

**ON TUESDAY, JUNE 26, 2007, AT 6:00 P.M., THE JACKSON TOWNSHIP
COUNCIL HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

ROLL CALL:

**COUNCILMAN GUDAITIS (6:18PM) ATTORNEY GILMORE (6:18PM)
COUNCILWOMAN INGRAM TOWNSHIP CLERK EDEN
COUNCILMAN MARTIN
COUNCIL VICE PRESIDENT UPDEGRAVE
COUNCIL PRESIDENT STALLONE**

**ALSO IN ATTENDANCE
ADMINISTRATOR SANTOS
MAYOR SEDA
ATTORNEY JOHN RUSSO**

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 260R-07

**TITLE: RESOLUTION FOR EXECUTIVE SESSION TO AUTHORIZE
TOWNSHIP COUNCIL TO ENTER INTO CLOSED DISCUSSIONS
CONCERNING MATTERS INVOLVING PERSONNEL, LITIGATION AND
OPEN SPACE LAND ACQUISITION**

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

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: Update - Affordable Housing Compliance Hearing held on June 21, 2007.
 - c) Possible Land Sale/Land Acquisition: Update – Whitesville Industrial Park.
 - d) Contracts/Agreements: Update – TWU Contract Negotiations
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 06-26-07

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

ON TUESDAY, JUNE 26, 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
COUNCIL PRESIDENT STALLONE**

**ATTORNEY GILMORE
TOWNSHIP CLERK EDEN**

ALSO IN ATTENDANCE

**ADMINISTRATOR SANTOS
MAYOR SEDA**

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.

MAYOR SEDA appointed Joseph Aufiero to the Jackson Township Shade Tree Commission for a term commencing immediately and ending May 21, 2012.

COUNCIL COMMENTS

COUNCILMAN GUDAITIS stated the past weekend was the soccer tournament run by the local Jackson PBA and applauded Officer John Pejoski who puts together these events and for the great job he does. They raised money for Missing and Exploited Children and felt they had a great turn out and it will take some time to get the numbers together and stated the Mayor's wife helped out at the snack stand. He bid farewell to Administrator Santos stating it was a pleasure to work with him and wished him well in his future endeavors.

COUNCILWOMAN INGRAM stated it was a pleasure working with Mr. Santos and thanked him for sharing his knowledge and experience. She added what a pleasure it was reviewing the budget he prepared so professionally and wished him much success in future endeavors and wished everyone a safe trip home.

COUNCILMAN MARTIN thanked everyone for coming and stated he attended the soccer tournament and noted what a great job Officer Pejoski does in preparing such events. He also thanked Mr. Santos for navigating the Council through some tough issues that he handled with great ease and professionalism and how his leadership made some situations much easier.

COUNCIL VICE PRESIDENT UPDEGRAVE stated Bill Santos became more of a friend than a business associate and wished him well and will miss him. She then stated she has been reading a number of State and Assembly bills that are affecting local public contract laws that affect purchasing capabilities of all municipalities. She is requesting the Council support in helping her oppose some of the proposed bills that may come up in the Senate because they are changing many of the rules and regulations of the open public contracts laws which in turn save municipalities a lot of money. She added the release of a bid list prior to going out for bid could cause collusion and prevent the fair bid process. She stated the current local public contracts law is supported by the Department of Community Affairs and the Government Purchasing Association of New Jersey where they made it their primary concern that expenditures of taxpayer's money was in the best interest, best price and the lowest most responsible price you can get for a contract. The

new law would allow someone to go over the lowest bidder by 1%. She offered the Council some information and requested resolutions be prepared for the next agenda.

COUNCIL PRESIDENT STALLONE reminded everyone about recreation and summer events now that school is out. He advised the public July 1st is the Independence Day Celebration with a DJ, bands and vendors. It will begin at 3:00 p.m. and run until dusk when they will have a fireworks display. He announced they will have several bands throughout the summer for the concert series and they could get more information from the Recreation Department. They also have some new summer mini camp programs for preschoolers from 3 ½ to 6 years of age, a summer basketball camp and a multi sports camp. He stated due to the number of problems residents have had regarding the gypsy moths and possible tree damage and trees that may need to be removed, the Attorney advised there is a clause in the current tree removal ordinance that provides for natural disasters and the fee can be waived if the tree has been damaged because of disaster. He thanked Administrator Santos for his help and wished him well in his new position and stated it was a pleasure working with him.

Clerk Eden addressed the Council President stating for the public's edification there is a change to the agenda (order of business) and they would be addressing Resolutions 277R-07 and 280R-07 on the Public Hearing.

PUBLIC HEARING OPENED, RESOLUTIONS 277R-07 AND 280R-07 ONLY - NO ONE CAME FORWARD

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY: MARTIN
MOTION SECONDED BY: GUDAITIS**

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

RESOLUTION 277R-07

TITLE: AUTHORIZE CONTRACT AGREEMENT BETWEEN THE TOWNSHIP OF JACKSON AND THE JACKSON CHAMBER OF COMMERCE FOR THE SUPPLY AND DELIVERY OF TOWNSHIP MAPS AND RELATED PROMOTIONAL SERVICES

MOTION TO APPROVE BY: MARTIN

MOTION SECONDED BY: UPDEGRAVE

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

ADMINISTRATOR SANTOS explained for the public's edification and for those that weren't present at the previous meeting that the Council appropriated \$5,000.00 to the Chamber of Commerce in the 2007 budget process and the Attorney found a technicality in the law establishing an agreement setting forth the services the Chamber of Commerce would provide for the \$5,000.00 contribution.

WHEREAS, the Jackson Township Chamber of Commerce promotes business within the Township of Jackson and provides information concerning Jackson Township Municipal offices and programs; and

WHEREAS, aside from promoting business within the Township of Jackson, the Jackson Township Chamber of Commerce provides maps of the Township to residents and visitors of the Township; and

WHEREAS, the Jackson Township Chamber of Commerce promotes development of commercial activities within the Township and promotes available Township services, employment opportunities, and encourages communication between businesses within the Township and Township government; and

WHEREAS, the Township Council of the Township of Jackson wishes to authorize the execution of a contract with the Jackson Township Chamber of Commerce, in accordance with the recommendation of the Mayor and Township Administrator; and

WHEREAS, the contract will provide an annual payment of \$5,000.00 to the Jackson Township Chamber of Commerce in exchange for its promotion of Jackson

Township, its businesses, and government services as well as the preparation and distribution of maps of Jackson Township; 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. That the Township Council of the Township of Jackson does hereby authorize the execution of an agreement with the Jackson Township Chamber of Commerce for the promotion of Jackson Township, its businesses, economic development opportunities, employment opportunities, municipal services, and further to prepare and provide maps of the Township of Jackson to Township residents and visitors.
2. That the Mayor and Township Clerk are authorized to execute an agreement with the Jackson Township Chamber of Commerce.
3. Copies of this resolution to Township Administrator, Acting Chief Financial Officer, Purchasing Agent, Jackson Chamber of Commerce and any other interested parties.

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

DATED: 06-26-07

RESOLUTION 280R-07
TITLE: AUTHORIZE AMENDMENT TO AFFORDABLE HOUSING
AGREEMENT DATED APRIL 24, 2007 BETWEEN THE TOWNSHIP OF
JACKSON AND HOVBILT, INC.

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

WHEREAS, Hovbilt, Inc. (“Hovbilt”) is the developer of Affordable Housing Site No. 5 (Jackson Valley Estates) identified on the Jackson Township Affordable Housing Map and Affordable Housing Ordinances. The property is located at Block 6, Lot 4.04 and Block 7 Lot 13, 28.01, 35 and 47 - 49 (the “Property”) as identified on the official tax map of the Township of Jackson (“the Township”); and

WHEREAS, Jackson and Hovbilt entered into an Affordable Housing Agreement on 13 September 1999 (the “Agreement”), a copy of which is annexed to the Amended Agreement as Exhibit ‘A’, which contemplated development of Hovbilt’s Property with said Agreement being the subject of a Fairness Hearing, upon adequate notice to the public and the protected class, held on December 21, 1999; and

WHEREAS, pursuant to the Agreement and Order, Hovbilt filed revised applications for General Development Plan approval, Preliminary and Final Subdivision approval and Preliminary and Final Site Plan approval with the Planning Board on December 22, 2005 (the “2005 Plans”) for the project known as Jackson Valley (the “Project”), and the Planning Board granted General Development Plan approval, preliminary and final subdivision approvals for the Project, and preliminary and final site plan approvals for Sections 1 and 2 of the Project on February 26, 2007 (the “Approvals”); and

WHEREAS, due to significant rules changes at the New Jersey Council on Affordable Housing (“COAH”) the Township is required to under take certain actions to ensure that the Township receives proper credits for affordable housing units generated by this project and to protect the Township from accruing a Third Round Growth Share obligation generated by the non-affordable units created as a result of the construction of this Project; and

WHEREAS, the Township determined that the Amendments to the Agreement between the Parties are in the best interests of the Township considering the Rule changes from COAH and the Township’s desire revisit and review the inclusionary developments that were previously approved by the Court in order to ensure that the projects are consistent with the rule changes and consistent with the Township’s current affordable housing policies and objectives so that the Township is protected to the fullest extent possible regarding affordable housing compliance; and

WHEREAS, Jackson and Hovbilt entered into an Amended Affordable Housing Agreement on 24 April 2007 (the “Amended Agreement”) that was conditioned on Court approval of the Amendment and Court approval of the Township’s request for a “Senior Cap Waiver.” **Attached as Exhibit A**; and

WHEREAS, the Agreement was the subject of a Fairness Hearing, upon adequate notice to the public and the protected class, held on June 21, 2007, and after the Fairness Hearing the Amended Agreement was approved by Judge Serpentelli and established by Court Order entered on June 21, 2007 (the “Court Order”), **Attached as Exhibit B**, and;

WHEREAS, the Court Order contains the following language: “[b]ased upon the June 19, 2007 Master’s Report prepared by Philip B. Caton and Kathleen Grady, it is apparent that the Township’s current application for its request pursuant to N.J.A.C. 5:93-15.1 for a waiver from the provisions of N.J.A.C. 5:93-5.14 commonly known as a “Senior Cap Waiver” anticipated a rule change from COAH that would have increased the cap to at least 33%. Now, based upon the Special Master’s belief that the prospects for that rule increase have faded, the balance of the Township’s case is not compelling at this time. Further, the Township did not provide the level of documentation to support its application that it would have, had the regulatory situation at the State been clearer. Therefore, the Township has been granted the right to temporarily withdraw its request for a waiver and has reserved its right to reapply for such waiver in the future any time it believes it can provide the necessary support for such an application. Furthermore, the Township, through its Affordable Housing Counsel, has indicated that it will, subject to approval by the Mayor and Council at its next regularly scheduled meeting, remove from the Amended Settlement Agreement the contingency related to the senior cap waiver so that the Amended Agreement is not subject to or dependent upon the Township receiving any senior cap waiver. An addendum to the Amended Agreement shall be submitted for approval by the Council and executed by the Mayor removing such contingency;” and

WHEREAS, based on the Court Order, Jackson and Hovbilt agree that an amendment that deletes in its entirety Paragraph 8D of the Amended Agreement removing such contingency is appropriate and in their respective best interests and is consistent with the Court Order. **A copy of the Addendum is attached as Exhibit C**.

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

A. The proposed Addendum to the Amendment to the Affordable Housing Agreement between the Township and Hovbilt, Inc. attached hereto as Exhibit “C” that effectively deletes Paragraph 8D of the Amended Agreement is hereby approved as to form and substance by the Council and the Mayor and Clerk of the Township are hereby authorized to execute the Addendum to the Amended Agreement on behalf of the Township.

B. The Township’s Affordable Housing Counsel and Planning Consultants are hereby authorized and directed to explore the feasibility of seeking a Senior Cap Waiver based upon the most recent Census Data and Township issued Certificates of Occupancy for age-restricted and non-age-restricted units and approvals issued by the Township Zoning and Planning Boards that would demonstrate that the Township and Region 4 has a greater concentration of Seniors living in the Township as compared to the entire State. If the Affordable Housing Professionals reasonably believe that seeking a Senior Cap Waiver pursuant to Second Round Rules is in the Township’s best interest they are hereby authorized to prepare the required reports and documents to be filed with the Superior Court to secure the required approvals from the Superior Court for a Senior Cap Waiver.

DATED: 06-26-07

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

BILLS AND CLAIMS

MOTION TO APPROVE BILLS AND CLAIMS BY: MARTIN

MOTION SECONDED BY: GUDAITIS

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

ABSTAIN: MARTIN (COUNTRY WIDE BANK)

CHECK#	VENDOR	AMOUNT
074456	JACKSON TOWNSHIP P/R ACCT	620,487.27
074457	JACKSON TOWNSHIP P/R ACCT	48,982.14
074458	ACTION OFFICE SUPPLIES INC.	157.61
074459	AMANJ EDUCATION FUND	245.00
074460	AMERICAN TRANSMISSION	1,000.00
074461	ANS CONSULTANTS INC.	2,400.00
074462	ASBURY PARK PRESS, INC.	324.84
074463	ASSN. OF MUN. ASSESSORS OF O.C.	550.00
074464	BEYER BROTHERS CORP.	626.50
074465	BINDER MACHINERY COMPANY, INC.	77.80
074466	BOARD OF FIRE COMMISSIONERS	76,509.45
074467	BOARD OF FIRE COMMISSIONERS	154,773.00
074468	BOARD OF FIRE COMMISSIONERS	473,693.60
074469	BOARD OF FIRE COMMISSIONERS	280,500.75
074470	BROUWER HANSEN & IZDEBSKI	420.00
074471	CANYON SPRING WATER	30.05
074472	CAOLA COMPANY	319.25
074473	CATERING UNLIMITED	500.00
074474	CDW GOVERNMENT, INC.	1,170.00
074475	CITTA, HOLZAPFEL & ZABARSKY	505.00
074476	CLAYTON BLOCK CO. INC.	483.69
074477	COMPUSA STORES L P	242.86
074478	JANICE CONNOR, PETTY CASH	179.38
074479	COSTCO WHOLESALE	67.42
074480	COUNTRYWIDE – TAX DEPT.	2,477.77
074481	CREATIVE HOBBIES	26.98
074482	CUSTOM PARTY RENTALS INC.	350.00
074483	DELL MARKETING L.P.	5,360.28
074484	PHIL DEL TURCO	200.00
074485	EAGLE MAINTENANCE SUPPLY INC.	57.00
074486	EDWARDS TIRE COMPANY, INC.	779.65
074487	EMERGI-CLEAN INC.	198.00
074488	EXCAVATING MATERIALS &	4,732.00
074489	FAIRLITE ELECTRIC SUPPLY CO.	673.36
074490	FALSON PRINTING & GRAPHICS, INC.	2,200.00
074491	FRENCH & PARRELLO ASSOC., P.A.	24,471.93
074492	GENERAL CODE PUBLISHERS CORP.	4,970.50
074493	GENERAL SALES ADMINISTRATION	23,796.56
074494	GENESIS SERVICE CO.	98.00
074495	VOID	-0-
074496	GILMORE & MONAHAN, P.A.	4,540.17
074497	GLUCK, ALLEN & GERTNER, LLC	2,524.50
074498	GRAVATT CONSULTING GROUP INC.	162.50
074499	JENNIFER GROBER	125.00
074500	HELRICS PICTURE FRAMING	105.36
074501	HERMAN'S TRUCKING	1,520.40
074502	I & G FARMS INC.	100.00
074503	IKON OFFICE SOLUTIONS	417.00
074504	INDUSTRIAL WELDING SUPPLY INC.	44.50
074505	INTERNATIONAL TRUCK OF CENTRAL	164.29
074506	JACKSON SR. CITIZENS CLUB, INC.	114.21
074507	JACKSON TWP. BOARD OF ED.	5,741,024.50
074508	JACKSON DEVELOPMENT CO.	161.75
074509	JANE'S INFORMATION GROUP	382.00
074510	JERSEY CENTRAL POWER & LIGHT	202.52
074511	A-1 JDK SPECIALTIES	130.00
074512	JDM PLANNING ASSOCIATES, LLC	3,375.00
074513	JEV TERMITE & PEST CONTROL	400.00

074514	LAKWOOD AUTO SUPPLY INC.	551.22
074515	LANIGAN ASSOCIATES, INC.	180.00
074516	LARSON FORD, INC.	1,752.88
074517	DAVID LICHTENSTEIN	16.49
074518	SUSAN LOTITO	975.00
074519	LOWE'S COMPANIES, INC.	527.79
074520	MERIDIAN OCCUPATIONAL HEALTH	693.50
074521	METICULOUS LANDSCAPING, INC.	4,404.22
074522	MGL PRINTING SOLUTIONS	45.00
074523	MICROMDIA PUBLICATIONS, INC.	121.65
074524	MON/OCEAN COUNTY INTELL BUREAU	50.00
074525	MONMOUTH TELECOM	1,457.92
074526	NAPCO/R.S.KNAPP CO. INC.	258.52
074527	THE NEW DAWN SINGERS, INC.	900.00
074528	NJ-IAAO	990.00
074529	VOID	-0-
074530	NEW JERSEY NATURAL GAS	4,787.38
074531	NJLM	320.00
074532	NOREIKA GAS INC.	174.85
074533	NORMAN'S GLASS & AUTO SVCS, INC.	1,529.50
074534	OCEAN COUNTY BOARD OF HEALTH	8,827.00
074435	OCEAN COUNTY NEWSPAPERS, INC.	210.51
074536	PAPER MART INC.	285.00
074537	PHOTOGRAPHIX & MICROGRAPHICS	1,692.00
074538	PINA M. INC.	239.00
074539	PORTA TARGET	2,300.00
074540	PUBLIC WORKS ASSOCIATION OF NJ	60.00
074541	PURCHASE POWER	8.00
074542	FRED RASIEWICZ, PETTY CASH	87.65
074543	REMINGTON, VERNICK & VENA ENG.	12,303.50
074544	RIGGINS INC.	16,413.75
074545	RITTENHOUSE KERR FORD INC.	59.16
074546	RWV LAND / LIVESTOCK CO. INC.	1,080.00
074547	JOSEPH SBANO	173.57
074548	WORNALL SECURE BUSINESS	596.60
074549	SHOPRITE/PERLMART, INC.	225.11
074550	T & B SPECIALTIES INC.	303.50
074551	T & M ASSOCIATES	6,705.25
074552	TOTAL LUBRICATIN SVC & SUPPLY	1,067.40
074553	TOZOUR-TRANE	1,442.12
074554	TREC-ADVANCED COMPUTER	6,000.00
074555	TRENTON BRAKES, INC.	62.82
074556	TREASURER, STATE OF NEW JERSEY	40.00
074557	GREATER MEDIA NEWSPAPERS DBA	193.00
074558	MICHAEL CEPPALUNI DBA/UNITED	360.00
074559	VAN SANT EQUIPMENT	112.50
074560	VAN SANT SEWER SERVICE LLC	667.80
074561	VOID	-0-
074562	VERIZON	2,071.67
074563	VIRTUAL F/X, LLC	3,144.00
074564	VITAL COMMUNICATIONS, INC.	131.99
074565	WALTER R EARL CORP.	823.38
074566	W.M. MASON COMPANY	237.56
074567	WESTWOOD COMPUTER CORP.	174.32
	TOTAL	7,577,965.42
060690-060695	GENERAL TRUST	36,131.59
001138	IND'L COMM TO IND'L COMM	5,000.00
061567-061589	PARK & REC	14,476.61
003838-003848	DEVELOPERS	48,201.06

CAPITAL

060544	CARDINAL ROOFING & SIDING CORP	9,300.00
060545	DILWORTH PAXSON, LLP	570.00
060546	FRENCH & PARRELLO ASSOC., P.A.	45,988.41
060547	LAND TEK GROUP, INC.	61,250.98
060548	T & M ASSOCIATES	8,333.33
	TOTAL	125,442.72

ORDINANCES, SECOND READING:**ORDINANCE 18-07**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON
AMENDING AND SUPPLEMENTING CHAPTER 83 OF THE TOWNSHIP
CODE ENTITLED "PERMIT PARKING"**

PUBLIC HEARING OPENED - NO ONE CAME FORWARD.

MOTION TO CLOSE PUBLIC HEARING BY: GUDAITIS

MOTION SECONDED BY: MARTIN

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE, STALLONE

**MOTION TO APPROVE ORDINANCE 18-07 ON SECOND READING,
ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED
NEWSPAPER AS REQUIRED BY LAW BY: GUDAITIS**

MOTION SECONDED BY: MARTIN

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

ORDINANCE 18-07

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 83
OF THE TOWNSHIP CODE, ENTITLED "PERMIT PARKING"**

SECTION 1. The Code of the Township of Jackson is hereby amended and supplemented so as to delete the current Chapter 83 entitled "Permit Parking," so as to create a new Chapter 83 entitled "Permit Parking," which shall read in its entirety as follows:

§ 83-1. Purpose.

The purpose of this ordinance is to designate certain parking locations within the Township of Jackson as permit parking areas and to regulate the use of such parking locations in a manner which encourages use by Township residents.

§ 83-2. Public parking lots.

There are hereby created and established in the Township of Jackson facilities or zones for the parking of motor vehicles on lots now or hereafter owned or rented by the Township for that purpose.

§ 83-3. Permits; fees; limitations.

- a. Any person who desires to park a motor vehicle in a municipal lot or zone shall purchase from the Township Clerk, or designee, a permit which shall be displayed on the back of the rear view mirror of each vehicle parked in a municipal parking lot in such a manner as to be clearly visible thereon. The Clerk shall have the authority to determine the form of said permits. An applicant for such a permit may request a duplicate permit for another motor vehicle which is registered in the same name. Only one duplicate permit is allowed. Said duplicate permit shall be distinguishable from the

original permits issued by the Clerk. The Clerk is authorized to issue replacement permits where a permittee wishes to substitute a vehicle different from the one for which the original permit was issued. In a case where a motor vehicle with a permit must be in a repair shop for any lengthy period of time, a temporary thirty-day stick may be issued.

- b. (1) There shall be no permit fee for Township residents. Residents permit applicants shall show to the Clerk, or designee, satisfactory evidence of Township residence.
- (2) The annual permit fee for non-residents shall be the sum of \$40 and said permit shall terminate on December 31 of the year of issuance. The Clerk is permitted to adjust and weekly pro-rate fees based on the number of weeks remaining, rounded to the nearest \$1 beginning the first Monday in February. This provision shall not empower the Clerk to issue permits for less than the balance of the year for which the permit is sought. The fee for the issuance of a duplicate permit is \$5 and the fee for the issuance of a replacement permit is \$3. In the case of temporary permit to be issued to a permit holder, the fee shall be \$2. A one-day daily permit may also be issued for a fee of \$10.
- c. Annual renewal. Persons desiring to purchase a permit for the next ensuing calendar year may purchase same on and after December 1 of the proceeding year.

§ 83-4. Limitations; application

- a. The permit shall only authorize the parking of vehicles at the designated locations weekdays.
- b. The permits to be sold by the Clerk under the terms of this section are intended to apply to one parking space and no person shall park a motor vehicle of such size or in such a manner as to occupy more than one such parking space. Further, motor vehicles shall be parked head-in into the parking space so that the rear bumper of the vehicle abuts traffic aisles. The issuance of a duplicate permit by the Clerk shall not entitle the permittee to park more than one vehicle in a parking facility at one time.
- c. Each person applying for a parking permit hereunder shall complete an application form to be prepared by the Clerk which shall set forth the name, address, and driver's license number of the applicant for the motor vehicle to which the permit is to apply, including a description of each motor vehicle by year, make, model, color, and license plate number. At the time of applying for said permit, an applicant shall present to the Clerk the current New Jersey motor vehicle registration and insurance identification card for which a permit is sought (vehicles must be registered to one person). Under no circumstances will a refund or rebate be granted for any unused portion of the annual pro-rated parking fee.
- d. The permit stickers issued shall be affixed only to the motor vehicles described in the application and shall not be transferable to any other vehicle.
- e. Wherever parking has been restricted in any portion of a designated parking lot or zone by other ordinances or resolutions presently in effect regulating parking (such as ordinances establishing metered areas), then said portions of the above zones shall continue to be regulated parking areas as provided in such respective other ordinances, notwithstanding the provisions of this chapter.

§ 83-5. Signage.

The Director of Public Safety is hereby directed to prepare and erect proper signs calling attention to the provision of this chapter along those streets or portions thereof located within the designated parking areas.

§ 83-6. Exemptions.

The following vehicles shall be exempt from this chapter.

- a. Contractors, service and delivery vehicles. Contractors, service and delivery vehicles bearing the name and address of a commercial business and registered and licensed to do business in the Township of Jackson, if required, and exhibiting commercial license tags may park without a permit between the hours of 8:00 a.m. and 6:00 p.m. during the time that the operator and/or occupants of said vehicle are actually rendering service, repairs or improvements to a residence or other property located within the designated parking areas. Any commercial vehicle parked overnight shall be deemed in violation of this chapter.
- b. Any vehicle lawfully parked in a parking space governed by a parking meter, where the required coins have been deposited in said meter.
- c. Emergency vehicles. Emergency vehicles and public service, telephone and other utility vehicles may park without a permit during the time that they are rendering service or repairs in the area. Proof of service, e.g., an invoice or other written document, must be furnished upon request of an officer enforcing parking regulations. Any public utility vehicle parked overnight and not providing service shall be deemed in violation of this chapter.

§ 83-7. Violations and penalties.

- a. Any person who parks a vehicle or who permits a vehicle to be parked in a municipal parking lot or facility in violation of the terms of this section shall be subject to a fine or not more than \$20 in the discretion of the Municipal Court Judge. Further, all enforcement officers are hereby authorized to arrange for the towing of any such illegally parked vehicles and the owner of said vehicle shall remain liable for all towing and storage charges associated therewith. A separate offense shall be deemed committed each day during or on which the violations occurs and/or continues.
- b. It shall be prohibited for any individual, corporation or other entity to whom parking permits have been issued to duplicate, sell or lease or otherwise transfer any permit in a manner not provided for in this chapter. Any individual or business to whom a parking permit has been issued that is found to have duplicated, sold, leased or otherwise unlawfully transferred said parking permit will be subject to a fine of \$100 and/or imprisonment up to 30 days upon conviction. In addition, all future parking privileges provided for in this chapter shall be revoked for said individual or business.
- c. Any vehicles found to have parking permits which have been duplicated, sold or leased or otherwise unlawfully transferred shall be towed at the owner's expense. The owner of said vehicle shall receive a summons for a violation of this chapter and be subject to a penalty as provided in Subsection (a) above.

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).

MAYOR MARK A SEDA

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 Governing Body 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 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, R.M.C.
TOWNSHIP CLERK

DATED: 06-26-07

ORDINANCE 19-07

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 18-10 ENTITLED “FEES AND SEERVICE CHARGES” OF THE TOWNSHIP CODE SO AS TO RENAME THIS SECTION 82-34 WITHIN CHAPTER 82 “PARKS AND RECREATION FACILITIES”

PUBLIC HEARING OPENED

MIKE KAFTON – 67 NORTH LAKESIDE DRIVE: He asked if any fees were going up? Administrator Santos explained there are some new programs and some increases (to existing programs) bringing the fees in line (on a gradual basis) to keep programs self supporting and not burden the residents. He read over some fees that have gone up and advised what programs were new.

PAUL MAYEROWITZ – 91 CYPRESS POINTE LANE: He asked Administrator Santos if he calculated what the cumulative value of the revenue inflow would be versus the projected increases associated with each of the items? Administrator Santos stated the Director of Recreation hadn’t given him the figures yet but indicated the Directors’ goal was to get as close as he could to cover the costs associated with the specialized programs that wouldn’t be open to the general public such as the fireworks coming up on July 1st where the Township pays a portion. He stated Commerce Bank and some other organizations have been very generous in their donations that helped offset some costs.

MOTION TO CLOSE PUBLIC HEARING BY: UPDEGRAVE

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE, STALLONE

MOTION TO APPROVE ORDINANCE 19-07 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, UPDEGRAVE & STALLONE

ORDINANCE 19-07

AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 18-10 ENTITLED "FEES AND SERVICES CHARGES" OF THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON SO AS TO RENAME THIS SECTION 82-34 WITHIN CHAPTER 82, "PARKS AND RECREATION FACILITIES"

WHEREAS, subsequent to the adoption of the Mayor-Council Plan of the Optional Municipal Charter Law by the Township of Jackson, a new Administrative Code was adopted which revised Chapters 2 through 34, inclusive, of the Township Code of the Township of Jackson in its entirety; and

WHEREAS, old Chapter 18, "Board of Recreation Commissions" was replaced by the adoption of a new chapter, "Department of Recreation and Senior Services" within the Administrative Code; and

WHEREAS, the fees within old Section 18-10 for Recreation Department Events were not superceded by any provisions of the new chapter "Department of Recreation and Senior Services"; and

WHEREAS, so as to avoid confusion, the governing body wishes to move the content of old Section 18-10 entitled "Fees and Service Charges" from the Administrative Code into the General Legislation section of the Code; and

WHEREAS, old Section 18-10 shall now be known as Section 82-34, within Chapter 82, "Parks and Recreation Facilities."

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

SECTION 1: That Section 18-10 entitled "Fees and Service Charges" within the old Chapter 18, "Board of Recreation Commissions" is hereby amended and supplemented so as to now be known as newly created Section 82-34 within Chapter 82, "Parks and Recreation Facilities" and shall be further amended in its entirety as follows:

CHAPTER 82

ARTICLE IV

RECREATION EVENT FEES

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

ACTIVITY		FEE
ARTS & CRAFTS	Kindercraft	\$12.00 - \$18.00
	Me & Mom	\$ 6.00 - \$10.00
	Jr. Craft	\$ 8.00 - \$12.00
GIRLS VOLLEYBALL	Registration	\$35.00
GIRL'S SOFTBALL	Registration	\$60.00
	Pee Wee	\$40.00
SUMMER CAMP	Registration	\$160.00
	T-Shirts	\$ 5.00
	Trip Fees	\$ 2.00 - \$35.00
	Theatre Arts	\$ 60.00
	Mini Camp	\$ 36.00
BASKETBALL	Registration	\$40.00
	Camp	\$65.00

WRESTLING	Registration	\$75.00
MEN'S BASKETBALL	Registration	\$20.00
TEEN DANCE	Tickets	\$ 5.00
	Lost I.D. Card	\$ 5.00
	Father/Daughter Dance	\$ 8.00
	Mother/Daughter Tea	\$ 8.00
	Hip Hop Classes	\$30.00
SPECIAL EVENTS VENDOR		\$250.00
JACKSON DAY	Booth Fees	\$30.00 - \$225.00
	Late Fee	\$25.00
	Five-K Run & Fun Run	\$ 6.00 - \$15.00
LATE FEE	All Programs	\$ 5.00

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

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

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 June 12, 2007 and will be considered for second reading and final passage at the regular meeting of said Governing Body 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.

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

DATED: 06-26-07

ORDINANCE 20-07

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING ORDINANCE 27-04 ADOPTED ON JUNE 28, 2004 PROVIDING FOR VARIOUS 2004 CAPITAL IMPROVEMENTS, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE SENIOR CENTER, OLD LIBRARY, POLICE FIRING RANGE AND THE CONSTRUCTION OF RECREATION FIELDS AND THE RENOVATION AND THE RENOVATION AND IMPROVEMENT AND DEVELOPMENT OF MUNICIPAL PARK FACILITIES AUTHORIZED IN AND BY THE

TOWNSHIP OF JACKSON IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY

PUBLIC HEARING OPENED

PAUL MAYEROWITZ – 91 CYPRESS POINTE LANE: He asked for an explanation of the Ordinance. Administrator Santos explained it gives the Township a broader scope of projects that recognize improvements that need to be made but they don't know the exact cost at this time. Mr. Mayerowitz asked if the projects that were projected in 2004 and money allocated, have they been completed? Administrator Santos explained some projects came in under budget while others were not undertaken. The combination of the two makes funds available. Mr. Mayerowitz asked why the finance law doesn't require them to re-budget those capital items in the 2007 budget? Administrator Santos explained Capital funds are funded differently and since he didn't write the law he couldn't say specifically but he does know what the law permits and that is to allow the Council on a 2/3rd majority to amend a previous ordinance and add additional services on when there is money available. Mr. Mayerowitz asked what those projects and their values were? Administrator Santos did not have the detailed list but stated the Senior Center is in need of exterior improvements to the parking lot that he's currently getting prices for and the shooting range needs some improvements along with some other items. Mayor Seda stated there are improvements all over the Township that need to be done and they are looking to prioritize those improvements.

MOTION TO CLOSE PUBLIC HEARING BY: GUDAITIS

MOTION SECONDED BY: MARTIN

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE, STALLONE

MOTION TO APPROVE ORDINANCE 20-07 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE

MOTION SECONDED BY: GUDAITIS

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

BOND ORDINANCE 20-07

BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 27-04 ADOPTED ON JUNE 28, 2004, PROVIDING FOR VARIOUS 2004 CAPITAL IMPROVEMENTS, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE IMPROVEMENTS TO THE SENIOR CENTER, OLD LIBRARY, POLICE FIRING RANGE, AND THE CONSTRUCTION OF RECREATION FIELDS, AND THE RENOVATION, IMPROVEMENT, AND DEVELOPMENT OF MUNICIPAL PARK FACILITIES, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY

WHEREAS, the Township of Jackson, in the County of Ocean, New Jersey (the "Township") finally adopted Bond Ordinance No. 27-04 on June 28, 2004 (the "Prior Ordinance"), providing for the various 2004 Capital Improvements; and

WHEREAS, the Township has determined that the project description set forth in the Prior Ordinance needs to be amended, without increasing the aggregate appropriation or debt authorization for said purposes.

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 two-thirds of all members thereof affirmatively concurring), as follows:

Section One. Section 5(a) (ii) of the Prior Ordinance is hereby amended to read as follows:

- (ii) Department of Public Safety: the acquisition and installation of a Computer Assisted Dispatch ("CAD") System and a Radio System for the Department of Public Safety, various improvements to the Township of Justice Complex, Senior Center, Old Library, and Police Firing Range, including but not limited to, paving and improvements to the parking lot and upgrades and renovations to the

acquisition and installation of equipment for the heating ventilation and air conditioning system and the emergency power system at the Township Complex, and the construction of Recreation Fields, renovation, improvement and development of Municipal Park Facilities;

Section Two. The aggregate appropriation (\$4,210,000), the aggregate debt authorization (\$3,180,000), the aggregate down payment (\$870,409.20 Re-appropriation of Excessive Proceeds and \$159,030.80 down payment), and other authorizations set forth in the Prior Ordinance remain unchanged and are hereby confirmed.

Section Three. All ordinances or parts of ordinances in conflict or inconsistent with any of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent. In the event that any section, part or provision of this ordinance shall be held to be unconstitutional or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part hereof other than the part so held unconstitutional or invalid.

Section Four. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final passage, as provided in the Local Bond Law, N.J.S.A. 40A:2-1 et seq.

MAYOR MARK A. SEDA

NOTICE OF PENDING ORDINANCE

The referenced 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 June 12, 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 Jackson Township Municipal Building, 95 West Veterans Highway, Jackson, New Jersey on June 26, 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 ordinance published herewith has been finally adopted by the governing body of the Township of Jackson, in the County of Ocean, State of New Jersey, by the recorded affirmative votes of at least two-thirds (2/3rds) of the full membership of the governing body on June 26, 2007, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be

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

DATED: 06-26-07

ORDINANCE – FIRST READING

ORDINANCE 21-07

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF BLOCK 227.01, LOTS 9 AND 10 (FORMERLY KNOWN AS BLOCK 32.01, LOTS 33 AND 36) FROM HYSON ESTATES, LLC IN ACCORDANCE WITH N.J.S.A. 40A:12-5 (A)(1)

**MOTION TO APPROVE ORDINANCE 21-07 ON FIRST READING, ADVERTISE THE NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON JULY 10, 2007 BY: MARTIN
MOTION SECONDED BY: INGRAM**

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

ORDINANCE NO. 21-07

AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF BLOCK 227.01, LOTS 9 AND 10, FORMERLY KNOWN AS BLOCK 32.01, LOTS 33 AND 36, FROM HYSON ESTATES, LLC, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)

WHEREAS, Hyson Estates, LLC, is the assessed owner of Block 227.01, Lots 9 and 10, formerly known as Block 32.01, Lots 33 and 36; and

WHEREAS, Hyson Estates, LLC, wishes to donate the subject property to the Township of Jackson; and

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

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

SECTION 1. That the governing body does hereby authorize the acquisition of Block 227.01, Lots 9 and 10 from Hyson Estates, LLC. This property is being acquired by the Township of Jackson pursuant to N.J.S.A. 40A:12-5(a)(1) as a gift from Hyson Estates, LLC.

SECTION 2. That the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from Hyson Estates, LLC.

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.

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 **June 26, 2007**, 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 **July, 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.

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

DATED: 06-26-07

ORDINANCE 22-07

TITLE: BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 19-01 ADOPTED ON JUNE 11, 2001, PROVIDING FOR VARIOUS 2001 CAPITAL IMPROVEMENTS, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE REFURBISHMENT OF TWO EMERGENCY MEDICAL TRANSPORT VEHICLES, AUTHORIZED IN

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

**MOTION TO APPROVE ORDINANCE 22-07 ON FIRST READING, ADVERTISE
THE NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD
ON JULY 10, 2007 BY LAW BY: GUDAITIS**

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WILLIAM SANTOS stated this was a previous bond ordinance where funds exist for the purpose of refurbishing two existing emergency medical transport vehicles and stated on June 6th the State completed the review of the towns application for Jackson to provide emergency transportation and we are now eligible to continue the licensing process which requires the town to have two vehicles and the town feels it would be faster and more cost effective to refurbish the two vehicles instead of buying new ones.

COUNCILMAN GUDAITIS asked if the town bonded for a copy machine in 2001 and Administrator Santos replied yes although it would not have been his recommendation.

BOND ORDINANCE 22-07

**BOND ORDINANCE AMENDING IN PART BOND
ORDINANCE NO. 19-01 ADOPTED ON JUNE 11,
2001, PROVIDING FOR VARIOUS 2001 CAPITAL
IMPROVEMENTS, IN ORDER TO EXPAND THE
SCOPE OF IMPROVEMENTS TO INCLUDE THE
REFURBISHMENT OF TWO EMERGENCY
MEDICAL TRANSPORT VEHICLES, AUTHORIZED
IN AND BY THE TOWNSHIP OF JACKSON, IN THE
COUNTY OF OCEAN, NEW JERSEY**

WHEREAS, the Township of Jackson, in the County of Ocean, New Jersey (the "Township") finally adopted Bond Ordinance No. 19-01 on June 11, 2001 (the "Prior Ordinance"), providing for the various 2001 Capital Improvements; and

WHEREAS, the Township has determined that the project description set forth in the Prior Ordinance needs to be amended, without increasing the aggregate appropriation or debt authorization for said purposes.

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 two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section One. Section 3(a) (vi) of the Prior Ordinance is hereby amended to read as follows:

(vi) the acquisition and installation, if applicable, of various equipment and associated site improvements therewith for various Township departments, including, but not limited to, the acquisition and installation of an emergency generator, an emergency communication system and a communications tower for the Township's Emergency Management Department located in the Township Justice Complex, the acquisition and installation of a photo-copier for the Township's Police Department located in the Township Justice Complex, the acquisition and installation, if applicable, of a roll-off truck with a plow, a 30 cubic-yard compactor truck with a plow, a road side mower, a leaf vacuum machine and a transfer station compactor for the Township's Department of Public Works, the acquisition of a handicap assessable bus for the transportation of senior citizens, and the refurbishment of two (2) emergency medical transport vehicles.

Section Two. The aggregate appropriation (\$4,984,101), the aggregate debt authorization (\$4,532,440), the aggregate down payment (\$451,661) (\$190,000 grant funds received from the Department of Transportation, \$35,000 grant funds received from a Community Development Block Grant, and \$226,661 from the Capital Improvement Fund), and other authorizations set forth in the Prior Ordinance remain unchanged and are hereby confirmed.

Section Three. All ordinances or parts of ordinances in conflict or inconsistent with any of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or are inconsistent. In the event that any section, part or provision of this ordinance shall be held to be unconstitutional or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part hereof other than the part so held unconstitutional or invalid.

Section Four. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final passage, as provided in the Local Bond Law, N.J.S.A. 40A:2-1 et seq..

MAYOR MARK A. SEDA

NOTICE OF PENDING ORDINANCE

The referenced 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 June 26, 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 July 10, 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.

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

DATED: 06-26-07

CLERK EDEN addressed Council President Stallone regarding Resolution 278R-07 advising it is being removed from this evening's agenda and carried to July 1st.H

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

RESOLUTION 261R-07

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, UPDEGRAVE & STALLONE

ABSTAIN: MARTIN

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

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

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

1. The Tax Collector is hereby authorized to make overpayment refunds in the amount shown and to the taxpayers, as appears on Schedule "A" which made apart hereof.
2. Copies of this Resolution to the Tax Collector and respective taxpayers, and any other interested parties.

OVERPAYMENT REFUNDS

June 26, 2007

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
111	3604.195	Countrywide Tax Service Corp.	2006-4 th	\$2,477.77
147.02	40.01	Jackson Development Co., LLC	2006-4 th	161.75

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

DATED: 06-26-07

RESOLUTION 262R-07

TITLE: APPROVE TOWNSHIP COUNCIL MEETING MINUTES OF MAY 22, 2007

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

COUNCIL VICE PRESIDENT UPDEGRAVE stated she was not present at the meeting but did read them and is approving them.

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:

May 22, 2007

2. Copies of this resolution to any interested parties.

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

DATED: 06-26-07

RESOLUTION 263R-07

TITLE: AUTHORIZE A CHANGE IN VENDOR FOR THE CURRENT LEASE OF A CELLULAR TOWER FOR POLICE COMMUNICATIONS EQUIPMENT

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the Township of Jackson leases space on a cellular tower located at 1037 West Commodore Boulevard, Jackson Township, NJ for the purpose of housing

police communication equipment, as authorized by resolution 532R-05 dated November 14, 2005; and

WHEREAS, the original lessor, Omni Communications, sold above referenced tower to Diamond Communications, LLC, and

WHEREAS, the original lease agreement does bind any new lessor to the original terms as noted in Item 15, page 3 of said lease; and

WHEREAS, the Township wishes to begin remitting payments to Diamond Communications, LLC as of July 1, 2007 or as soon as possible thereafter,

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the issuance of a Purchase Order to Diamond Communications, LLC for the purpose of honoring the original lease agreement for space on the currently occupied cell tower.

A copy of this resolution shall be forwarded to the Municipal Administrator, Director of Public Safety, Acting Chief Financial Officer and Purchasing Agent.

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

DATED: 06-26-07

RESOLUTION 264R-07

TITLE: AUTHORIZE AMENDATORY AGREEMENT BETWEEN THE COUNTY OF OCEAN AND THE TOWNSHIP OF JACKSON FOR ROAD MAINTENANCE AND LINE STRIPING UNDER ITS SCHEDULE "C" PROGRAM FOR CY 2007

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the Township of Jackson previously entered into an Agreement with the County of Ocean on February 27, 2007 for certain types of road maintenance, road overlay, etc., under the County's Schedule "C" Program for CY 2007; and

WHEREAS, the Township Council of the Township of Jackson is requesting an amendment to the agreement increasing the original contract amount by \$84,000.00 for road overlay/paving services; and

WHEREAS, the Township will be required to fund said services through its 2007 budget; and

WHEREAS, the Acting Chief Financial Officer has certified that a maximum amount of \$84,000.00 is available in the Capital Operating Budget for this purpose under Account No. X-04-55-987-901; and

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 Mayor and Clerk are authorized to execute the attached Amendatory Agreement between Jackson Township and the County of Ocean increasing the contract by \$84,000.00 for road overlay/paving services under it's Schedule "C" Program for CY 2007

2. That upon the adoption of the within resolution and execution of the agreement, the Clerk is authorized and directed to forward a certified copy of it together with the executed contract to the Ocean County Board of Chosen Freeholders, Administration, Acting Chief Financial Officer, Director of Public Works and any other interested parties.

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

DATED: 06-26-07

RESOLUTION 265R-07

TITLE: SUPPORTING THE ACQUISITION OF THE DEVELOPMENT RIGHTS FOR BLOCK 9.01, LOT 180.06 UNDER THE OCEAN COUNTY FARM LAND PRESERVATION PROGRAM

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, various farm land applications have been submitted to the Ocean County Farm Land Preservation Program for consideration of the acquisition of development rights so that the property can continue to be used as farm land; and

WHEREAS, Block 9.01, Lot 180.06 has received preliminary approval for acquisition of the development rights to include this property under the Ocean County Farm Land Preservation Program; and

WHEREAS, the Township Council of the Township of Jackson wishes to go on record as supporting the inclusion of Block 9.01, Lot 180.06 in the Ocean County Farm Land Preservation Program.

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 does formally go on record as supporting and endorsing the inclusion of Block 9.01, Lot 180.06 in the Ocean County Farm Land Preservation Program.
2. That the Township Council, along with the Mayor, support the Ocean County Farm Land Preservation Program and see this program as a valuable tool in curbing over development and preserving farm land for posterity in Jackson Township.
3. That a certified copy of this resolution shall be provided by the Township Clerk to the County of Ocean.

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

DATED: 06-26-07

RESOLUTION 266R-07

TITLE: RATIFY AND APPROVE 2006 – 2009 CONTRACT BETWEEN TOWNSHIP OF JACKSON AND TWU LOCAL 225 BRANCH 4

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, MARTIN, UPDEGRAVE & STALLONE

ABSTAIN: INGRAM

WHEREAS, negotiations were entered into pursuant to Public Law 168, Chapter 303 between the Township of Jackson in the County of Ocean and Local 225 of the Jackson Township Transport Workers Union 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. The TWU Contract for the years 2006-2009 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 225 Branch 4 of the Jackson Township TWU.

3. Copies of this resolution to Local 225 Branch 4, TWU, Township Administrator, Director of Public Works, 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: 06-26-07

RESOLUTION 267R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY RENEWING LIQUOR LICENSES FOR THE PERIOD JULY 1, 2007 THROUGH JUNE 30, 2008

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the current holders of Plenary Retail Consumption, Plenary Retail Distribution and Club Alcoholic Beverage Licenses have filed their renewal applications for the fiscal year July 1, 2007 through June 30, 2008; and

WHEREAS, all of said licensees have complied with the State Law and local ordinances, have submitted the proper license fee as hereinafter noted and applications, and it being the desire of this governing body to grant said licenses; and

WHEREAS, the Township Attorney has reviewed said license renewal applications and have approved them as to form and content; and

WHEREAS, the Jackson Township Police Department has conducted the necessary inspections for the license renewals.

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. Plenary Retail Consumption Licenses be issued to the following corporations for the fiscal year July 1, 2007 through June 30, 2008:

LICENSEE	LICENSE NUMBER
CASSVILLE TAVERN, INC. t/a Cassville Tavern NE Corner Routes 571 & 528 P.O. Box 13 Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-002-002
SIX FLAGS THEME PARK, INC. t/a Six Flags Great Adventure Route 537, P.O. Box 120 Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-004-008
JUST PLAIN JANE'S, INC. t/a Just Plain Jane's 581 East Veterans Highway Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-005-004
PINE BARRENS GOLF CLUB, L.L.C. 540 South Hope Chapel Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-007-007

METEDECONK HOSPITALITY SERVICES t/a Metedeconk National Golf Club 50 Hannah Hill Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-019-005
VINCI'S BAR & GRILL, LLC 571 Monmouth Road Cream Ridge, NJ 08514 License Fee: \$2,000.00	1511-33-017-007
ANTONIO R. ROMEO DISANTILLO t/a Happy Times Spirits t/a Happy Time Cafe 10 South New Prospect Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-021-0031
STEVEN NUSSBAUM 651 Morris Avenue Springfield, New Jersey 07081	1511-33-023-001*
CHARLIE BROWN'S OF JACKSON, LLC 1450 US Highway 22 West Mountainside, New Jersey 07092	1511-33-025-001*
SURF UP JACKSON CORPORATION t/a Surf Taco 21 South Hope Chapel Road Jackson, New Jersey 087527	1511-33-026-002

*Pocket License

2. Plenary Retail Distribution Alcoholic Beverage Licenses be issued to the following corporations for the fiscal year July 1, 2007 through June 30, 2008:

LICENSEE	LICENSE NUMBER
ANTHONY PRISCO, INC. t/a Spirits Unlimited 2275 West County Line Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-001-003
GLORY'S DISCOUNT MARKET, INC. t/a Glory's Discount Market 584 Cedar Swamp Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-018-001
TARANTINO COMPANIES, INC. t/a Plaza Wine & Liquors 260 North County Line Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-022-001
REDDY & REDDY, INC. t/a Willy's Corner Liquors 10 South Hope Chapel Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-006-008

3. Club Alcoholic Beverage Licenses be issued to the following organizations for the fiscal year July 1, 2007 through June 30, 2008:

LICENSEE	LICENSE NUMBER
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AM VETS POST #2, OCEAN COUNTY 1511-31-012-002
 1290 Toms River Road
 Jackson, New Jersey 08527
 License Fee: \$150.00

KNIGHTS OF COLUMBUS COUNCIL 1511-31-010-001
 t/a Knights of Columbus
 401 Bartley Road
 Jackson, New Jersey 08527
 License Fee: \$150.00

LAKEWOOD ESTONIAN ASSOCIATION, INC. 1511-31-014-001
 t/a Lakewood Estonian Club
 Veterans Highway and Cross Street
 Jackson, New Jersey 08527
 License Fee: \$150.00

LOYAL ORDER OF MOOSE JACKSON LODGE 1459 1511-31-011-001
 T/a Loyal order of Moose
 P.O. Box 1306
 Jackson, New Jersey 08527

V.F.W. POST 4703, INC. 1511-31-013-001
 t/a VFW Post 4703
 54 Magnolia Drive
 Jackson, New Jersey 08527
 License Fee: \$150.00

BENEVOLENT AND PROTECTIVE ORDER OF ELKS, LODGE #2744 1511-31-020-001
 1059 East Veterans Highway
 Jackson, New Jersey 08527
 License Fee: \$150.00

4. That upon the adoption of this resolution, the Township Clerk is hereby directed to forward a certified copy of it to the applicants, appropriate Township Officials, New Jersey Division of Alcoholic Beverage Control and any other interested parties.

DATED: 06-26-07 ANN MARIE EDEN, R.M.C.
TOWNSHIP CLERK

RESOLUTION 268R-07
TITLE: APPROVE ACTING CHIEF FINANCIAL OFFICERS MONTHLY REPORT FOR MAY 2007

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

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 May 2007 is hereby approved.
2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

DATED: 06-26-07

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

RESOLUTION 269R-07

TITLE: AUTHORIZE CONTRACT AWARD TO GRANTURK EQUIPMENT COMPANY, INC. IN THE AMOUNT OF \$207,936.00 FOR THE SUPPLY AND DELIVERY OF ONE (1) SINGLE ENGINE BROOM STREET SWEEPER WITH CONVEYOR AND FURTHER AUTHORIZE THE DISPOSITION/TRADE-IN OF ONE (1) 1993 ELGIN CROSSWIND STREET SWEEPER NO LONGER NEEDED FOR PUBLIC USE

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

COUNCIL PRESIDENT STALLONE asked if the street sweeper could no longer be used and Administrator Santos confirmed that it was no longer any good and rather than sell it for scrap and get \$1600, as they did the grader, they would use the trade in value of \$3500 toward a new one.

WHEREAS, the Township Purchasing Agent and the Director of Public Works have requested authorization to award a contract for the supply and delivery of one (1) Single Engine Broom Street Sweeper with Conveyor for use by the Department of Public Works; and

WHEREAS, Jackson Township previously advertised for the receipt of bids on June 19, 2007 at 10:00 a.m. for the supply and delivery of one (1) single engine broom street sweeper with conveyor; and

WHEREAS, the Township received one (1) bid for this equipment as follows:

Granturk Equipment Company, Inc.	
(Base Bid)	\$211,436.00
(Less trade-in allowance)	(\$ 3,500.00) (1993 Elgin Crosswind Sweeper)
TOTAL BID	\$207,936.00

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 Purchasing Agent and Director of Public Works have determined that Granturk Equipment Company, Inc. submitted the lowest responsible bid; and

WHEREAS, the Township Purchasing Agent and the Director of Public Works have recommended that the bid for the supply and delivery of one (1) Single Engine Broom Street Sweeper with Conveyor be awarded to Granturk Equipment Company, 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-04-55-805-900 (\$50,000.00) and Account No. X-04-55-816-900 (\$157,936.00); and

WHEREAS, it is now it is the desire of this Township Council to act upon the recommendation of the Township Purchasing Agent and Director of Public Works.

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 Purchasing Agent, Thomas Carter, is hereby authorized to award a contract to Granturk Equipment Company, Inc. for the supply and delivery of one (1) Single Engine Broom Street Sweeper in the amount of \$207,936.00. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

2. The Township Council further authorizes the disposition/trade-in of one (1) 1993 Elgin Crosswind Street Sweeper no longer needed for public use (Make: Ford, Model: Elgin Crosswind, Year: 1993, VIN #: 1FDXH70P1PVA14429).

3. Copies of this resolution to Granturk Equipment Company, Inc., One Schuylkill Parkway, Building B, Bridgeport, Pa. 19405, Township Administrator, Director of Public Works, Township Purchasing Agent, Acting Chief Financial officer and any other interested parties.

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

DATED: 06-26-07

RESOLUTION 270R-07

TITLE: AUTHORIZE CONTRACT AWARD TO THE LAND TEK GROUP, INC. FOR IMPROVEMENTS TO THE MUNICIPAL JUSTICE COMPLEX ATHLETIC FIELDS

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the Township Engineer, Daniel Burke, P.E., has requested authorization to award a contract for improvements to the Municipal Justice Complex Athletic Fields consisting of the installation of synthetic turf field system, storm drainage, earthwork, site grading, electrical site lighting, scoreboard, bleachers, walkways, fencing, site clearing, site restoration, soil erosion and sediment control and other improvements to the Justice Complex fields; and

WHEREAS, Jackson Township previously advertised for the receipt of bids on June 26, 2007 at 11:00 a.m. for improvements to the Municipal Justice Complex Athletic Fields; and

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

- | | |
|----------------------------------|----------------|
| 1. The Land Tek Group | \$3,316,809.65 |
| 2. Atlantic Lining Company, Inc. | \$3,606,266.00 |

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 The 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 improvements to the Municipal Justice Complex Athletic Fields 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-04-55-812-900 (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 Municipal Justice Complex Athletic Fields to The Land Tek Group, Inc. in the amount of \$3,316,809.65. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

2. Copies of this resolution to Copies of this resolution to 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.

DATED: 06-26-07

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

RESOLUTION 271R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO US HOMES, OF THE CASH BOND ISSUED FOR 4 CHRISTINE LYNN COURT, A/K/A BLOCK 20001, LOT 24.02

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, US Homes, has requested the Release of a Cash Bond for winter conditions in the amount of \$1,000.00 pertaining to 4 Christine Lynn Court, a/k/a Block 20001 Lot 24.02, Jackson Township; and

WHEREAS, Wayne R. McVicar, P.E., Conflict Engineer, Remington, Vernick & Vena, has reviewed and approved the release of said cash bond in a letter report dated May 22, 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 US Homes.

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

DATED: 06-26-07

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

RESOLUTION 272R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO EDEN JACKSON, LLC OF THE PERFORMANCE BOND ISSUED FOR WALGREENS A/K/A BLOCK 145.01, LOT 32.02

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, Eden Jackson, LLC. has requested a Release of the Performance Guarantee, which consists of \$353,177.00 in the form of a Performance Bond #5015836 issued by Bond Safeguard Insurance Company and Cash Bond in the amount of \$39,241.98, pertaining to Walgreens, Block 145.01, Lot 32.02, Jackson Township; and

WHEREAS, Wayne R. McVicar, P.E. of Remington Vernick & Vena, Conflict Engineer, has reviewed and approved the release of said performance bond in letter report dated June 15, 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 #5015836 issued by Bond Safeguard Insurance Company in the amount of \$353,177.00 and Cash Bond in the amount of \$39,241.98, heretofore posted with the Township may and hereby is released on the condition that the applicant:

1. Post a Maintenance Bond with the Township in the amount of \$58,862.85 or post a cash guarantee in the amount of \$39,241.98, subject to the review and approval of the Township Attorney. Said Maintenance Bond shall run for a period of two (2) years; and
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.
3. Copies of this resolution to Administration, Finance, Applicant/Developer and Township Engineer,

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

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

DATED: 06-26-07

RESOLUTION 273R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE PURCHASE OF PLAYGROUND EQUIPMENT FOR JOHNSON PARK FROM MARTURANO RECREATION COMPANY, A STATE CONTRACT VENDOR

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the Department of Recreation of Jackson Township has the need to purchase playground equipment for installation at Johnson Park; 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 equipment is not required when the purchase is made from a State Contract vendor; and

WHEREAS, the Township Council may, by resolution, authorize the purchase of said equipment from a New Jersey State approved vendor.

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 issue a Purchase Order in the amount of \$43,815.35 to New Jersey State Contract vendor Marturano Recreation Company, under NJ State Contract T0103/59052 for above noted playground equipment. This purchase will be charged to account number X-04-55-987-901 (Recreation Improvement Reserve Account).

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

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

DATED: 06-26-07

RESOLUTION 274R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE PURCHASE OF TIRES FOR DEPARTMENT OF PUBLIC WORKS VEHICLES FROM EDWARD TIRE COMPANY, A STATE CONTRACT VENDOR

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

WHEREAS, the Department of Public Works of Jackson Township has the need to purchase replacement tires for vehicles and equipment owned by the Township; 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 tires is not required when the purchase is made from a State Contract vendor; and

WHEREAS, the Township Council may, by resolution, authorize the purchase of said tires from a New Jersey State approved vendor.

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 issue a Purchase Order in the amount of \$20,384.26 to New Jersey State Contract vendor Edward Tire Company, under NJ State Contract T0123/61419. This purchase will be charged to account number 7-01-26-315-034 of the general fund.

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

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

DATED: 06-26-07

RESOLUTION 275R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY APPROVING THE SELECTION OF THE VENDOR TO PROVIDE REPORTS AND TESTIMONY FOR USE IN THE MATTER OF GAVAN GENERAL CONTRACTING, INC. vs. JACKSON TOWNSHIP.

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

WHEREAS, the Township has disqualified Gavan General Contracting, Inc. as the General Contractor for the construction of the Department of Public Works storage structure; and

WHEREAS, the Township Council of Jackson Township has the need for detailed engineering and financial reports and testimony in the matter of Gavan vs. Jackson Township; and

WHEREAS, the Municipal Engineer and Administrator recommend that the firm of Professional Construction Management Company be retained for the purpose of providing said reports and testimony at a cost not to exceed \$6,000.00, to be charged to account number 7-01-20-165-028 of the general fund.

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby approve the selection of Professional Construction Management Company to provide the reports and testimony necessary for use in the matter of Gavan vs. Jackson Township at a cost not to exceed \$6000.00 (six thousand dollars)

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

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

DATED: 06-26-07

RESOLUTION 276R-07

TITLE: AUTHORIZE ISSUANCE OF A PET SHOP LICENSE TO DERRICK WILLIS, T/A FINNS & THINGS, LOCATED AT 2275 BENNETTS MILLS ROAD (BLOCK 75.01, LOT 1.04) FOR CY 2007

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the applicant, Derrick Willis, has submitted an application for a license to operate a Pet Shop, Finns & Things, at the premises located at 2275 Bennetts Mills Road, Jackson, New Jersey pursuant to 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 Committee 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 Finns & Things, 2275 Bennetts Mills Road, Jackson, New Jersey, a Pet Shop license commencing immediately and terminating on January 31, 2008.

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.

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

DATED: 06-26-07

RESOLUTION 278R-07

TITLE: AUTHORIZE SPECIAL PROJECTS ENGINEER, FRENCH & PARRELLO ASSOCIATES PERFORM NECESSARY ENGINEERING, SURVEYING, ARCHITECTURAL AND ENVIRONMENTAL SERVICES FOR THE CONSTRUCTION OF BASKETBALL COURTS AT JOHNSON PARK

TABLED TO JULY 1, 2007

RESOLUTION 279R-07

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ADVERTISEMENT AND ACCEPTANCE OF BIDS FOR THE CONSTRUCTION OF BASKETBALL COURTS AT THE JOHNSON PARK ATHLETIC COMPLEX

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the Township desires to continue improvements to the Johnson Park Athletic Complex for the benefit of the residents; and

WHEREAS, the Township desires to construct basketball courts at the Johnson Park Athletic Complex; and

WHEREAS, in keeping with the Fair and Open Process in accordance with New Jersey State Law, the Township desires to solicit bids from qualified vendors to construct the basketball courts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the solicitation of bids for the construction of basketball courts at the Johnson park Athletic Complex 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, Municipal Engineer and Purchasing Agent.

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

DATED: 06-26-07

RESOLUTION 281R-07

TITLE: AUTHORIZE CONDITIONAL APPROVAL ON LIQUOR LICENSE RENEWAL TO ROVA FARM RESORT, INC., LICENSE FOR THE LICENSING PERIOD JULY 1, 2007 THROUGH JUNE 30, 2008

MOTION TO APPROVE BY: GUDAITIS

MOTION SECONDED BY: INGRAM

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

WHEREAS, the current holder of Plenary Retail Consumption Alcoholic Beverage License #1511-33-008-001 has filed their renewal application for the fiscal year July 1, 2007 through June 30, 2008; and

WHEREAS, the licensee has submitted the proper license fee and application for the renewal.

WHEREAS, the Township Attorney has reviewed said license renewal application and has made recommendation to renew said license for the CY 2007-2008 licensing period with a conditional approval; and

WHEREAS, the Township Attorney has further recommended that the Township Clerk retain the license pending satisfactory inspection by the Ocean County Board of Health and the Jackson Township Police Department.

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 Renewal of Plenary Retail Consumption License be issued to the following for the fiscal year July 1, 2007 through June 30, 2008:

LICENSEE	LICENSE NUMBER
ROVA FARM, INC. t/a Rova Farm Resort, Inc. 120 Cassville Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-008-001

2. The Township of Jackson authorizes the issuance of this license renewal pending the following:

a. Satisfactory inspection by the Ocean County Health Department and the Jackson Township Police Department.

3. This conditional approval is in effect until such time as the licensee has demonstrated a satisfactory inspection from the above noted agencies.

4. Copies of this resolution to Larry Fischer, Director, State of N.J. – Division of ABC, Township Administrator, Director of Public Safety, Licensee, and any other interested parties.

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

DATED: 06-26-07

DISCUSSION AGENDA:

CLERK EDEN wanted to confirm that the Township Council Reorganization would be held on July 1st and wanted to discuss the time. It was agreed it would begin at 12:00 noon and she would advertise accordingly.

ADMINISTRATOR SANTOS addressed the Council President regarding a copy of a letter received from the Jackson Township Municipal Utility Authority's attorney requesting the Council's consideration to allow the MUA to extend the \$2,000.00 connection fee from three (3) years to five (5) years to reduce the cost to some residents that have proven hardship circumstances. Council agreed and authorized Attorney Gilmore to prepare the appropriate ordinance. Administrator Santos then discussed another request from the MUA to enter into an agreement with the Bricktown MUA regarding meter checking. Administrator Santos said it made good sense and Council authorized Attorney Gilmore to prepare the resolution. Administrator Santos then highlighted some of the achievements made by the Mayor and Council working together regarding the two budgets and a number of other projects. He stated it's been enjoyable working with everyone.

PUBLIC HEARING, ANY TOPIC

DOUG HILL-437 CASSVILLE ROAD: He felt the Mayor and Council should show a little respect for the resident's time and stated the Mayor starts the Meet the Mayor meeting 20 minutes late and the Council comes in after 7:30 and feels everyone is a professional and their time is worth money. He then discussed the gypsy moths and felt in their budget they have appropriated money for basketball courts and playground equipment and he has acres of land that his kids can't play in because of the caterpillars and now the moths and asked what are they going to do? Mayor Seda addressed the statement made regarding Meet the Mayor and apologized for being late as he came from a staff meeting. He clarified his comments regarding what actions are being taken for gypsy moth spraying next year. Mr. Hill suggested sending a letter to residents advising them of the next budget meeting so they could attend and address the gypsy moth spraying. Administrator Santos explained everything the Town does has a cost factor and budget meeting dates would be advertised in several newspapers and on the Township's website for those that have internet access plus they can sign up for email notices. Mr. Hill stated he reads the Asbury Park Press every day and will be watching for the dates.

PAUL MAYEROWITZ-91 CYPRESS POINTE LANE: He discussed two ordinances that were being passed tonight and asked if there was any other under spending? Administrator Santos stated he went over all the ordinances dating back to 1995 and found some contain very little funds while others have been expended. He discussed a meeting with the incoming Administrator to go over some ideas he had for the 2008 budget. Mr. Mayerowitz asked Attorney Gilmore about two lawsuits the Township is currently involved in. Mr. Gilmore explained he could present the information to the Council by the next meeting and will then become available to the public. Administrator Santos stated the Auditors are presently going over everything and that is also part of the outstanding litigation that will also become a public document. Mr. Santos addressed Mr. Mayerowitz on a personal note stating it was a pleasure working for him and how he enjoyed the challenges.

MIKE KAFTON-67 NORTH LAKESIDE DRIVE: He stated he looked over the Recreation's fee schedule and asked if the booth fees affected the not for profit groups? Council President Stallone stated they are not charged for the booths. Mr. Kafton then

asked if there was any connection between the fees going up and the Director of Recreation's salary going up? Mayor Seda reminded Mr. Kafton that the fees have always been less than they should have been. Mayor Seda stated they are looking at ordinances that weren't expended properly and confirmed they are addressing problems. Council President Stallone read a letter from the Department of Agriculture regarding BT's effectiveness. Councilman Martin stated the Mayor didn't know if the State or Federal government was going to reimburse the Town up to 50% for gypsy moth control and he had to make a decision. Mr. Kafton then spoke of a bill going before the Senate that he felt was merely damage control and won't go anywhere because there is no guarantee the State will pick up the tab and if they were serious about it the Senator would be present to speak about it. Attorney Gilmore explained the ordinance requiring builders to replant trees in relation to a similar legal matter in Little Egg Harbor.

LORRAINE LOMBARDI-514 BENNETTS MILLS ROAD: She asked Attorney Gilmore about several trees that were affected by gypsy moths and the permits she obtained to remove them. She added she is being required to replace four of the trees that are being removed to save her structure at more than \$100 per tree and couldn't understand why she would have to replace trees that will only become infested again and if she didn't she would be subject to a \$400 fine per tree. Mayor Seda stated it was discussed with the Forester that it was not required to replace the trees and had discussed with Mr. Gilmore the legality of waiving the tree permit fee and handle it on a case by case basis. Ms. Lombardi stated it wasn't a matter of the \$35.00 permit fee because that's already been paid but wanted it in writing that she wouldn't have to replace the trees she is removing. She then asked about builders that come and knock down trees and whether or not they are fined \$400 a tree because they aren't replacing them? Mr. Gilmore stated no because the governing body doesn't make that determination. A developer comes in with a tree save plan and tree replacement plan and the Planning Board rules on it. He explained the ordinance they discussed earlier would require developers to replant onsite and if they couldn't they would have to replant off site in the areas approved by the Town and that would include replacing trees that were taken down. He explained the Superior Court ruled against the ordinance. Mayor Seda explained the ordinance is no longer applicable and every developer is following the tree ordinance prior to the one in existence. The Forester still goes out and does the sizing of the tree because he is waiting for the Council's appeal to put the ordinance back in play and that it will be a different ordinance. Ms. Lombardi stated if she wasn't at the meeting and not made aware that she wouldn't have to replace the trees and asked her husband to go buy trees because they were told to replace them by the Planning and Zoning clerk or they would be fined a total of \$1600.00 and that woman in Planning & Zoning should have been told so that she isn't passing on incorrect information. Council President Stallone stated he wasn't unaware of the instructions the employees are giving to the residents.

PAUL MAYEROWITZ-91 CYPRESS POINT LANE: He stated Ms. Lombardi spoke for many of the residents. Elected officials are expected to represent the people and after hearing the personal attacks he felt they should all work together. He and Mr. Goldman went to the budget workshop meetings and heard what the Shade Tree Commission spoke about and why the gypsy moth program was being pulled from the budget and felt it made sense based on what was presented. He asked where the residents were that are now crying out when they had the opportunity to come forward when the announcement was made. He stated Jackson wasn't the only township that didn't participate. Council Vice President Updegrave thanked him for the help he's given the Council and explained all department heads go through special training regarding their department and unless situations within that department are brought to the Council's attention they have no way of knowing what problems exist and explained to Ms. Lombardi they were very concerned about the gypsy moths but the funding wasn't available and apologized. She stated she wasn't aware of various forms within each department and now that it has been brought to their attention they will deal with it. Ms. Lombardi thanked her for her understanding and suggested everyone work together. Mayor Seda asked for a copy of the paperwork she received and will take care of the issue tomorrow and with regard to the fees, he asked the Council to put together a resolution to waive the fees regarding gypsy moth devastation and asked Mr. Gilmore about drafting such a resolution. Mr. Gilmore stated they could do it tonight by making a motion and taking a vote. Mayor Seda asked Council to make a motion to waive the fees as it pertains to gypsy moths. Mr. Gilmore suggested including

those people that already paid the fee within the last 30 days as well as waive the requirement to replace trees that are being cut down because of the gypsy moth destruction. Administrator Santos suggested they list the items for clarity.

MOTION TO DIRECT THE FORESTER TO WAIVE FEES TO INDIVIDUAL HOME OWNERS FOR CUTTING DOWN TREES DEVASTATED BY GYPSY MOTHS, WAIVE THE REQUIREMENT TO REPLACE THE TREES AND REFUND FEES PAID FOR SAME WITHIN THE LAST 30 DAYS. (THIS DOES NOT APPLY TO DEVELOPERS)

MOTION TO APPROVE BY: UPDEGRAVE

MOTIONED SECOND BY MARTIN:

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

LORRAINE LOMBARDI-514 BENNETTS MILLS ROAD: She asked the Council to consider some of their fines because she felt \$400 per tree was unreasonable because a homeowner could not afford it. Council President Stallone explained they are looking to change the wording on many ordinances or eliminate them altogether. Ms. Lombardi stated what a beautiful town Jackson is and everyone wants to keep it that way. Council Vice President Updegrave explained they didn't have all the information at the budget workshop and stated she went to each department head for ideas that would benefit the public.

STAN GOLDMAN-47 SPY GLASS DRIVE: He stated the meetings have become personal attacks and suggested the Council President and Attorney take better control because it's time to put aside what the previous administration did and focus on what's happening now. Council President Stallone agreed.

MIKE KAFTON-67 NORTH LAKESIDE DRIVE: He stated professionals told the Council they should spray and stated various budget figures and how it was possible to fund the spraying but they chose not to. He then addressed Council Vice President Updegrave reminding her she sat with him on the Committee and went over the budget along with Mr. Seda and recognized \$700K should be cut and then went ahead and passed a \$6.7 million budget increase with approximately \$2.1 million left in the surplus and over \$3 million left from the last budget which is reflected in their own documents. He felt it was great that they are waiving the tree fees now but they better have a way of monitoring it so builders don't start cutting down all the trees. He said they had the ability and the money to spray but for some reason they chose not to and because of the number of residents that called and wrote letters to the newspapers and radio stations they are finally doing something and they should thank the public for making them aware of their mistake.

MOTION TO CLOSE PUBLIC HEARING ON ANY TOPIC BY: GUDAITIS

MOTION SECONDED BY: MARTIN

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

MOTION TO ADJOURN BY: MARTIN

MOTION SECONDED BY: GUDAITIS

YES: GUDAITIS, INGRAM, MARTIN, UPDEGRAVE & STALLONE

9:36 PM

RESPECTFULLY SUBMITTED,

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

AME/klj