

**ON TUESDAY, MAY 22, 2007, AT 6:30 P.M., THE JACKSON TOWNSHIP  
COUNCIL HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

**ROLL CALL:**

**COUNCILMAN GUDAITIS  
COUNCILWOMAN INGRAM  
COUNCILMAN MARTIN**

**ATTORNEY GILMORE  
TOWNSHIP CLERK EDEN**

**COUNCIL VICE PRESIDENT UPDEGRAVE (absent)  
COUNCIL PRESIDENT STALLONE**

**ALSO IN ATTANDANCE  
MAYOR SEDA  
ADMINISTRATOR SANTOS**

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**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.**

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**RESOLUTION 213R-07**

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

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**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:
  - b) Litigation/Potential Litigation: Lorenc vs. Twp. Of Jackson, Clarification of closed session minutes of 12/12/06 with subsequent release, IMO/Jackson Township Docket No. OCN-L-822-92 – Affordable Housing, Update status on N.J. Shore Builders "Open Space" suit.
  - c) Possible Land Sale/Land Acquisition: 280 Faraday Avenue
  - d) Contracts/Agreements: Update – PBA Contract Negotiations
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

**DATED: 05/22/07**

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

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**ON TUESDAY, MAY 22, 2007, THE JACKSON TOWNSHIP COUNCIL HELD  
IT'S MEETING, COMMENCING AT 7:30 P.M. IN THE MAIN MEETING**

**ROOM OF THE MUNICIPAL BUILDING. SAID MEETING WAS OPENED WITH THE PLEDGE OF ALLEGIANCE.**

**ROLL CALL:**

**COUNCILMAN GUDAITIS**  
**COUNCILWOMAN INGRAM**  
**COUNCILMAN MARTIN**  
**COUNCIL VICE PRESIDENT UPDEGRAVE (absent)**  
**COUNCIL PRESIDENT STALLONE**

**ATTORNEY GILMORE**  
**TOWNSHIP CLERK EDEN**

**ALSO IN ATTANDANCE**  
**MAYOR SEDA**  
**ADMINISTRATOR SANTOS**

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

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**COUNCIL COMMENTS**

**COUNCILMAN GUDAITIS** thanked everyone for coming and thanked Administrator Santos for his leadership in the PBA contract negotiations and was pleased with the outcome.

**COUNCILWOMAN INGRAM** –waived comments

**COUNCILMAN MARTIN** thanked everyone for coming and for everyone's support on the School Budget and he thanked Administrator Santos for his leadership in reaching an agreement with the PBA. He stated the Jackson Education Foundation was hosting a fashion show fund raiser on Saturday, June 2<sup>nd</sup> at 11:00 am at the Outback in Brick Town. Tickets are \$27.00 per person and includes food and beverages. Councilwoman Ingram will be participating in the fashion show along with his two daughters.

**COUNCIL VICE PRESIDENT UPDEGRAVE**-absent  
**CLERK EDEN** stated Council Vice President Updegrave wanted the public to know she had a previous commitment regarding her continuing education in municipal government.

**COUNCIL PRESIDENT STALLONE**- He discussed the passing of the School Budget and confirmed cuts would not negatively impact education or programs. He suggested the Board of Education hold workshops to allow the public to participate and get a better understanding of the budget process. He thanked everyone for coming and a safe trip home.

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**CLERK EDEN** addressed the Council President requesting Council table the approval of the December 12, 2006 Executive Session Meeting Minutes until the June 12<sup>th</sup> meeting due to the absence of Council Vice President Updegrave.

**MOTION TO TABLE THE APPROVAL OF DECEMBER 12, 2006 EXECUTIVE SESSION MEETING MINUTES BY: GUDAITIS**  
**MOTION SECONDED BY: MARTIN**  
**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**  
**ABSENT: UPDEGRAVE**

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**BILLS AND CLAIMS**

**MOTION TO HOLD JACKSON CHAMBER OF COMMERCE BILLS AND CLAIMS BY: MARTIN**  
**MOTION SECONDED BY: INGRAM**  
**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**  
**ABSENT: UPDEGRAVE**

**MOTION TO APPROVE BILLS AND CLAIMS BY: GUDAITIS**  
**MOTION SECONDED BY: INGRAM**  
**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**  
**ABSENT: UPDEGRAVE**

<b>CHECK#</b>	<b>VENDOR</b>	<b>AMOUNT</b>
074097	JACKSON TOWNSHIP P/R ACCT	768,100.98
074098	JACKSON TOWNSHIP P/R ACCT	59,723.69
074198	COUNTY OF OCEAN	5,077,280.31
074201	ACTION OFFICE SUPPLIES INC.	1,259.47
074202	NEW EGYPT AGWAY	240.24
074203	A.M./ P.M. SERVICES	184.00
074204	ARROW LOCKSMITH & SECURITY INC.	18.00
074205	ASBURY PARK PRESS, INC.	163.76
074206	ASSOCIATION OF NJ RECYCLERS	110.00
074207	ATLANTIC INFRARED, INC.	8,280.00
074208	ARTHUR & ANITA BECKER	319.38
074208	ARTHUR & ANITA BECKER	319.38
074209	CABLEVISION	59.95
074211	THE CAMBRIA COMPANIES	73.25
074211	STANLEY JR. & DANA CAMPISI	334.23
074212	VOID	-0-
074213	CANYON SPRING WATER	647.25
074214	CENTRAL JERSEY WASTE AND	66,127.50
074215	JEFF J. CHRIST	2,000.00
074216	CMF, INC.	1,482.60
074217	COUNTY LINE HARDWARE	14.75
074218	COUNTY OF OCEAN	5,000.00
074219	CPR TECHNOLOGY	20.20
074220	DELTA PRODUCTS, INC.	441.17
074221	DOWN FORD, INC.	596.97
074222	EAST COAST EMERGENCY LIGHTING	237.60
074223	EXCAVATING MATERIALS &	1,386.00
074224	FAIRLITE ELECTRIC SUPPLY CO.	108.40
074225	FOSTER & COMPANY, INC.	758.72
074226	FRENCH & PARRELLO ASSOC., P.A.	27,921.07
074227	GILMORE & MONAHAN, P.A.	5,524.65
074228	GRANTURK EQUIPMENT CO., INC.	5,022.74
074229	GRAINGER-TRENTON	57.24
074230	G.T.B.M. INC.	3,500.00
074231	THE HOME DEPOT	2,424.51
074232	IKON OFFICE SOLUTIONS	960.46
074233	INTERNATIONAL TRUCK OF CENTRAL	580.92
074234	JACKSON SR. CITIZENS CLUB, INC.	917.30
074235	JACKSON TWP. BOARD OF ED.	5,513,007.00
074236	JACKSON TWO. MUN. UTILITIES AUTH.	2,888.42
074237	VOID	-0-
074238	JERSEY CENTRAL POWER & LIGHT	22,849.54
074239	A-1 JDK SPECIALTIES	180.00
074240	JDM PLANNING ASSOCIATES, LLC	2,125.00
074241	JERZ MECHANICAL INC.	4,008.59

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074242	JERRY'S AUTO BODY, LLC	2,122.60
074243	JEV TERMITE & PEST CONTROL	1,045.00
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074244	MICHAEL KELLY	1,992.00
074245	KEMPTON FLAG & FLAGPOLE	2,820.00
074246	LAKEWOOD AUTO SUPPLY INC.	189.77
074247	LANIGAN ASSOCIATES, INC.	175.00
074248	LINDA LEHMANN	1,906.34
074249	SUSAN LOTITO	780.00
074250	LOWE'S COMPANIES, INC.	353.40
074251	MIRACLE CHEMICAL COMPANY	75.90
074252	MISSING LINK FENCE CO.	1,160.00
074253	JOHN & MARY MULVIHILL	1,625.12
074254	NAPCO/R.S. KNAPP CO., INC.	292.12
074255	NATIONAL TACTICAL OFFICERS	150.00
074256	VOID	-0-
074257	NEW JERSEY NATURAL GAS	8,292.85
074258	NOREIKA GAS INC.	4.90
074259	OCEAN COUNTY BOARD OF HEALTH	1,983.00
074260	OCEAN COUNTY NEWSPAPERS, INC.	132.70
074261	OCEAN COUNTY MUN. JUDGE'S ASSOC.	85.00
074262	OCEAN COUNTY MAYORS ASSOC.	300.00
074263	OFFICE NEEDS	274.70
074264	OMNI TOWER INC.	3,360.00
074265	PACER SERVICE CENTER	18.08
074266	PATRIOT ROOFING INC.	1,720.00
074267	PCNATION	1,238.02
074268	PEDRONI FUEL COMPANY, INC.	20,224.00
074269	PINA M. INC.	453.00
074270	PLUMBING HEATING COOLING CONTR.	288.90
074271	PURCHASE POWER	51.83
074272	QUICKIE PRINT & COPY SHOP	164.64
074273	RAMPAGE, LLC	1,420.00
074274	REMINGTON, VERNICK & VENA ENG.	3,286.43
074275	RITTENHOUSE KERR FORD INC.	667.30
074476	RUBBERCYCLE	408.68
074277	SAFEGUARD BUSINESS SYSTEMS	702.14
074278	SCORER, JUDITH A	9,200.00
074279	SHERWIN WILLIAMS COMPANY, INC.	231.80
074280	SHOPRITE/PERLMART, INC.	40.84
074281	STEWART BUSINESS SYSTEMS	225.00
074282	T & B SPECIALTIES INC.	1,410.45
074283	T & M ASSOCIATES	1,649.75
074284	CHRISTOPHER TAIBLE	1753.16
074285	TOZOUR-TRANE	1,442.08
074286	TRENTON BRAKES, INC.	1,500.12
074287	TREASURER, STATE OF NEW JERSEY	4.67
074288	MICHAEL CEPPALUNI DBA/UNITED	340.00
074289	VAN SANT EQUIPMENT	4,017.40
074290	VAN SANT SEWER SERVICE LLC	667.80
074291	VERIZON WIRELESS	1,521.52
074292	VERIZON	72.49
074293	VETERINERY SURG & DIAG SPEC.	212.49
074294	BILL WAGNER AND SON	137.82
074295	WALTER R EARLE CORPORATION	758.98
074296	WARNOCK FLEET, INC.	19,883.30
074297	WARNOCK MOTOR SALES INC.	19,883.30
074298	W.B. MASON COMPANY	1,109.69
074299	WESTWOOD COMPUTER CORP.	3,937.23
074300	KELLY WINTHROP, LLC	120.00

	<i><b>TOTAL</b></i>	<i><b>11,716,810.17</b></i>
<b>000351-000353</b>	<b>DOG</b>	<b>1,681.74</b>
<b>060673-060680</b>	<b>GENERAL TRUST</b>	<b>32,515.85</b>
<b>061530-061543</b>	<b>PARKS &amp; REC</b>	<b>35,223.57</b>
<b>003743-003790</b>	<b>DEVELOPERS</b>	<b>107,140.06</b>
<b>0033318</b>	<b>PARKS &amp; REC</b>	<b>130.57</b>
<b>061524</b>	<b>PARKS &amp; REC (VOIDED)</b>	<b>-0-</b>
 <u><b>CAPITAL</b></u> 		
<b>060538</b>	<b>BEDROCK CONCRETE CORP.</b>	<b>22,295.00</b>
<b>060539</b>	<b>EARLE ASPHALT COMPANY</b>	<b>178,548.25</b>
<b>060540</b>	<b>YETKA CORPORATION</b>	<b>70,001.40</b>
	<i><b>TOTAL</b></i>	<i><b>270,844.65</b></i>

**ORDINANCES, SECOND READING:**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 51 OF THE TOWNSHIP CODE, ENTITLED “DOGS AND OTHER ANIMALS”, PART 1, ARTICLE II, ENTITLED “CONTROL AND CARE OF ANIMALS”**

**PUBLIC HEARING OPENED: NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC HEARING BY: MARTIN  
 MOTION SECONDED BY: INGRAM  
 YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
 ABSENT: UPDEGRAVE**

**MOTION TO APPROVE ORDINANCE 14-07 ON SECOND READING,  
 ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED  
 NEWSPAPER AS REQUIRED BY LAW BY: MARTIN  
 MOTION SECONDED BY: INGRAM  
 YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
 ABSENT: UPDEGRAVE**

**ORDINANCE NO. 14-07**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 51 OF THE TOWNSHIP CODE, ENTITLED “DOGS AND OTHER ANIMALS”, PART 1, ARTICLE II, ENTITLED “CONTROL AND CARE OF ANIMALS”**

**SECTION 1.** The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 51 entitled “Dogs and Other Animals”, Part 1, Article II, entitled “Control and Care of Animals”, so as to amend Chapter 51-21 entitled “Violations and penalties”, which shall read in its entirety as follows:

**§ 51-2. Violations and penalties.**

Any person, whether as owner or custodian of a dog, convicted of a violation of any of the provisions of this Article, shall, upon conviction of the provisions hereof, be subject to a fine or penalty not exceeding one thousand dollars (\$1,000.), or imprisonment of a term not exceeding ninety (90) days, or a period of community service not exceeding sixty (60) days, or all, at the discretion of the Judge before whom such conviction is had. In addition to or in lieu of

impounding a dog found at large, the Dog Warden may issue to the known owner of such dog a summons for violation of this Article.

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

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

**SECTION 4.** This ordinance shall take effect after second reading and publication as required by law and in accordance with N.J.S.A. 40:69A-181(b).

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**MAYOR MARK A. SEDA**

**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 **May 8, 2007**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **22<sup>nd</sup> day of May, 2007**, 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.

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

**DATED: 05/22/07**

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**ORDINANCE FIRST READING**

**ORDINANCE 15-07**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING ORDINANCE NO. 15-07 ESTABLISHING THE SALARIES FOR ALL OF THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP FOR THE YEAR 2007 AND THEREAFTER**

**MOTION TO APPROVE ORDINANCE 15-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, JUNE 12, 2007 BY: MARTIN**

**MOTION SECONDED BY: GUDAITIS**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**ORDINANCE 15-07**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING ORDINANCE NO. 15-07 ESTABLISHING THE SALARIES FOR ALL OF THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP FOR THE YEAR 2007 AND THEREAFTER**

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

SECTION 1. Schedule "A" of Ordinance 05-07 is hereby amended to establish salaries for the official employees whose titles are set forth below.

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

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section,

subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed to be valid and effective.

<u>TITLE</u>	<u>SALARY RANGE</u>	
	<u>MINIMUM</u>	<u>MAXIMUM</u>
Police Captain	126,759	133,671
Police Lieutenant	113,178	117,255
Police Officer	37,535	90,225
Police Sergeant	101,052	102,855

**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 June 12, 2007 and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the 26th day of June, 2007 at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said township at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

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

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

**DATED: 05/22/07**

**ORDINANCE 16-07**

**TITLE: ORDINANCE PROVIDING FOR THE PREPARATION, REVIEW AND UPDATE OF THE TOWNSHIP OF JACKSON MASTER PLAN, AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$250,000 THEREFOR, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY.**

**MOTION TO APPROVE ORDINANCE 16-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, JUNE 12, 2007 BY: MARTIN  
 MOTION SECONDED BY: INGRAM  
 YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
 ABSENT: UPDEGRAVE**

**WILLIAM SANTOS** stated Ken Bressi brought several inconsistencies to their attention regarding the Master Plan at the Budget Workshop and estimated the cost to update the Master Plan would cost approximately \$250,000. He stated this emergency appropriation could be paid over a period of up to five (5) years and explained that 2007 was the last year for a \$76,000 payment for the special emergency for revaluation tax maps and they are required to pay 1/5<sup>th</sup> back and next years budget would reflect \$50K and will reduce that line item in the 2008 budget. He felt this was a very good appropriation for the town and Council President Stallone agreed it would help Jackson move ahead in the years to come.

**TOWNSHIP OF JACKSON  
COUNTY OF OCEAN**

**NO. 16-07**

**ORDINANCE PROVIDING FOR THE PREPARATION, REVIEW AND UPDATE OF THE TOWNSHIP OF JACKSON MASTER PLAN, AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$250,000 THEREFOR, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY.**

**WHEREAS**, the Township Council of the Township Jackson, in the County of Ocean, New Jersey (the "Township") has determined that it is in the best interests of the Township to prepare, review and update the Township Master Plan; and

**WHEREAS**, no budget appropriation was included in the local budget for the Township for the year 2007 for such purposes; and

**WHEREAS**, the estimated cost of such purposes is \$250,000.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey (not less than a majority of the members thereof affirmatively concurring), as follows:

SECTION 1. Pursuant to N.J.S.A. 40A:4-53(d) of the Local Budget Law (constituting Chapter 4 of Title 40A of the New Jersey Statutes), the sum of \$250,000 is hereby appropriated and shall be deemed a special emergency appropriation for the preparation, review and update of the Master Plan, including review of all existing Zoning Ordinances/Zones, Fair Share Plan, Housing Element, preparation for COAH third round obligations, upon approval, and related items.

SECTION 2. Said special emergency appropriation shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of said amount each such year, commencing in 2008, and shall be financed from surplus funds available or from the issuance of special emergency notes, as authorized by separate resolution adopted pursuant to N.J.S.A. 40A:4-55.

SECTION 3. The Township Council of the Township shall adopt an appropriate resolution providing that the services to be rendered are of a special technical nature and further that a contract shall be executed and entered into by the Township for the preparation and execution of a complete program of revaluation of real property.

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

**NOTICE OF PENDING ORDINANCE**

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township of Jackson, in the County of Ocean, New Jersey, held on May 22, 2007. It will be further considered for final passage after public hearing thereon, at a meeting of said governing body to be held in the Municipal Complex, 95 West Veterans Highway, Jackson, New Jersey, on June 12, 2007, at 7:30 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same.

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

**DATED: 05/22/07**

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**ORDINANCE 17-07**  
**TITLE: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY AND THE DEVELOPMENT and IMPLEMENTATION OF THE TOWNSHIP'S AFFORDABLE HOUSING PLAN AND APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$675,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF,**

**AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

**MOTION TO APPROVE ORDINANCE 17-07 ON FIRST READING,  
ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
PUBLIC HEARING TO BE HELD ON, JUNE 12, 2007 BY: GUDAITIS  
MOTION SECONDED BY: MARTIN  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**WILLIAM SANTOS** stated the town had been deficient in meeting their Affordable Housing obligation since July 1<sup>st</sup> of 2006 and this appropriation would go toward purchasing the property needed to build affordable housing and to complete the final phase of their rehab program and to pay for professional fees associated with the housing element. He explained they will present their Affordable Housing proposal to the Judge on June 24<sup>th</sup>.

**TOWNSHIP OF JACKSON  
COUNTY OF OCEAN**

**BOND ORDINANCE NO. 17-07**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY AND THE DEVELOPMENT AND IMPLEMENTATION OF THE TOWNSHIP'S AFFORDABLE HOUSING PLAN AND APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$675,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

BE IT ORDAINED by the TOWNSHIP COUNCIL OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Township of Jackson, in the County of Ocean, New Jersey (the "Township"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$750,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$75,000 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq.. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$675,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of the acquisition of real property, in connection with the Township's Affordable Housing obligation, identified on the Township of Jackson Tax Map as Block 6503 Lot 7; Block 6501 Lot 36; Block 6502 Lot 15; Block 6501 Lot 24.37; Block 6501 Lot 34; Block 6502 Lot 9; Block 6503 Lot 19; Block 6502 Lots 10,12,14,16,17,18,19; Block 6502 Lot 26; Block 6502 Lot 22; Block 6502 Lot 29; Block 6502 Lot 3; Block 6503 Lot 20; Block 6501 Lot 40; Block 6503 Lot 1, Block 6502 Lot 11, Block 6504 Lot 9.10; Block 6504 Lot 8, and for the development and implementation of the Township Affordable Housing Plan, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with

contracts, plans, specifications or requisitions therefor on file with or through the Township Clerk, as finally approved by the governing body of the Township.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$675,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$750,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$750,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$75,000 down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15.06 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$675,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$325,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Township are used to finance, on an interim basis, costs of said improvements or purposes, the Township reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

Section 6. The capital budget of the Township is hereby amended to conform

with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Township for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and, unless paid from other sources, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**TOWNSHIP OF JACKSON  
COUNTY OF OCEAN  
BOND ORDINANCE NO. 17-07**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Jackson, in the County of Ocean, New Jersey, held on May 22, 2007. It will be further considered for final passage after public hearing thereon, at a meeting of said governing body to be held in the Municipal Complex, 95 West Veterans Highway, Jackson, New Jersey, on June 12, 2007, at 7:30 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same.

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

**TITLE: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY AND THE DEVELOPMENT AND IMPLEMENTATION OF THE TOWNSHIP’S AFFORDABLE HOUSING PLAN AND APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$675,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

Purpose(s): Providing for the acquisition of real property and the development and implementation of the Township’s Affordable Housing Plan..

Appropriation: \$750,000

Bonds/Notes Authorized: \$675,000

Section 20 Costs: \$325,000

Useful Life: 20.02 Years



DATED: 05/22/07

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

**PUBLIC HEARING OPENED, RESOLUTIONS ONLY: NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: MARTIN  
MOTION SECONDED BY: GUDAITIS  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**RESOLUTION 224R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING A REIMBURSEMENT AGREEMENT WITH FOUR SEASONS AT METEDECONK LAKES HOMEOWNERS ASSOCIATION, INC.**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: MARTIN  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**WHEREAS, N.J.S.A. 40:67-23.2 et seq. requires a municipality to reimburse qualified private communities for certain services or to provide those services to the qualified private communities in the same manner as the municipality provides those services on public roads; and**

**WHEREAS, Four Seasons at Metedeconk Lakes Homeowners Association, Inc., is a qualified private community as defined in N.J.S.A. 40:67-23.2; and**

**WHEREAS, the Township has determined to reimburse the Association for certain services rather than provide said services; and**

**WHEREAS, N.J.S.A. 40:67-23.5 requires a municipality to enter into an agreement to reimburse the Association for the services not provided by the Township; and**

**WHEREAS, the Township and the Association desire to enter into an agreement for the reimbursement of certain services and the provision of others to the Association; and**

**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, in accordance with N.J.S.A. 40:67-23.5, hereby authorizes the agreement with Four Seasons at Metedeconk Lakes Homeowners Association, Inc., which is attached hereto and made a part hereof as "Schedule A."
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to the agreement which is attached hereto as "Schedule A."
3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances, which constitute the availability of funds for this contract: 7-01-26-325-029.
4. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to Four Seasons at Metedeconk Lakes Homeowners Association, Inc.

DATED: 05/22/07

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

**RESOLUTION 225R-07**

**TITLE: AUTHORIZE ACCEPTANCE OF LIVE AUCTION BID IN THE AMOUNT OF \$425,000.00 BY VITO F. CARDINALE FOR THE PURCHASE OF ONE (1) PLENARY RETAIL ALCOHOLIC BEVERAGE CONSUMPTION LICENSE**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**ADMINISTRATOR SANTOS** stated this Plenary license was about \$100K more than the last license sold and is a positive move in generating revenue for the Township and could be used to offset the Mater Plan appropriations.

**WHEREAS**, Jackson Township previously advertised for a live public auction for the sale of one (1) plenary retail alcoholic beverage consumption license (minimum bid \$425,000.00) on May 14, 2007 at 11:00 a.m.; and

**WHEREAS**, the following bidders were present at the date and time specified for the sale of one (1) plenary retail alcoholic beverage consumption license by way of live public auction:

Bidders:

Vito F. Cardinale  
46 Newman Springs Road  
Lincroft, New Jersey 07701

**WHEREAS**, no other bidders were present during this live public auction; and

**WHEREAS**, at the conclusion of the live public auction, Vito Cardinale proposed the highest bid in the amount of \$425,000.00 (which was the minimum bid required as set forth by the Township Council pursuant to Resolution No. 149R-07; and

**WHEREAS**, this governing body believes it is in the best interest of Jackson Township to sell to the highest, qualified bidder one plenary retail alcoholic beverage consumption license in accordance with the Township's specifications in order to better serve the public and to increase revenues available to the Township; and

**WHEREAS**, said bid award will be subject to the completion of all requirements as set forth in the Township's bid specifications and the pursuant to all State of New Jersey Division of Alcoholic Beverage Control 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 of the Township of Jackson hereby formally awards one Plenary Retail Alcoholic Beverage Consumption License to Vito Cardinale in the amount of \$425,000.00. At the conclusion of the auction, Vito F. Cardinale submitted the required 10% deposit in the amount of \$42,500.00. This bid acceptance shall require the bidder to pay the remaining balance of \$382,500.00 on or before June 11, 2007.

2. This award is further subject to the applicant's completion of the required 12 page license application, the successful completion of required police investigations, paying the annual license fee to Jackson Township (\$2,000.00), paying any other required fees in connection with the issuance of said license to the Division of Alcoholic Beverages Control (\$200.00), disclosing the source of all funds for the purchase of said liquor license and complying with all other publication, hearing and resolution requirements pursuant to N.J.A.C. 13:2-2.1 et seq.

3. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Vito Cardinale, 46 Newman Springs Road, Lincroft, New Jersey 07701, Township Administrator, Acting Chief Financial Officer, Director of Public Safety, Jackson Township Police Department and any other interested parties. Upon issuance of the license one (1) copy will be forwarded to the State of New Jersey, Division of Alcoholic Beverage Control.

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

DATED: 05/22/07

**RESOLUTION 226R-07**

**TITLE: AUTHORIZE ACCEPTANCE OF LIVE AUCTION BID IN THE AMOUNT OF \$318,000.00 BY DAVID LACHMAN FOR THE PURCHASE OF ONE (1) PLENARY RETAIL ALCOHOLIC BEVERAGE DISTRIBUTION LICENSE**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**WHEREAS**, Jackson Township previously advertised for a live public auction for the sale of one (1) plenary retail alcoholic beverage distribution license (minimum bid \$250,000.00) on May 14, 2007 at 31:00 p.m.; and

**WHEREAS**, the following bidders were present at the date and time specified for the sale of one (1) plenary retail alcoholic distribution license by way of a live public auction:

Bidders:

Paul Tarantino  
780 Green Valley Road  
Jackson, New Jersey 08527

David Lachman  
127 Forest Drive  
Lakewood, New Jersey 08701

**WHEREAS**, at the conclusion of the live public auction, David Lachman proposed the highest bid in the amount of \$318,000.00 (noting that the minimum bid required as set forth by the Township Council pursuant to Resolution No. 153R-07 was \$250,000.00); and

**WHEREAS**, this governing body believes it is in the best interest of Jackson Township to sell to the highest, qualified bidder one plenary retail alcoholic beverage distribution license in accordance with the Township’s specifications in order to better serve the public and to increase revenues available to the Township; and

**WHEREAS**, said bid award will be subject to the completion of all requirements as set forth in the Township’s bid specifications and the pursuant to all State of New Jersey Division of Alcoholic Beverage Control 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 of the Township of Jackson hereby formally awards one Plenary Retail Alcoholic Beverage Distribution License to David Lachman in the amount of \$318,000.00. At the conclusion of the auction, David Lachman submitted the required “minimum” deposit in the amount of \$25,000.00. The balance of the remaining deposit was submitted to the Township on May 15, 2007 in the amount of \$6,800.00. This bid acceptance shall require the bidder to pay the remaining balance for the license in the amount of \$286,200.00 on or before June 11, 2007.

2. This award is further subject to the applicant’s completion of the required 12 page license application, the successful completion of required police investigations, paying the annual license fee to Jackson Township (\$2,000.00), paying any other required fees in connection with the issuance of said license to the Division of Alcoholic Beverages Control (\$200.00), disclosing the source of all funds for the purchase of said liquor license and complying with all other publication, hearing and resolution requirements pursuant to N.J.A.C. 13:2-2.1 et seq.

3. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to David Lachman, 157 Forest Drive, Lakewood, New Jersey 08701, Township Administrator, Acting Chief Financial Officer, Director of Public Safety, Jackson Township Police Department and any other interested parties. Upon issuance of the license one (1) copy will be forwarded to the State of New Jersey, Division of Alcoholic Beverage Control.

DATED: 05/22/07

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

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**RESOLUTION 235R-07**

**TITLE: RATIFY AND APPROVE 2007-2010 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND P.B.A. LOCAL 168 JACKSON TOWNSHIP**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: MARTIN**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**ADMINISTRATOR SANTOS** stated his office was charged with negotiating this contract and based upon the advice of Attorney Gilmore the Mayor who has a brother on the Police Department and was hired 12-13 years prior to Mayor Seda becoming active in politics and for that reason the Mayor did not participate in negotiations. Mr. Santos felt the negotiations went well and meets the concerns of the taxpayers and the agreement reached was fair to both parties.

**WHEREAS**, negotiations were entered into pursuant to Public Law 168, Chapter 303 between the Township of Jackson in the County of Ocean and Local 168 of the Jackson Township P.B.A. relative to rates of pay, hours of work, and other conditions of employment, within the Township of Jackson; and

**WHEREAS**, as a result of these negotiations, agreement was reached regarding these matters;

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

1. P.B.A. for the years 2007-2010 a copy of which is annexed hereto, and is made a part thereof is hereby accepted by the Township of Jackson, and the Mayor is hereby authorized to execute same, and the execution of said Contract is hereby ratified by the Township Council.

2. This Contract is approved by the Township of Jackson subject to ratification by Local 168 of the Jackson Township P.B.A.

3. Copies of this resolution to Local 168 P.B.A., Township Administrator, Director of Public Safety, Chief Finance Officer, Personnel Officer and any other interested parties.

4. A certified copy of this resolution and the Agreement are to be forwarded to the Public Employment Relations Commission, Labor and Industry Building, John Fitch Plaza, P.O. Box 2209, Trenton, N.J. 08625 as per N.J.S.A. 34:13A-8.2.

DATED: 05/22/07

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

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**RESOLUTION 236R-07**

**TITLE: RATIFY AND APPROVE 2007-2010 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND LOCAL 168-A PBA SUPERIOR OFFICERS**

**MOTION TO APPROVE BY: MARTIN  
MOTION SECONDED BY: GUDAITIS  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**WHEREAS**, negotiations were entered into pursuant to Public Law 168, Chapter 303 between the Township of Jackson in the County of Ocean and Local 168-A, of the Jackson Township P.B.A. relative to rates of pay, hours of work, and other conditions of employment, within the Township of Jackson; and

**WHEREAS**, as a result of these negotiations, agreement was reached regarding these matters;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWNSHIP COMMITTEE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY that:**

1. The Agreement between the Township of Jackson and Local 168-A of the Jackson Township P.B.A. for the years 2007-2010 a copy of which is annexed hereto, and is made a part thereof is hereby accepted by the Township of Jackson, and the Mayor is hereby authorized to execute same, and the execution of said Contract is hereby ratified by the Township Council.

2. This Contract is approved by the Township of Jackson subject to ratification by Local 168-A of the Jackson Township P.B.A.

3. Copies of this resolution to Local 168-A Superior Officers, Township Administrator, Director of Public Safety, Chief Finance Officer, Personnel Officer and any other interested parties.

4. A certified copy of this resolution and the Agreement are to be forwarded to the Public Employment Relations Commission, Labor and Industry Building, John Fitch Plaza, P.O. Box 2209, Trenton, N.J. 08625 as per N.J.S.A. 34:13A-8.2.

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

**DATED: 05/22/07**

**RESOLUTION 237R-07  
TITLE: AUTHORIZE CONTRACT AWARD FOR IMPROVEMENTS TO  
HOLMAN SPORTS COMPLEX WITH THE INSTALLATION OF A  
SYNTHETIC TURF FIELD**

**MOTION TO APPROVE BY: MARTIN  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**MAYOR SEDA** stated there was a bid opening at 11:00 a.m. today and all submissions were reviewed and verified by the engineering firm of French & Parrello, Township Engineer Dan Burke and his assistant and Clerk Eden and announced the contract was awarded to Land Tek Group and looks forward to the work beginning within the next ten days. Council President Stallone stated four bids came in and Land Tek Group was about \$85,000 less than they anticipated.

**WHEREAS**, the Township Engineer, Daniel Burke, P.E., has requested authorization to award a contract for improvements to Holman Sports Complex with the installation of a synthetic turf field; and

**WHEREAS**, Jackson Township previously advertised for the receipt of bids on May 22, 2007 at 11:00 a.m. for improvements to Holman Sports Complex with the installation of a synthetic turf field; and

**WHEREAS**, the following bids were submitted for this proposed work:

- 1. The Land Tek Group, Inc. \$ 914,913.50
- 2. Green Construction \$1,122,380.00
- 3. Applied Landscapes Tech \$1,162,925.00
- 4. Bob Viersma and Sons, Inc. \$1,179,425.00

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**, the Township Engineer, Daniel Burke, P.E., and Project Engineer, French and Parrello have determined that Land Tek Group, Inc. submitted the lowest responsible bid; and

**WHEREAS**, the Township Engineer, Daniel Burke, P.E., and Special Projects Engineer, French and Parrello, have recommended that the bid for the improvements to Holman Sports Complex with the installation of a synthetic turf field be awarded to The Land Tek Group, Inc.; and

**WHEREAS**, the Assistant Chief Financial Officer has certified that sufficient funding exists for this purpose in an appropriation in the Capital Budget Under Account No. X-04-55-812-902 (Bond Ordinance No. 09-07); and

**WHEREAS**, it is now it is the desire of this Township Council to act upon the recommendation of the Township Engineer, Daniel Burke, P.E. and Special Projects Engineer, French and Parrello.

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

1. The Township Engineer, Daniel Burke, P.E., is hereby authorized to award a contract for improvements to the Holman Sports Complex with the installation of a synthetic turf field The Land Tek Group, Inc. in the amount of \$914,913.50. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

2. Copies of this resolution to The Land Tek Group, Inc., 235 County Line Road, Amityville, New York 11701, Township Administrator, Township Engineer, Daniel Burke, Special Projects Engineer (French & Parrello), Acting Chief Financial Officer, Purchasing Department and any other interested parties.

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

**DATED: 05/22/07**

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**CLERK EDEN** stated the Council tentatively scheduled a meeting for May 24<sup>th</sup> in case they were unable to award a contract tonight. Since the contract has been awarded the May 24<sup>th</sup> meeting is therefore canceled. Councilman Martin thanked the Mayor for getting that done today. Mayor Seda explained there will be a second part of this process regarding the Justice Complex.

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

**RESOLUTION 214R-07**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**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 and respective taxpayers, and any other interested parties.

**OVERPAYMENT REFUNDS**

**May 22, 2007**

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
82.01	44.05	John J. & Mary M. Mulvihill	2006 – 3 <sup>rd</sup>	\$1,625.12
111	69.10	Stanley J. Jr. & Dana M. Campisi	2006 – 4 <sup>th</sup>	334.23
130.02	41.03	Christopher Taible C/o Richard M. Citron – Attorney Trust Account	2007 – 1 <sup>st</sup>	1,753.16
140.01	5.03	Linda Lehmann	2006 – 2 <sup>nd</sup>	1,906.34
143.13	25	Arthur & Anita Becker	2006 – 4 <sup>th</sup>	319.38

**TOTAL AMOUNT: \$5,938.23**

**DATED: 05/22/07**

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

**RESOLUTION 215R-07**

**TITLE: APPROVE TOWNSHIP COUNCIL MEETING MINUTES OF APRIL 10, 2007 AND APRIL 24, 2007**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

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

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

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

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

**April 10, 2007 and April 24, 2007**

2. Copies of this resolution to any interested parties.

**DATED: 05/22/07**

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

**RESOLUTION 216R-07**

**TITLE: APPROVE ACTING CHIEF FINANCING MONTHLY REPORT FOR APRIL 2007**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**WHEREAS**, the Chief Financial Officer has submitted a monthly report; and  
**WHEREAS**, the Township Clerk has submitted this report to the Township Committee for their approval;

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

1. The CHIEF FINANCIAL OFFICER’S Report for the month of April 2007 is hereby approved.
2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

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

**DATED: 05/22/07**

**RESOLUTION 217R-07**

**TITLE: APPROVE BINGO/RAFFLE LICENSE TO: AMVETS POST #2 (RA#-1151) AND JACKSON WOMEN OF TODAY (#RA-1152)**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**WHEREAS**, certain organizations have applied to the Jackson Township Council for permission to hold Raffle or Bingo Games within the Township for fund raisings:

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

1. The following application(s) are hereby approved:

AMVETS POST #2 (RA#-1151) and  
JACKSON WOMEN OF TODAY (#RA-1152)

2. Copies of the Resolution to interested parties.

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

**DATED: 05/22/07**

**RESOLUTION 218R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF ONE BROOM STREET SWEEPER FOR USE BY THE DEPARTMENT OF PUBLIC WORKS**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**WHEREAS**, the Department of Pubic Works has the need to purchase one (1) broom street sweeper; and

**WHEREAS**, in accordance with New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), the solicitation of public bids for said street sweeper is required; and

**WHEREAS**, the Township Council desires to solicit proposals for the purchase of this equipment for the purpose of a obtaining the best possible price;

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the Purchasing Agent to solicit bids for said equipment as stated above, in accordance with New Jersey State Law.

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

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

**DATED: 05/22/07**

**RESOLUTION 219R-07**

**TITLE: AMENDING RESOLUTION AUTHORIZING AMENDMENT TO THE 2007 MUNICIPAL BUDGET TO ALLOW FOR THE CHANGE IN TEXT OR TITLE PURSUANT TO N.J.S.A. 40A:4-85 MATCHING GRANT PORTION (2007 CHILD PASSENGER SAFETY EDUCATION GRANT-DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF HIGHWAY TRAFFIC SAFETY)**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**WHEREAS**, N.J.S.A. 40A: 4-85 provides that the Director of the Division of Local Government Services may, at the request of the governing body make such amendment of the title, text or amount of any appropriation appearing in the budgets as may be necessary to make said item of appropriation available for the purpose required for the needs of any such municipality; and

**WHEREAS**, N.J.S.A. 40A: 4-85 further provides that the Director may approve the change in title, text or amount of any appropriation; and

**WHEREAS**, the Township of Jackson has been approved for additional funds from the State of New Jersey, Division of Highway Traffic Safety which requires a cash match of \$800.00

**WHEREAS**, the Mayor and Township Council of the Township of Jackson, desires to amend their 2007 budget to reflect a change in title, text and amount.

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

1. That the Mayor and Township Council do hereby request the Director of the Division of Local Government Services, to make the following amendment in the 2007 Budget:

**FROM:** General Appropriations: (Operations excluded for CAP)  
Matching Grants(\$25,000.00 to \$24,200.00) \$800.00

**TO:** State NJ/L & PS Grant - Division of Hwy Traffic Safety  
2007 Child Passenger Safety Education Grant  
Matching Grant Portion \$800.00

2. That the foregoing amendment in the opinion of the Mayor and Township Council, warranted and authorized by the statute above referred to, and is necessary for the reasons of the additional funds from the State of New Jersey, Division of Highway Traffic Safety, which is required to match the Grant.

3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer and the Jackson Township Police Department.

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

**DATED: 05/22/07**

**RESOLUTION 220R-07**

**TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 FOR THE DIVISION OF HIGHWAY TRAFFIC SAFETY, DEPARTMENT OF LAW & PUBLIC SAFETY – 2007 SEAT BELT CAMPAIGN/CLICK-IT-OR-TICKET GRANT**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

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

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

**WHEREAS,** the Township of Jackson has been provided additional funds from the State of New Jersey Division of Highway Safety, Department of Law & Public Safety, 2007 Seat Belt Campaign/Click It Or Ticket Grant in the amount of \$4,000.00

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2007 Budget to provide the insertion of a special item of revenue in the amount of \$4000.00 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

State NJ/L & PS Grant – Division Hwy Traffic Safety	
2007 Seat Belt Campaign/Click it or Ticket	\$4,000.00

2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)

State NJ/L & PS Grant – Division Hwy Traffic Safety

2007 Seat Belt Campaign/Click it or Ticket \$4,000.00

3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Jackson Township Police Department.

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

DATED: 05/22/07

**RESOLUTION 221R-07**

**TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 FOR THE OCEAN COUNTY CULTURAL & HERITAGE COMMISSION SUMMER CAMP THEATER PROGRAM**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

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

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

**WHEREAS,** the Township of Jackson has been provided additional funds from the County of Ocean, Cultural & Heritage Commission in the amount of \$1,000.00

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2007 Budget to provide the insertion of a special item of revenue in the amount of \$1000.00 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

County of Ocean	
Cultural & Heritage Commission Summer Camp	\$1,000.00
Theatre Program	

2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)	
County of Ocean	
Cultural & Heritage Commission Summer Camp	\$1,000.00
Theatre Program	

3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Director of Recreation & Senior Services.

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

DATED: 05/22/07

**RESOLUTION 222R-07**

**TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 FOR THE OCEAN COUNTY CULTURAL & HERITAGE COMMISSION CONCERT SERIES**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

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

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

**WHEREAS,** the Township of Jackson has been provided additional funds from the County of Ocean, Cultural & Heritage Commission in the amount of \$2,000.00

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2007 Budget to provide the insertion of a special item of revenue in the amount of \$2000.00 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

County of Ocean	
Cultural & Heritage Commission Concert Series	\$2,000.00

2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)	
County of Ocean	
Cultural & Heritage Commission Concert Series	\$2,000.00

3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Director of Recreation & Senior Services.

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

DATED: 05/22/07

**RESOLUTION 223R-07**

**TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 FOR THE STATE OF NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF HIGHWAY TRAFFIC SAFETY – 2007 CHILD PASSENGER SAETY EDUCATION GRANT**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

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

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

**WHEREAS,** the Township of Jackson has been provided additional funds from the State of New Jersey Division of Hwy Traffic Safety in the amount of \$1,656.00; and

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2007 Budget to provide the insertion of a special item of revenue in the amount of \$1656.00 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

State NJ/L & PS Grant – Division Hwy Traffic Safety  
2007 Child Passenger Safety Education Grant \$1,656.00

2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)  
State NJ/L & PS Grant – Division Hwy Traffic Safety  
2007 Child Passenger Safety Education Grant \$1,656.00

3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Jackson Township Police Department.

**DATED: 05/22/07**

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

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**RESOLUTION 227R-07  
TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO TOLL BROTHERS OF THE PERFORMANCE BOND ISSUED FOR WESTLAKE, SEC. 1, A/K/A BLOCK 66.01, LOT 3**

**MOTION TO APPROVE BY: GUDAITIS**  
**MOTION SECONDED BY: INGRAM**  
**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**  
**ABSENT: UPDEGRAVE**

**WHEREAS**, Toll Brothers, has requested a Release of the Performance Guarantee, which consists of \$272,160.00 in the form of a Performance Bond #190756647 issued by Continental Casualty Insurance Company and Cash Guarantee in the amount of \$30,240.00, pertaining to Westlake, Sec.1 a/k/a Block 66.01, Lot 3, Jackson Township; and

**WHEREAS**, Michael G. Miller of T&M Associates, Township Engineer, has reviewed and approved the release of said performance bond in letter report dated April 30, 2007, which letter report is made a part hereof; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Guarantee, which consists of Performance Bond #190756647 issued by Continental Casualty Insurance Company in the amount of \$272,160.00 and Cash Guarantee in the amount of \$30,240.00, heretofore posted with the Township may and hereby is released on the condition that the applicant:

1. The Maintenance Bond requirements have been waived as this is a preliminary stabilization bond that was posted prior to the full performance guarantee being posted. The performance guarantee for this section is still in place, which will require a 2 year maintenance period once released.
2. This resolution of release is further contingent upon the applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township ordinance for the release of said performance guarantees.

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

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

**DATED: 05/22/07**

**RESOLUTION 228R-07**  
**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING REDUCTION TO THE PERFORMANCE GUARANTEES POSTED BY K. HOVNANIAN FOR FOUR SEASONS @ METEDECONK, ELTONE ROAD IMPROVEMENTS, LOCATED ON BLOCK 143.01, LOT 102**

**MOTION TO APPROVE BY: GUDAITIS**  
**MOTION SECONDED BY: INGRAM**  
**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**  
**ABSENT: UPDEGRAVE**

**WHEREAS**, K. Hovnanian has requested a Reduction of the Performance Guarantee posted for Four Seasons @ Metedeconk, Eltone Road Improvements, located on Block 143.01, Lot 102, Jackson Township; and

**WHEREAS**, the following Performance Guarantees currently in place are:

1. Performance guarantee in the form of Performance Bond # 8725508 in the amount of \$789,018.30 issued by Fidelity and Deposit Company.
2. Cash Guarantee in the amount of \$87,668.70.

**WHEREAS**, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the reduction of the Performance Guarantee in a letter report dated May 9, 2007 in the following amount:

1. Reduction of the Performance Bond to not less than \$236,705.49
2. Reduction of the Cash Guarantee to not less than \$26,300.61

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Performance Bond is hereby reduced from \$789,018.30 to not less than \$236,705.49 and the Cash Guarantee from \$87,668.70 to not less than \$26,300.61. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

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

DATED: 05/22/07

**RESOLUTION 229R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO THE LARSEN GROUP, INC FOR AUTUMN BREEZE OF THE CASH BOND ISSUED FOR 8 CHERISE COURT, A/K/A BLOCK 82.01, LOT 4.06**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, MARTIN & STALLONE**

**ABSTAIN: INGRAM**

**ABSENT: UPDEGRAVE**

WHEREAS, The Larsen Group, Inc. has requested the Release of a Cash Bond for winter conditions in the amount of \$1,000.00 pertaining to 8 Cherise Court, a/k/a Block 82.01 Lot 4.06, Jackson Township; and

WHEREAS, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in a letter report dated May 3, 2007, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bond for winter conditions in the amount of \$1,000.00 heretofore posted with the Township may and hereby is released to The Larsen Group, Inc..

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

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

DATED: 05/22/07

**RESOLUTION 230R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO JEM CONTRACTING OF THE CASH BONDS ISSUED FOR VARIOUS BLOCK AND LOTS AS FOLLOWS**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

WHEREAS, JEM Contracting has requested the Release of cash bonds for winter conditions for various Block and Lots, Jackson Township as follows:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
126.11	30.11	18 Pointe Circle	\$1,500.00
126.11	36.06	882 Bethel Church Road	\$1,000.00

WHEREAS, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in letter reports dated May 3, 2007, which letter reports are made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bonds for winter conditions heretofore posted with the Township may and hereby are released to JEM Contracting.

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

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

DATED: 05/22/07

**RESOLUTION 231R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO LEGEND HOME BUILDERS, LLC. OF THE CASH BOND ISSUED FOR 57 MILLER AVENUE, A/K/A BLOCK 39, LOT 35**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

WHEREAS, Legend Home Builders, LLC. has requested the Release of a Cash Bond for winter conditions in the amount of \$1,000.00 pertaining to 57 Miller Avenue, a/k/a Block 39 Lot 35, Jackson Township; and

WHEREAS, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in a letter report dated May 3, 2007, which letter report is made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bond for winter conditions in the amount of \$1,000.00 heretofore posted with the Township may and hereby is released to Legend Home Builders, LLC.

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

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

DATED: 05/22/07

**RESOLUTION 232R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO TOLL BROTHERS, OF THE CASH BONDS ISSUED FOR RIVIERA AT WESTLAKE A/K/A, VARIOUS BLOCK AND LOTS AS FOLLOWS**

**MOTION TO APPROVE BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

WHEREAS, Toll Brothers has requested the Release of cash bonds for winter conditions for various Block and Lots, Jackson Township as follows:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
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66.16	29	35 Oakmont Lane	\$1,000.00
66.16	31	31 Oakmont Lane	\$1,000.00

WHEREAS, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in letter reports dated May 3, 2007, which letter reports are made a part hereof; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Cash Bonds for winter conditions heretofore posted with the Township may and hereby are released to Toll Brothers.

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

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

DATED: 05/22/07

**RESOLUTION 233R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF BIDS FOR AUXILLARY IMPROVEMENTS TO THE JUSTICE SPORTS COMPLEX, INCLUDING BUT NOT LIMITED TO, THE CONSTRUCTION OF CONCESSION STANDS AND REST ROOM FACILITIES AND LIGHTING**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

WHEREAS, the Township desires to improve the Justice Sports Complex for the benefit of the residents; and

WHEREAS, the Township desires to construct concession stands and restroom facilities and make other auxiliary improvements at the athletic fields located at the Justice Sports Complex; and

WHEREAS, in keeping with the Local Public Contracts Law of the State of New Jersey State Law, (N.J.S.A. 40A:11-1 et seq.) the Township desires to solicit bids from qualified vendors to construct concession stand(s), restroom facilities and make other auxiliary improvements at the athletic fields at the Justice Sports Complex.

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the solicitation of bids for the improvement of the Justice Sports Complex with the construction of said concession stand, restroom facilities and other improvements in accordance with the New Jersey Local Public Contracts Law (N.J.S.A.40A:11-1 et.seq)

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

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

DATED: 05/22/07

**RESOLUTION 234R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF BIDS FOR FIELD IMPROVEMENTS TO THE JUSTICE SPORTS COMPLEX WITH THE INSTALLATION OF SYNTHETIC TURF**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: INGRAM**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**WHEREAS**, the Township desires to improve the Justice Sports Complex for the benefit of the residents; and

**WHEREAS**, the Township desires to install synthetic turf on certain athletic fields located at the Justice Sports Complex; and

**WHEREAS**, in keeping with the Local Public Contracts Law of the State of New Jersey State Law, (N.J.S.A. 40A:11-1 et seq.), the Township desires to solicit bids from qualified vendors to construct certain synthetic turf athletic fields at the Justice Sports Complex.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the solicitation of bids for the improvement of the Justice Sports Complex with the installation of synthetic turf in accordance with the New Jersey Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.)

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

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

**DATED: 05/22/07**

**DISCUSSION AGENDA:**

**ADMINISTRATOR SANTOS** stated there were several budget insertions and text title changes on the agenda and since the Council did such a great job in adopting the budget within the time frame set by the State grants had been approved by the County and State and explained even though the amounts are small they are required by law to insert them into the budget and advised this money wasn't coming from the property tax.

**ADMINISTRATOR SANTOS** stated Bil-Jim requested a road closing for Grand Blvd. to make pump station improvements beginning May 30<sup>th</sup> and lasting for a period of 6-8 weeks. He stated Dan Burke didn't have a problem with it providing they met the 23 requirements adding Mr. Burke would make daily inspections to insure they are in compliance with the requirements based on his recommendations.

**APPROVE REQUEST OF BIL-JIM CONTINGENT UPON REQUIREMENTS SET FOR BY DAN BURKE**

**MOTION TO APPROVE BY: GUDAITIS**

**MOTION SECONDED BY: MARTIN**

**YES: GUDAITIS, INGRAM, MARTIN & STALLONE**

**ABSENT: UPDEGRAVE**

**COUNCIL PRESIDENT STALLONE** stated Judge Serpentelli found two Jackson Township ordinances were invalid. One was for Open Space and the other was for Recreation. Council President Stallone asked Council and Attorney Gilmore to prepare a resolution asking Legislators require developers to provide open space and recreation for the State. Attorney Gilmore explained there was no statutory authorization in the past requiring developers to provide open space or recreational facilities and explained the resolution would be presented to the Legislators of the 30<sup>th</sup> District to have the Office of Legislative Services prepare a bill for introduction in the Assembly giving authority to municipalities which would then allow Jackson Township to revisit the ordinances and prepare one that would benefit the residents of Jackson. Mayor Seda stated he had received phone calls from residents regarding Clayton's landfill and all-terrain vVehicles or ATV's and the ongoing problems along 571 and other roads where some websites advertise Jackson being the best place to ride ATV's and brings people from neighboring towns and states. He stated there have been a number of complaints from residents that prompted him in putting together a task force authorizing the Public Safety Director to contact outside agencies and he wanted to let the public know they have performed two undercover sting operations where Jackson Police Officers and helicopters and other

supporting agencies have issued 65 summons and impounded 27 ATV's over the past several months. He said the message they are sending is that Jackson is not a town where anyone can come to ride ATV's and disturb the peace of it's residents and they will continue these operations to keep these activities under control.

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**PUBLIC HEARING, ANY TOPIC**

**DAWN SENATORE-4 SOUTH WIND CIRCLE:** She stated she has spoken with Councilwoman Ingram regarding problems she and other residents at South Wind Mobile Home Park are having with the Manager of the park. Ms. Senatore brought documents to share with the Council regarding the improper behavior of the Manager stating he has been harassing a 16 year old resident, cutting tree branches to see into windows, making inappropriate comments to older and mentally challenged residents and taking one single mother of five to Court because she didn't have a screen on her door. After speaking with Councilwoman Ingram she reported these actions to the police, owners of United Mobile Home and other government agencies and didn't know where else to turn. Mayor Seda wanted to sit with her and look over her paperwork and discuss it further after the meeting.

**JACK KELNHOFER- NEW CASTLE CT.:** he had a concern about rent control and the appeal process – inaudible. Administrator Santos stated the Council didn't make any changes to the Rent Control Ordinance since they took office and wasn't sure if any changes were made by the previous Committee. Administrator Santos read the current ordinance as it pertains to the appeals process. Councilman Gudaitis stated he spoke with the Rent Leveling Board's attorney Mr. Rumpf and assured him he is working on it and they will get back to him. Attorney Gilmore asked Clerk Eden for a copy of the ordinance and any amendments and they would be in touch once they have reviewed it.

**MOTION TO CLOSE PUBLIC HEARING ON ANY TOPIC BY: MARTIN  
MOTION SECONDED BY: GUDAITIS  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

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**MOTION TO ADJOURN BY: MARTIN  
MOTION SECONDED BY: GUDAITIS  
YES: GUDAITIS, INGRAM, MARTIN & STALLONE  
ABSENT: UPDEGRAVE**

**8:30 PM**

**RESPECTFULLY SUBMITTED,**

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

**AME/klj**