Tax certified by: Patricia Wood, CRP
Title of official: RECYCLING COORDINATOR
Date:

DATED: 4-24-12

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

RESOLUTION 169R-12

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY CERTIFYING A SUBMISSION OF EXPENDITURE FOR TAXES PAID PURSUANT TO THE RECYCLING ENHANCEMENT ACT

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

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

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

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

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

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

1. That the Township Council hereby authorizes the Mayor and Clerk to execute a Municipal Alliance Agreement with the Ocean County Board of Health in order that the Township may receive \$26,539.00 for its Municipal Alliance Committee for CY 2012 in accordance with the terms of that agreement and all appropriate State and Federal Regulations.
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it along with the executed Municipal Alliance Agreement to the Ocean County Board of Health, Jackson Township Municipal Alliance Committee, Municipal Administrator, Chief Financial Officer, and any other interested parties.

DATED: 4-24-12

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

RESOLUTION 170R-12

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR ONE (1) CARDBOARD COMPACTOR FOR THE DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, the Director of Public Works is requesting the Township Council's approval to prepare, advertise and accept bids for one (1) Cardboard Compactor to be used for recycling purposes; and

WHEREAS, in accordance with New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), the advertisement and acceptance of bids is required; and

WHEREAS, it is now the desire of the Township Council to act upon the request of the Director of Public Works.

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the

preparation, advertisement and acceptance of bids for one (1) Cardboard Compactor for recycling purposes in accordance with New Jersey State Law.

A copy of this resolution shall be forwarded to the Township Administrator, Director of Public Works, Township Engineer, Purchasing Department and any other interested parties.

DATED: 4-24-12

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

RESOLUTION 171R-12

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND RECEIPT OF BIDS FOR SUPPLEMENTAL SNOWPLOWING SERVICES FOR A TWO (2) YEAR PERIOD COMMENCING JANUARY 1, 2013 THROUGH DECEMBER 31, 2014

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the Director of Public works has determined that there may be a need for supplemental snowplowing services for the removal of snow and ice from the Township streets, roads, parking areas and right of ways; and

WHEREAS, the Director of Public Works has requested that the Township Council authorize the preparation, advertisement and receipt of bids for a two (2) year period for supplemental snowplowing services.

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

1. That the Township Council does hereby authorize the preparation, advertisement and receipt of sealed bids for the CY 2013 and CY 2014 Supplemental Snowplowing Services.
2. That after the date and time for the receipt of sealed bids has been determined, a Notice to Bidders shall be advertised as prescribed by law.

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

DATED: 4-24-12

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

RESOLUTION 174R-12

TITLE: AUTHORIZE THE PREPARATION, ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR A SERVICE MAINTENANCE CONTRACT FOR WEEKLY & BI-WEEKLY COLLECTION OF CURBSIDE RECYCLING MATERIAL FOR A FOUR YEAR PERIOD WITH THE OPTION TO RENEW FOR AN ADDITIONAL ONE (1) YEAR PERIOD

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, the Director of Public Works has requested authorization to prepare specifications, advertise and accept bids for a service maintenance contract for the

collection of curbside recycling material for a four (4) year period with the option to renew for an additional one (1) year period; and

WHEREAS; the Township Council has approved the preparation of the bid specifications for and has determined that it will advertise for sealed bids for the Collection of Curbside Recycling Material for a four (4) year period commencing January 1, 2013 through December 31, 2016 with an option to renew for an additional one (1) year period; and

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 preparation of bid specifications, including drawings, plans, forms, etc. is hereby approved and will include alternate pricing for weekly and bi-weekly collection.
2. That after the date and time for the receipt of bids has been determined; the Township Clerk is hereby authorized to advertise for sealed bids for:

“COLLECTION OF CURBSIDE RECYCLING MATERIAL FOR A FOUR (4) YEAR PERIOD WITH THE OPTION TO RENEW FOR AN ADDITIONAL ONE (1) YEAR PERIOD”

3. Copies of this resolution to: Administration, Director of Public Works, Purchasing Department and any other interested parties.

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

DATED: 4-24-12

RESOLUTION 175R-12

TITLE: RESOLUTION APPROVING A DISABLED VETERAN EXEMPTION ON BLOCK 9501 LOT 8

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: MARTIN

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

WHEREAS, The Department of Veteran Affairs determined that Irvine Webb at 324 E Pleasant Grove Rd, Block 9501 Lot 8 had a service connected disability that was totally disabling effective 3/1/10, and has owned the above listed parcel since 9/16/99, and;

WHEREAS, the property owner has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 4/17/12, and;

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

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

1. The Tax Collector is directed to cancel taxes as follows:
 - 2010 - \$10,215.24
 - 2011 - \$12,674.30
 - 2012 - \$ 6,337.15 – 1st half 2012 taxes (until parcel is formally exempt)
2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2013 tax list.

Copy to: Collector, Assessor, Finance

DATED: 4-24-12

**ANN MARIE EDEN, RMC
MUNICIPAL CLERK**

DISCUSSION AGENDA:

1. ADMINISTRATOR MR. TORRES:

- A. We received a communication through the Township Engineer and he is requesting a close-out change order to the project known as Buckingham Emergency Culvert Replacement (decreasing the contract by -\$1,306.71). It is a total award \$178,009.29 and we are looking for approval. Mr. Bressi asked to have it ready for the next meeting.
- B. Create Recreation Advisory Board – The intent is to create a venue, which will consist of representatives appointed by Mayor with the advice and consent of Council for organizations that predominately utilize the Township facilities. This allows for monthly meetings where they would be allowed to discuss conditions needed and to meet their goals & objectives of these organizations during any given year. In addition to meeting dates for the calendar year, which will be agreed upon by a majority vote. I believe our legal department drafted this and I'm asking for your consideration.

Mr. Bressi wanted confirmation from the Recreation Representatives, Ms. Rivere & Mr. Martin, to look at it closely and advise him before the next meeting if they want it on the agenda. Ms. Rivere suggested they not deal with Recreation fees until the Council has input from the newly created Board. She suggested voting on Summer Camp and waiting for their input before changing anything else. Mr. Martin understood her concerns and explained that the only fees that went up were Summer Camp, Pickle Ball and Summer Basketball Camp.

Councilman Kafton asked Mr. Martin if they started charging the new fees? Mr. Martin replied no. He then asked what the urgency is for the Recreation fee increases since he did see it on tonight's agenda for 2nd reading? Mr. Martin explained Township Clerk Eden forwarded by e-mail the fees that he read into the record at their previous Council meeting (April 10th), he then passed that onto Ms. Zapata, who was out for an illness. Ms. Eden had a time deadline for advertisement and that date passed due to Ms. Zapata's absence. Mr. Kafton stated that meeting was 2 weeks prior and neither him nor the Council Members were given that document.

Ms. Eden explained the day after the April 10th meeting she prepared the Ordinance and forwarded it to everyone. I asked Mr. Martin to get back to me as I have a deadline for advertising. The copies did go out. Mr. Kafton asked Mr. Martin if the Recreation Department signed off on those fees? Mr. Martin replied yes but it was too late. Mr. Kafton stated it was handled poorly and is still being handled poorly. Ms. Rivere stated she had asked Mr. Martin previously why he was getting the fees and he had replied because I'm the Liaison for Recreation and Senior Services. She stated I am your Co-Chair and I wasn't involved at all. Mr. Bressi asked Mr. Martin to contact and keep Ms. Rivere included in all future Recreation and Senior Services matters. Mr. Bressi stated if its ready for next meeting, it will go up for 2nd reading. Mr. Bressi reminded Mr. Martin & Ms. Rivere to review the creation of the Recreation Advisory Board and provide their findings. We can than put on for May 8th agenda for discussion agenda.

- C. Support Assembly Bill A-2717 – In 2008, Public Law established a 4-year timetable for municipal housing trusts dollars to be committed for

expenditures or risk forfeiture to the State. Neither COAH or the DCA have provided the required guidance or certainties whereas these trust dollars should be used as intended to subsidize the costs for Municipalities of meeting their affordable housing obligations while ensuring the cost would not fall to the local taxpayers. Let it be resolved that the Council and Mayor supports the approval of A-2717. We are preparing in the event that this doesn't get approved to provide to the Court Master a spending plan to which we will re-appropriate over \$2 Million that we have in our Affordable Trust Fund right now. Mr. Bressi agreed that the Court Master concurs it looks good and feels we are not in jeopardy of losing our \$2 Million to hold any town to a year time frame when you can't get the information from COAH. We appear to be in very good shape. Mr. Bressi polled all Council Members and all are in support. A resolution will be prepared for the May 8th Council meeting.

2. COUNCIL VICE PRESIDENT UPDEGRAVE:

A. Resolution opposing S1451 (Open Public Meetings Act) and S1452 (Open Public Records Act) - The Council Members were forwarded an e-mail from the League of Municipalities regarding the Open Public Meetings Act and Open Public Records Act. The bills themselves are excellent, however, I did have a question regarding the attached Resolution. The League brought to our attention there are some stipulations within these bills. If there is any elected official or anyone who continues to be vocal in keeping litigation & legal fees down, then these bills, as they are currently drafted, need some sections looked into or changed.

We could write to the Counsel, there are several issues that mandates time consuming matters and has additional things that could go to litigation. For example, a confidential personnel matter that's being discussed, the employee gives the ok for their personnel matter to be discussed openly. In my opinion, if that personnel issue with employees consent does not clarify what specifically will be discussed in that matter; it could lead to possible embarrassment and they could change their mind. It will be a misunderstanding and at that point; they're rights may have been violated. I have a problem with it. This Council needs to discuss this freely for the audience to realize that open government transparency is very important but there are things within the bill we can ask to re-define to be more protected.

Mr. Martin stated we all want open and transparent government but we need to ask them to have it reshaped. It's the best way to go. Ms. Updegrave asked Ms. Cipriani if we have prior case law and make these changes, than do we have to reopen those prior cases. Ms. Cipriani stated for some issues there is a lot of concern; but the effective date of legislation would not be retroactive. Ms. Rivere suggested we write to them and explain our feelings without defeating it. Ms. Updegrave wanted to bring this to everyone's attention that we that we don't have enough money to cover certain aspects of the bill if it passes the way it's written. Mr. Bressi feels some items are unrealistic and agreed to send a letter. He wants the letter to come from the Attorney. Ms. Cipriani will present a letter next week and put it on Discussion Agenda for next meeting and nothing gets mailed without further review.

3. TOWNSHIP CLERK EDEN:

A. RFP's – Planning Board Professionals (Attorney, Engineer and Planner) – The next meeting, if Council approves, we can move forward and authorize the RFP's for the Planning Board Attorney, Engineer and Planner. Mr. Bressi stated to put it on next meeting's agenda.

4. COUNCILMAN KAFTON:

A. Mobile Home Parks – I believe at least one mobile home park does not meet the guidelines in our Ordinance pertaining to recreational facilities. Every

mobile home park must provide at least 200 square feet of recreational area for each home space within the park. It must be convenient for residents. In addition, Adult Mobile Home Parks must provide an ample and suitable structure for the housing of recreational facilities. I believe not all are Mobile Home Parks are following those guidelines. Mr. Bressi asked Mr. Mr. Torres to have Code Enforcement go out to all the parks to see if they are following the guidelines and provide the results by the next meeting.

PUBLIC COMMENT ON ANY TOPIC

KATHY GENOVESE – 20 RUTGERS ROAD – questioned the new/suggested Recreation fees and asked Mr. Martin if the April 10th fees have been approved? Mr. Martin replied no. She questioned why when she registered her grandchild she was charged the new fees. Mr. Martin explained it still might be within the range; the Recreation Department can raise it as long as it's an increase within the range. Mr. Bressi asked Mr. Mr. Torres confirm the amounts. Mr. Kafton believes if a Department needs to raise any fees within the range; they need to come to us first.

PETER GRZELAK – 3 ABE'S WAY – asked why do we need a 1st reading of an Ordinance if it's within the range? Mr. Bressi explained its 1 out of 16 items. Mr. Grzelak asked if there are items within the range? Pickle ball raised \$5- you stated the numbers last week, why did we need a reso if it happened anyway? Ms. Cipriani stated I wasn't here last week, an ordinance range is fine typically then a change in fee is set by resolution. Mr. Martin stated that one part of all fees was effected but he has no numbers in front of him tonight. Ms Rivere stated that she has the fees (current & recommended) - at present \$75-100 is the fee for basketball camp, so the Recreation Department can change it?. Mr. Grzelak stated you are looking to create a Recreation Advisory Board to advise on fees; Mr. Bressi said it was not Council's decision, but a recommendation by the Mayor to the Administrator to give to Council. As of now, we are looking at it and requesting input.

Mr. Grzelak stated you should use the new Board and eliminate the position of the Recreation Director that's costing us \$61,000. Council stated there is no position of Recreation Director. Ms. Zapata gets 1 hour above class pay. Mr. Rasiewicz is the Director of that Department (as it fall under DPW). The position exists, it's just not filled. Mr. Kafton stated my problem is before the Recreation Department increases fees, they should come to Council and explain with proof. I have not seen documentation to support these increases. Mr. Bressi asked Ms. Cipriani about the ranges. She explained if you have fees by Ordinance you could have a range and any changes made (although staying within the range) should be done by resolution. What you have now, I believe, should be changed not necessarily to provide for no range, however, a resolution is faster without going through the Ordinance process. Mr. Bressi asked Mr. Mr. Torres to notify the Recreation Department if they want an increase within any given range, they need to submit it to Council.

Mr. Kafton stated we should encourage recreation. Mr. Kafton questioned in the past Recreation was allowed to set sponsorships to offset costs and why can't we do that with other groups? Perhaps the Police Chief needs to attend a Council meeting and explain the number of break-ins, vandalism and graffiti. Ms. Rivere asked Mr. Martin why won't you agree to lift any other fee increase except for Summer Camp? Than why don't we remove the rest, why raise it? Mr. Grzelak asked who made the recommendation? It was done by the Recreation Department to Mayor, Mayor to Council. The Director of Public Works is responsible and the order would go up through him. Mr. Grzelak asked why can an employee just make a change? Mr. Bressi stated up to this point, if they wanted to make a change within the range, then they were able to and we will make it a policy that they must come before the Township Council first. Mr. Bressi stated we will discuss this at the next meeting (if it's on for a 2nd reading and everyone has the data with them). Mr. Torres stated in 2011, Council did authorize for us to enter into a sponsorship for girls softball program. Mr. Bressi suggested looking into that for all the programs. Mr. Kafton suggested a freeze on raising fees even within the range, until we get proof from the Recreation Department explaining the increase. Mr. Bressi asked Ms. Cipriani to

prepare a letter from the Administrator stating that from now on, the Departments will have to go through the Council. Ms. Cipriani will look at the Code language to see if it can be put in place.

ROBERT BLAIR – 35 BANBURY LANE – in 2011 there was a Council Meeting where the Council said it would review the feasibility study for in-sourcing a Legal Department submitted by Ray Cattonar to the CBAC. Mr. Bressi stated we discussed this during the budget workshops and the public hearing for the CY 2012 budget is scheduled for May 8th. He also explained it was addressed in detail; we the Council) elected not to go through with it. Mr. Torres will forward copies of the 2 reports to Mr. Blair. He commended the Council on the Municipal Budget being less than 1%. Will there be any additional inclusions to these monies? Mr. Bressi stated he can't answer for others and for the Township its .097% total.

CHARLES ROSE – 27 PEBBLE BEACH BLVD – asked for an explanation of fees for Summer Camp. Mr. Martin explained its 1 extra hour per week and extended length of time - 7 hr/day and a 7-week program. It costs about \$2/hour to be involved in our program and about \$6000 - \$8000 for a private camp. Mr. Rose suggested just leaving it the same. Ms. Rivere asked if we took a survey? Mr. Martin stated we hear it all time about extending camp. Mr. Kafton stated he's not a fan of an increase at all. Mr. Rose asked who decided to extend it? Mr. Martin stated it was from the requests of parents.

Ms. Rivere and Mr. Kafton we never saw the fees until they were presented and we rejected them. Ms. Revere stated she doesn't know how they arrived at those increases. Mr. Bressi stated before we vote we requested that all the data be present. Mr. Rose asked is it set yet? Council answered no.

ROGER DOWNING – 4 MOUNT OLIVE LANE – stated that he is opposed to increasing Summer Camp fees. The economy is hard and is getting worse. You should scrap the whole thing and keep it the way it is. If the fees go up, people will stay at home. Mr. Martin stated you don't know that. Mr. Downing hopes the Council abolishes this and keeps it the same.

BONNIE BARRINGTON – 930 HYSON ROAD – she asked what is taking place with the girls' softball sponsorship ordinance? She stated she emailed Mr. Martin twice on uniform and signage, where is it in the Ordinance when it was re-vamped? Council stated it was passed in September 2011 and Council stated that Ordinance is still in place and is still in effect.

Ms. Barrington asked the Council for a status of the sponsorship account. She advised Council she resigned as the Township's Girls Softball Coordinator - one reason was due to frustration in the management of that account. I sold signage and uniform sponsors. Where are the signs? The Township took businesses money and has not delivered. Mr. Kafton asked if she gave that money to the Recreation Department? She replied yes. Mr. Kafton requested an audit of the entire Recreation Department.

Ms. Barrington stated she feels there is no one in charge of the Recreation Department, anyone who can make decisions, anyone with knowledge in sports and logistics. In an e-mail from Ms. Zapata, the sponsorship account was a minus \$726.00 as of March 29th 2012. An \$800 refund was due the Renegades and, as of today, they have not received their refund. How can the Township increase fees and turn away a sponsorship? When Sheila Flamm presented that Ordinance, I emailed Mr. Martin twice and got no response. There is money being thrown away as you paid for full sets of uniforms with these sponsor's money instead of paying for their names to be on the back on those uniforms. With the registration fees, uniforms are always purchased with those fees. Money was taken out of this account for 12 full sets of uniforms. What happened to the registration fees? No one would meet with me or return my emails and I could no longer subject myself as a Township representative, so I resigned.

Ms. Rivere asked how much money was raised. She replied approx. \$6000 - \$7000. Ms. Barrington stated this money was meant to be put toward the program for the extras. Registration fees always paid for the uniforms. Why would we take money from a

sponsorship program account to pay for uniforms when the girls are going to get them free anyway. Mr. Torres replied that when this Ordinance was adopted it stated a specific type of sponsorship and what the sponsor would receive. Combination banner and uniform sponsorship is between \$350 - \$500. Girls Softball Uniform sponsorship was between \$200 - \$300. We did receive approx. 10 vendors who contributed to this sponsorship program. We kept that money separate, to date we have \$2938.90 after we deduct the cost of the sign & uniform. Council asked what sign? Mr. Torres explained he got an email from the sign company that indicated they reached out to Ms. Barrington to get the logo so the sign could be completed for opening day. Ms. Barrington indicated she no longer handled that and that he should contact Annette in the Recreation Department. E-mails were exchanged with Annette for clarity and the sign company decided to contact the sponsors directly. Ms. Barrington indicated that by virtue of the sponsorship we would pay for the name of the sponsor but not for the T-shirt that we attached the name to. The ordinance indicates that this is for a uniform and banner sponsorship. I find it hard to say that we were only going to pay for the uniform and not the name on the T-shirt. That's how I read the ordinance as a chargeable item.

When the voucher for the Renegades was presented for signature, it was determined by Administration that there could have been a possible conflict of interest in sponsoring the name on the back of the shirt. It was decided to refund the Renegades on the voucher. The sign company would have the signs up, after clarification from vendors, and they will be up by this weekend. The names of the logos were put on shirts and everyone who paid for a shirt sponsorship uniform had their name affixed. Mr. Bressi stated at the next meeting he wants an accounting balance of both accounts. Ms. Barrington stated she knows the Recreation Department did not reach out to the sponsors as of 3 days ago and she could have done that on her own time. She feels the Recreation Department is incapable of handling this and has no confidence in this Township.

SAM SOPRANO – 4 QUAKER HILL ROAD – Treasurer of the Renegades – He stated he was sitting here listening to Mr. Martin tell us we have no money for Recreation, yet you turned down \$800 of free money. What is the conflict of interest? Mr. Torres replied that a traveling tea sponsoring the girls softball was a conflict. Mr. Bressi asked Mr. Torres to have on the next discussion agenda an explain of who made the decisions and why it was turned down. Ms. Rivere stated something is wrong with Recreation.

DAN PEKARCHIK – 17 ALASKA AVENUE – when you changed Ordinance 8-12 to Ordinance 13-12, Mr. Martin received figures from Ms. Zapata just before the meeting; was she on the clock with you prior to the meeting? Mr. Martin stated Ms. Zapata was not paid any overtime for that conversation. Mr. Pekarchik feels Mr. Martin should have given everyone the information, especially the Township Clerk. Tonight your not prepared and we're told to listen to the CD. Mr. Bressi stated he said listen to the CD concerning the minutes. Ms. Eden stated if I don't have the document to post in the paper, then its not going anywhere; it's not going to be on the website. An ordinance doesn't have to be physically there when they introduce it. They can put anything down by title, it will be published accordingly in the manner prescribed by law. You won't get a copy until it's published. Ordinances are read by title when there introduced; you get to see it when it's published. I didn't have it to publish. I e-mailed everyone the next morning. Ms. Cipriani stated what Ms. Eden is describing is preferable and is correct. It is important (legally) that it be published in time before the 2nd reading. Mr. Bressi stated I need the back up and the back up was not supplied and Ms. Eden could not publish it therefore it was not on tonight's agenda. Mr. Bressi stated until all data is here, its not going anywhere. Mr. Pekarchik asked Mr. Bressi to request facts and figures for each member of Council when something is presented.

RAY CATTONAR – 11 FORDHAM ROAD – suggested the Recreation Department have an audit and all increases should be frozen. You already lost an employee due to the lack of communication. Mr. Bressi stated right now all increases are on hold.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – stated that he had reviewed all the Ordinance for Recreation fee increases that were available electronically on the website back to 2000 or 2001. He looked at discussion comments by any sitting member

of Council and their votes. Since 2001 the present Council has approved each of these ordinances. The discussion of the process was never mentioned in the minutes. It's been over 10 years, and it is now being questioned by the same Council who previously voted on the same format. Since this has never been an issue why change it now; it's the same format for 10 years which provides the authority to charge fees and services for activities with ranges. Mr. Kafton stated he was wrong; he wants accountability with reasoning and documentation. Mr. Mayerowitz suggested adopting ordinances that don't include ranges. In the Code Book, Recreation is not the only one with ranges. Mr. Kafton explained in 2001 it was a different form of government.

Mr. Mayerowitz addressed S1451 & S1452 and that perhaps went too far in drafting a proposed Resolution. I sent each of you an email why I felt that proposed Resolution is the wrong resolution. Ms. Updegrave explained she did not get his email since she's been having computer problems. Mr. Mayerowitz explained these items are good and this Council should take the position of supporting the objectives and recommend corrections to mandates that affect the Township. Mr. Bressi stated we all agreed with that. Ms. Rivere stated to Mr. Mayerowitz that she did get his email and agrees with him.

Mr. Mayerowitz questioned why is Ordinance 14-12 on for first reading since General Code already produced the new code? It's already been codified; what are we approving? Township Clerk Eden explained they prepared the new Code, it's on the website. They cannot have both on there at once (old and new). They advised me the new Code would be on line, that ordinance did not have to be adopted to have that via the website. Mr. Mayerowitz stated the fact that it is already posted, means we are approving it retroactively? Ms. Eden stated its approving the Code Book. They're adopting the re-numbering of the code; it was a revitalization to the code.

Mr. Kafton asked Mr. Mayerowitz if when the CBAC reviewed the last budget cycle, did they provide a report? Mr. Mayerowitz responded no since he did not have a request to so and in the past nobody ever asked any questions from prior reports. Mr. Kafton asked him weren't you assembled by the Council to look at the budget and report back to Council? It was discussed whether or not a report was provided in the past and Mr. Kafton requested whether or not someone asks a question, the CBAC should submit their findings. Mr. Kafton asked if he ever reviewed the Recreation fees through the CBAC in the past? Mr. Mayerowitz stated the CBAC never did a review of recreation and/or user fees. Mr. Mayerowitz stated he did his own review of license and permit fees, which does not cover Recreation or the Building Department and that report was provided to Council. He stated some of the items were identified in private review sessions with department heads and those recommendations were incorporated into the budget presentation. Mr. Kafton that the Council should look at the Ordinance that formed the CBAC and if it doesn't have in the ordinance that they CBAC provide a report, then we should revise that ordinance to say so. Township Clerk Eden stated that the CBAC was created back in July 2008 by way of a Council resolution (not an ordinance).

PETER GRZELAK – 3 ABE'S WAY – agreed that Council should freeze the recreation fees until they find out what's going on. Mr. Bressi stated everything is on hold; it's an allegation and we will get Mr. Torres' report on that. Mr. Martin stated the very original ordinance had the summer increase in there. Ms. Cipriani stated the ordinance that is in effect is \$325 and its a flat fee; there has not been an increase in summer camp fees as there is no range in the ordinance for it. For the Basketball Camp there was a range. Mr. Grzelak feels the Council needs to consider they are the only people with the power to change fees.

SEAN GIBLIN – 515 SO. COOKSBRIDGE DRIVE – asked if we are paying for 2 attorneys tonight? Council stated no. He feels that Ms. Cipriani stated an accurate about open government; i.e.: the fees should be brought before the Council. I think it should be done. Mr. Bressi stated we all agree with Ms. Cipriani and that we would change the Code if we had to get to that point. Mr. Giblin asked Mr. Martin about the newspaper article of April 10th and the majority of fees were consistent with last year. Is the basketball fee consistent with last year? Mr. Martin would not answer and stated the fees remain consistent out of the fees mentioned. Mr. Giblin agrees that given the economy, we should not be upping the fees. Mr. Martin stated if the program is losing money, we

have to make it self-sufficient. Mr. Giblin did a study on the cost of fees from 2001; the latest I could find was from 2008. In 2008, the Girls Softball percentage of re-cap was 94%, Girls Fall Softball was 125%, Volleyball Camp was 91%, Summer Camp 86%, Basketball Camp 103%, Summer Basketball Camp was 148% return, Men's Basketball 56%, Wrestling 146%. The total revenue created in 2008 prior to increasing the fees was \$316,378.00 short of the 2 increases that occurred since 2008. In the 2012 Budget, the total cost is \$275,000 compared to \$316,000 before any increases in 2008. The amount far exceeds the cost of the program as in 2012 budget. It seems like it's a reaction to a possible revenue creator or generator that raises fees. The recreation trust fund in 2011 was increased by \$25,000. You raised fees without seeing a study.

Mr. Giblin asked Mr. Torres who in Administration made the decision about the \$800 Renegade refund? Mr. Torres responded he decided to do it. Mr. Giblin stated his decision to say the Renegades had a conflict of interest is not acceptable. Mr. Giblin commended the Council for the deadline for affordable housing and having a plan in place to announce where the funds are going on or about July 17th.

RAY CATTONAR - 11 FORDHAM ROAD - requested documents from Mr. Torres regarding an in house Counsel. The Police Department's salaries are up \$7,000; I thought we were saving \$2,000 when we gave the promotions and hired 3 Officers. Mr. Bressi stated that was with the new contract. He stated we were very lucky to utilize snow budget of \$500,000 and we got a new lease for cell tower for \$254,000. Are we still looking to lose \$500,000 at the end of the year with the surplus? Mr. Bressi projected yes we're are hoping for no storms this year and we may have more in the surplus. I still don't see that change in the proposed budget in the Police Department where the part of the budget is over in Public Works. Mr. Bressi stated we are still trying to separate the gas items, etc. Why is there a \$94,000. increase in the salary line in DPW? Mr. Bressi answered because some departments are now under Public Works. Mr. Cattonar asked why is Animal Control up \$44,000? Mr. Torres answered Animal Control has part timers, but we are also under a shared service with other towns; it's a wash. Mr. Cattonar asked for an e-mail of those documents and why is there \$15,000 for the Mayor's salary? Mr. Bressi stated it is half a years salary and was done because there is a possibility the Mayor may have a different job and he then would be entitled to it.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – he asked Mr. Bressi & Mr. Martin how many written advisory reports have they received during their terms in office? Mr. Bressi answered none only updates. The CBAC has written many reports and I am trying to figure out why the CBAC is being criticized when we're the only Committee submitting reports. He asked Mr. Kafton what Committees are you a liaison for? Mr. Kafton replied that Mr. Mayerowitz took his question as a criticism. I only asked a question, as I didn't remember seeing a report this year. I'm sorry you took it that way, as I really wanted to read your report. Mr. Mayerowitz stated if you request an audit of the Recreation Department, we would prepare that report in a similar format to the report that Mr. Giblin has identified to help compare the years with the same components.

STUART CORBY – 4 SOUTHWIND CIRCLE – is aware that the Council approved the March 27th minutes this evening and on that night's consent agenda was Resolution No. 126R-12, which was placed on hold that evening. Southwind is also telling everyone their license if not on hold. I have heard through the grapevine that my rent is coming up on Thursday evening's Rent Control Board meeting yet I have not been notified. Mr. Martin stated for a CPI increase they have to let you know in writing so you may appear to contest it. Mr. Corby asked where do we stand? Mr. Martin stated beyond holding their license what can we do? Ms. Cipriani stated it depends what you want to accomplish; if an increase is not done with the required notice then it would be voidable by the Court not Council. Mr. Martin asked Ms. Cipriani if our Ordinance states they must be notified, then can't they say you didn't provide adequate notice and we're not going to hear your application. Ms. Cipriani answered yes. Mr. Martin stated he would call Mr. Rumpf & Mr. Bellu to let them know that he was not notified.

ANDY WEINSTEIN – 16 AUTUMN AVENUE – stated that the playground at the Justice Complex has been closed for several weeks. If you can't do anything than I can

find some people to deal with it. Perhaps, as a business owner, I can take responsibility. Mr. Martin advised that he has contacted the DPW Director. Mr. Torres stated we had individuals from the industry, as well as a safety inspector out there. By tomorrow, I will have a punch list of the items that need to be repaired. It will be open soon. Mr. Weinstein also had a concern about the nets at the Baseball and Soccer Fields. Mr. Torres stated it was also part of that walk through and we will be working on all those conditions simultaneously.

DANA SCOTTO – 470 BASSO STREET – stated she is frustrated with the Townships parks and recreation. It seems like one person is in charge of everything. The Skate Park is closed and you are arresting the children. Everywhere they go there is a lock. Justice has no playground and they are feeding cats in the woods at Camp Joy. I don't understand how all the money is for the kids and you can't take care of it. Ms. Scotto was appreciative of the Summer Camp extended hours. Mr. Torres stated the Mayor has been asked to provide comprehensive & routine maintenance plan so those issues don't happen again. We are almost complete in finalizing the issue with the vendors for the Skate Park. At Woodlane Park they burned the dome and ripped the swing set out, therefore, tomorrow there will be a temporary fence. Ms. Scotto would like to see someone held accountable for the Recreation Department. Mr. Torres stated he sent an e-mail with the contact person for each activity or section regarding the operations. We received a \$157,000 Grant from the County to fix our parks, incorporating modulars for children with disabilities. The Council needs to listen as the people are asking for an audit.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE – the feral cats at Camp Joy is not a recreation issue. If it is Township property, he suggests the Administrator contact Snip-n-Zip and provide them with a deadline to resolve this issue. If the issue is not met at the end of the deadline, then have Animal Control assist.

DANA SCOTTO – 470 BASSO STREET – stated she called Animal Control and questioned why the Township allows free rooming cats. Why do we allow feeding stations adjacent to recreation areas? The woman at the Township stated they maintain that cat colony. She told me a rescue woman takes the cats and now people are dropping cats off there. Ms. Scotto feels the Township should be licensing their cats. The Council stated there not paying for cat food.

PATTI PENNINGTON – 3 LONDON DRIVE - I stated she lives in Flair and there is a problem where the backstop, it faces the street and the balls are hitting my car. There is a blind corner and the fence blocks visibility. Mr. Torres stated he would elevate it tomorrow.

MOTION TO CLOSE PUBLIC COMMENT ON ANY TOPIC BY: MARTIN

MOTION SECONDED BY: KAFTON

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

MOTION TO ADJOURN BY: MARTIN

MOTION SECONDED BY: RIVERE

YES: KAFTON, MARTIN, RIVERE, UPDEGRAVE, BRESSI

10:45 P.M.

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT BRESSI

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