

**ON TUESDAY, AUGUST 14, 2007, AT 6:30 P.M., THE JACKSON TOWNSHIP COUNCIL HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

**ROLL CALL:**

**COUNCILWOMAN INGRAM  
COUNCILMAN MARTIN  
COUNCILMAN STALLONE  
COUNCIL VICE PRESIDENT GUDAITIS  
COUNCIL PRESIDENT UPDEGRAVE**

**ATTORNEY GILMORE  
TOWNSHIP CLERK EDEN**

**OPEN CAUCUS-DISCUSSIONS PRIOR TO EXECUTIVE SESSION:**

**ATTORNEY GILMORE** discussed the Massage ordinance stating it's wording should be brought up to date as some of the wording is antiquated and felt it should state massages could be performed by opposite sexes. Council agreed and instructed Mr. Gilmore to prepare a draft for their review.

**CLERK EDEN** stated the Animal Control Officer requested an amendment to the Animal Control ordinance and remove Dog Warden as that position title is no longer used and replace it with Animal Control Officer, etc. Council agreed and instructed Mr. Gilmore to prepare amending ordinance.

**CLERK EDEN** stated Council may wish to re-schedule the November 13, 2007 Council meeting as the League of Municipalities starts that day. Township Council requests their meeting be moved to November 12, 2007. Clerk Eden will advertise the change accordingly.

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**RESOLUTION 346R-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: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

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

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

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

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

1. The public shall be excluded from discussion concerning the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
  - a) Personnel/Professionals: Update – Cook v. Twp.
  - b) Litigation/Potential Litigation: Update - Tree Ordinance (fees)
  - c) Potential Land Sale/Land Acquisition: Update - Ocean County Planning Board request for support, farmland preservation Block 32.01, Lot 39 (32 acres), Block 82.01, Lots 53 & 54 (31 acres) and

- Block 132, Lot 19.01 (33 acres). Update - Cornerstone Presbyterian Church; sale of Township property Block 3601, Lot 4 (f/k/a Block 96.01, Lot 7.04). Update – Whitesville Ind. Park
- d) Contracts/Agreements: Update – Cablevision Agreement. Update – Section 125 Cafeteria Plan. Discussion on Board of Education regarding property.
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

**DATED: 08/14/07**

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

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**ON TUESDAY, AUGUST 14, 2007 THE JACKSON TOWNSHIP COUNCIL HELD IT'S MEETING, COMMENCING AT 7:40 P.M. IN THE MAIN MEETING ROOM OF THE MUNICIPAL BUILDING. SAID MEETING WAS OPENED WITH THE PLEDGE OF ALLEGIANCE.**

**ROLL CALL:**

**COUNCILWOMAN INGRAM  
COUNCILMAN MARTIN  
COUNCILMAN STALLONE  
COUNCIL VICE PRESIDENT GUDAITIS  
COUNCIL PRESIDENT UPDEGRAVE**

**ATTORNEY GILMORE  
TOWNSHIP CLERK EDEN**

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

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**PRESENTATION**

**COUNCIL PRESIDENT UPDEGRAVE** gave a presentation to former Council President Angelo Stallone commending him on his performance. Councilman Stallone thanked everyone for the opportunity to serve.

**COUNCIL VICE PRESIDENT GUDAITIS** presented Lonnie Cromwell with a Certificate of Merit in recognition of his hard work and dedication in his roll as Environmental Commissioner. Mr. Cromwell accepted the certificate stating as a long time Jackson resident he was honored to serve as Environmental Commissioner.

**COUNCILWOMAN INGRAM** presented Eagle Scout Andrew Burrell with a Certificate of Appreciation and described the hard work that goes into achieving the Eagle Scout badge and what a positive influence he is to others.

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**COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:**

**COUNCILWOMAN INGRAM** thanked everyone for attending and stated National Night Out Against Crime was a huge success and how it brings the community together. She stated she attended the Concert in the Park and was very impressed with the appearance of the park and what a great turnout they had and how these events bring the community together.

**COUNCILMAN MARTIN** stated Night Out Against Crime was a widely attended event and spoke of the importance of keeping up with your children's identification and

enjoyed a politics free night out and how everyone enjoyed being together as a community for a common cause. He then stated how much he enjoyed the Nerds in concert and wished everyone a safe trip home.

**COUNCILMAN STALLONE** stated the State will begin the egg mass survey in the Fall and the inspector would look at areas not sprayed in the past. He then stated the Jackson Education Foundation was holding their alumni picnic on August 19<sup>th</sup> and the Recreation Department and Senior Services was holding a 5K Run and 1 Mile Fun Run on September 1<sup>st</sup> and advised anyone interested to contact the Recreation Department for more information plus the Jackson Library is hosting a free Osteoporosis Screening on August 28<sup>th</sup> from 10:00 a.m. to 2:00 p.m.

**COUNCIL VICE PRISIDENT GUDAITIS** enjoyed National Night Out and thanked Officer Convery for organizing such a successful event as he has for the past few years. He attended the concert and enjoyed seeing the Punks that came on prior to the Nerds and thought it was a great event and advised everyone the next concert would be held on Wednesday August 22<sup>nd</sup> with Asbury Fever would be performing.

**COUNCIL PRESIDENT UPDEGRAVE** stated she attended the Township events and had a great time. She then advised everyone of an article she wrote inviting residents to contact her and other Council members to discuss any problems so they could address them before they become even bigger problems and then wished everyone a safe trip home.

**BILLS AND CLAIMS**

**MOTION TO APPROVE BILLS AND CLAIMS BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**ABSTAIN: INGRAM (VAUGHN LARSON & NJ LAWN IRRIGATION MARTIN (AMERICAN SPEEDY & JUAN BELLU & ASSOCIATES), GUDAITIS (NJ LAWN & IRRIGATION) & UPDEGRAVE (DASTI & MCGUCKIN)**

CHECK#	VENDOR	AMOUNT
074764	JERSEY CENTRAL POWER & LIGHT	5,895.23
074765	COUNTY OF OCEAN DEPT. OF FINANCE	5,881,291.35
074766	ACE OUTDOOR POWER EQUIPMENT	619.99
074767	ACTION OFFICE SUPPLIES INC.	828.18
074768	NEW EGYPT AGWAY	187.93
074769	AL'S AUTO REPAIRS INC.	65.00
074770	AMERICAN SPEEDY PRINTER CTR.	255.00
074771	AMERICAN BUS & COACH, LLC	291.14
074772	AMERICAN UNIFORM & SUPPLY	4,194.00
074773	AMERICAN TITLE & SEARCH SRVCS	614.69
074774	WILLIAM E ANTONIDES & CO.	15,000.00
074775	NICK & RUTH H APICE	696.80
074776	ARCH WIRELESS	11.20
074777	ASBURY PARK PRESS, INC.	460.12
074778	ATLANTIC COAST HOTSYS, INC.	5,013.35
074779	JUAN BELLU & ASSOC.	2,133.70
074780	JOHN & SHARON BRAUN	1,709.76
074781	BROUWER HANSEN & IZDEBSKI	150.00
074782	DONNA BUSSICULO	558.33
074783	CABLEVISION	59.35
074784	NICOLE CADAVERO	60.00
074785	CAESARS ATLANTIC CITY	316.00
074786	VOID	-0-
074787	CANYON SPRING WATER	257.15
074788	CAOLA COMPANY	195.76
074789	CDW GOVERNMENT, INC.	549.99

074790	CITTA, HOLZAPFEL & ZABARSKY	1,839.25
074791	CLAYTON BLOCK CO. INC.	278.00
074792	COHENS MODERN PRINT SVC. INC.	985.00
074793	VOID	-0-
074794	COMPUSA STORES LP	7,853.63
074795	CORE MECHANICAL, INC.	1,264.50
074796	COSTCO WHOLESALE 229	81.24
074797	COUNTY LINE HARDWARE	80.64
074798	COUNTY CLEAN, INC.	102.96
074799	DELTA DENTAL PLAN OF NJ INC.	22,233.80
074800	DELTA PRODUCTS, INC.	583.24
074801	DEL-VEL CHEMICAL	215.80
074802	DEPTCOR/BUREAU OF	2,396.25
074803	DIAMOND COMMUNICATIONS, LLC	6,720.00
047804	DIVISION OF STATE POLICE-SBI	60.00
074805	DOWNS FORD, INC.	1,034.35
074806	DRUGSCAN, INC.	210.00
074807	DSI MEDICAL SERVICES, INC.	279.80
074808	EAGLE MAINTENANCE SUPPLY INC.	880.56
074809	EAST COAST EMERGENCY LIGHTING	12,067.04
074810	EDMND & ASSOC. INC.	2,500.00
074811	EDWARDS TIRE COMPANY, INC.	1,851.82
074812	EMERGI-CLEAN INC.	265.00
074813	EXCAVATING MATERIALS &	5,034.00
074814	EYEMED VISION CARE/FAA INC.	656.49
074815	FALCON PRINTING & GRAPHICS, INC.	210.00
074816	FERGUSON ENTERPRISES, INC.	254.61
074817	FINAL TOUCH GLASS & MIRROR INC.	160.00
074818	FIRST AMERICAN R.E. TAX SRVCS	1,085.56
074819	FOSTER & COMPANY, INC.	521.96
074820	GARDEN STATE HWY PRODUCTS, INC.	2,097.50
074821	GARY KUBIAK & SON ELECTRIC INC.	4,550.00
074822	GENERAL CODE PUBLISHERS CORP.	4,528.14
074823	BRIAN GEOGHEGAN	228.00
074824	GILES & RANSOME, INC.	422.55
074825	GILMORE & MONAHAN, P.A.	-0-
074826	GILMORE & MONAHAN, P.A.	31,301.89
074827	GOOD FRIEND ELECTRIC SUP. INC.	2,526.44
074828	GRAVATT CONSULTING GROUP INC.	151.25
074829	HARTER EQUIPMENT, INC.	14,400.00
074830	HELRICS PICTURE FRAMING	24.05
074831	HERMAN'S TRUCKING	2,116.95
074832	HOME SYSTEMS OF NJ	340.00
074833	I & G FARMS INC.	124.75
074834	IKON OFFICE SOLUTIONS	942.31
074835	INTERNATIONAL CODE COUNCIL	450.25
074836	JACKSON SR. CITIZENS CLUB, INC.	471.36
074837	JACKSON TOWNSHIP CURRENT FUND	194.98
074838	JACKSON TOWNSHIP DOG FUND	25.00
074839	VOID	-0-
074840	VOID	-0-
074841	JERSEY CENTRAL POWER & LIGHT	80,984.18
074842	A-1 JDK SPECIALTIES	70.00
074843	JERRY'S AUTO BODY, LLC	1,075.00
074844	JOHNSON & TOWERS INC.	702.69
074845	KAREN JOHNSON	192.00
074846	KEER ELECTRICAL SUPPLY CO.	459.11
074847	LAKEWOOD AUTO SUPPLY INC.	654.11
074848	LANIGAN ASSOCIATES, INC.	346.90
074849	LARSON FORD, INC.	959.30
074850	LAVALLETTE HARDWARE SUPPLY	900.00
074851	LEE BATTERY SERVICE, INC.	114.72

074852	LENNAR /US HOMES	236.22
074853	LIGHT SCENES, INC.	500.00
074854	SUSAN LOTITO	900.00
074855	LOWE'S COMPANIES, INC.	164.94
074856	LEXISNEXIS MATTHEW BENDER	294.20
074857	MC CRYSTAL REPORTING SERVICE	900.00
074858	MEDQUIST INC.	712.99
074859	MERIDIAN OCCUPATIONAL HEALTH	545.00
074860	METICULOUS LANDSCAPING, INC.	20,802.22
074861	MIAMI SYSTEMS CORP.	956.00
074862	NAPCO/R.S. KNAPP CO. INC.	298.84
074863	NEXTEL COMMUNICATIONS	5,290.59
074864	NICKOLAUS CONSTRUCTION CO. INC.	49,980.38
074865	N.J. DIVISION OF FISH &	4.00
074866	NEW JERSEY NATUAL GAS	1,407.02
074867	N.J. SHORE A.S.A. UMPIRE ASSOC.	1,200.00
074868	NYSATSB	250.00
074869	OCEAN COUNTY BD. OF ELECTIONS	7,252.32
074870	VOID	-0-
074871	OCEAN COUNTY NEWSPAPERS, INC.	393.44
074872	OCEAN COUNTY EQUIPMENT	12,609.36
074873	OCS PRINTING – OCEAN COUNTY	115.00
074874	PANDA SOFTWARE USA	6,164.40
074875	PAPER MART INC.	128.52
074876	PEDRONI FUEL COMPANY, INC.	46,465.25
074877	MARK PELOSI	1,239.90
074878	PHILADELPHIA TURF CO.	71.31
074879	PINA M. INC.	2,234.20
074880	PITNEY BOWES, INC.	82.50
074881	PL CUSTOM BODY & EQUIPMENT	55.00
074882	TOM CLANCY	3,275.12
074883	QUILL CORPORATION	1,887.00
074884	FRED RASIEWICA, PETTY CASH	83.92
074885	RED THE TAILOR, INC.	129.95
074886	REMINGTON, VERNICK & VENA ENG.	3,601.01
074887	RIGGINS INC.	13,492.66
074888	RUBBERCYCLE	166.60
074889	RWV LAND/LIVESTOCK CO. INC.	5,778.66
074890	WAYNE & TERESE SALT	1,050.64
074891	WORNALL SECURE BUSINESS	730.00
074892	SEELY EQUIPMENT & SUPPLY	900.00
074893	SHERWIN WILLIAMS COMPANY, INC.	3,573.25
074894	SOUTHERN KEY SYSTEMS	33.95
074895	DOMINIC SPADPFINO	289.00
074896	SPRINT	484.65
074897	NJSHBP	267,103.62
074898	SUNOCO CREDIT CARD CENTER	128.38
074899	T & B SPECIALTIES INC.	384.00
074900	T & M ASSOCIATES	13,506.74
074901	THE SPORTS CONNECTION, INC.	145.00
074902	TOLL BROTHERS INC.	181.15
074903	TRENTON BRAKES, INC.	125.33
074904	TREASURER, STATE OF NEW JERSEY	9,000.00
074905	TREASURER, STATE OF NEW JERSEY	1,925.00
074906	TRICO	5,087.40
074907	MICHAEL CEPPALUNI DBA/UNITED	850.00
074908	UNUMPROVIDENT	8,498.83
074909	UNITED PARCEL SERVICE	142.44
074910	USHER PUBLISHING COMPANY, INC.	38.00
074911	VAN SANT EQUIPMENT	1,563.00
074912	VAN SANT SEWER SERVICE LLC	1,252.20
074913	VERIZON WIRELESS	1,545.18

074914	VOID	-0-
074915	VERIZON	2,178.01
074916	VERIZON ONLINE	81.22
074917	WALTER R. EARLE CORP.	656.44
074918	W.B. MASON COMPANY	68.63
074919	WEST-THOMSON CORPORATION	320.00
074920	WESTLAKE MASTER ASSOCIATION	79,112.92
074921	WHITEMARSH CORP.	2,289.82
074922	KELLY WINTHROP, LLC	200.00
074923	WGS, CORPORATION	493.28
074924	WORK'N GEAR	719.95
074925	YORK & JOHNSON CONTROL	4,252.01
074926	ZEP MANUFACTURING COMPANY	666.69
	<b>TOTAL</b>	<b>6,743,718.80</b>

CHECK#	VENDOR	AMOUNT
003896	DEVELOPERS	12,420.00
003897-003930	DEVELOPERS	220,343.53
060707-060715	GENERAL TRUST	26,038.64
061628-061637	PARKS & REC	2,070.79
000356	DOG	552.00
061638	VOID	-0-

**CAPITAL**

CHECK#	VENDOR	AMOUNT
060577	SUPIOR COURT OF NJ TRUST UNIT	4,350.00
060578	SUPIOR COURT OF NJ TRUST UNIT	1,100.00
060579	SUPIOR COURT OF NJ TRUST UNIT	1,500.00
060580	SUPIOR COURT OF NJ TRUST UNIT	7,800.00
060581	SUPIOR COURT OF NJ TRUST UNIT	1,000.00
060582	SUPIOR COURT OF NJ TRUST UNIT	4,500.00
060583	SUPIOR COURT OF NJ TRUST UNIT	1,000.00
060584	SUPIOR COURT OF NJ TRUST UNIT	43,500.00
060585	SUPIOR COURT OF NJ TRUST UNIT	1,500.00
060586	SUPIOR COURT OF NJ TRUST UNIT	45,000.00
060587	DELL MARKETING LP	859.92
060588	VOID	-0-
060589	FARM-RITE	8,549.00
060590	FRENCH & PARRELLO ASSOC., PA	103,238.09
060591	GILMORE & MONAHAN, P.A.	1,993.20
060592	JERZ MECHANICAL INC.	4,875.00
060593	LAND TEK GROUP, INC.	631,677.24
060594	NEW JERSEY LAWN & IRRIGATION	16,500.00
060595	OCEAN SOIL CONSERV. DIST. NJ	1,350.00
060596	WALTER R. EARL CORP.	3,547.80
	<b>TOTAL</b>	<b>883,840.25</b>

074763	SPECTRUM PAINTING & POWER	2,700.00
074744	VOID	-0-
	<b>TOTAL</b>	<b>2,700.00</b>

**MONTH END**

CHECK#	VENDOR	AMOUNT
074761	JACKSON TOWNSHIP P/R ACCT	695,861.28

<b>074762</b>	<b>JACKSON TOWNSHIP P/R ACCT</b>	<b>54,264.21</b>
	<b>TOTAL</b>	<b>750,125.49</b>

<b>CHECK#</b>	<b>VENDOR</b>	<b>AMOUNT</b>
<b>060706</b>	<b>GENERAL TRUST</b>	<b>515.01</b>
<b>060712</b>	<b>VOID</b>	<b>-0-</b>

**ORDINANCES, SECOND READING:**

**ORDIINANCE 25-07**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING CHAPTER 82 ENTITLED "PARKS AND RECREATION FACILITIES", SO AS TO AMEND 82-15 ENTITLED "ANIMALS" TO ALLOW DOGS INTO DESIGNATED AREAS OF JOHNSON PARK**

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

**MOTION TO CLOSE PUBLIC HEARING BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**MOTION TO APPROVE ORDINANCE 25-07 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: MARTIN**

**MOTION SECONDED BY: STALLONE**

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

**ORDINANCE NO. 25-07**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 82, ENTITLED "PARKS AND RECREATION FACILITIES", SO AS TO AMEND §82-15 ENTITLED "ANIMALS" TO ALLOW DOGS INTO DESIGNATED AREAS OF JOHNSON PARK**

**SECTION 1.** The Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 82 entitled "Parks and Recreation Facilities", so as to amend §82-15 entitled "Animals" to allow dogs into designated areas of Johnson Park which shall read in its entirety as follows:

**§ 82-15 Animals.**

No person shall cause or permit any animal owned by him or in his custody of under his control to go or be on the facility without the prior consent of the Township Council, and each such animal so found at large may be seized and disposed of as provided by the law or ordinance covering the disposal of stray animals on highways or public property then in effect.

Dogs on a leash can be brought in Johnson Park for use of the Dog Park Facility in accordance with the rules and regulations established by the Township Council by resolution, which rules and regulations will be available for the public at the Township Clerk's Office.

**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).

**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 **July 24, 2007**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **14<sup>th</sup> day of August, 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.

**DATED: 08/14/07**

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**ANN MARIE EDEN  
TOWNSHIP CLERK**

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**ORDINANCE FIRST READING**

**ORDINANCE 26-07**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING ORDINANCE NO. 05-07 ESTABLISHING THE SALARIES FOR ALL OF THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP FOR THE YEAR 2007 AND THEREAFTER**

**MOTION TO APPROVE ORDINANCE 26-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, AUGUST 28, 2007 BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: INGRAM, MARTIN, STALLONE, GUDAITIS & UPDEGRAVE**

**ORDINANCE 26-07**

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

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

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

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed to be valid and effective.

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**MAYOR MARK A. SEDA**

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on August 14, 2007 and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the 28th day of August 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.

SALARY RANGE

TITLE

	<u>MINIMUM</u>	<u>MAXIMUM</u>
<b>FULL TIME</b>		
EMERGENCY MEDICAL TECHNICIAN	33,006	45,745
HEAVY EQUIPMENT OPERATOR	32,300	58,000
SENIOR MAINT. REPAIRER CARPENTER	32,300	49,000
<b>PART TIME, HOURLY, SEASONAL</b>		
EMERGENCY MEDICAL TECHNICIAN	13.00/HR.	22.00/HR.

DATED: 08/14/07

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ANN MARIE EDEN, RMC  
TOWNSHIP CLERK

**ORDINANCE 27-07**

**TITLE: BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 19-01 ADOPTED ON JUNE 11, 2001, AS AMENDED BY BOND ORDINANCE 22-07 ADOPTED ON JULY 10, 2007, PROVIDING FOR VARIOUS 2001 CAPITAL IMPROVEMENTS, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE REFURBISHMENT AND/OR ACQUISITION OF EMERGENCY MEDICAL TRANSPORT VEHICLES, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

**MOTION TO APPROVE ORDINANCE 27-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, AUGUST 28, 2007 BY: STALLONE  
MOTION SECONDED BY: INGRAM**

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

**ORDINANCE 27-07**

**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, as amended by Bond Ordinance 22-07 adopted on July 10, 2007 (collectively 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 and/or acquisition of 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.

**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 August 14, 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 Complex, 95 West Veterans Highway, Jackson, New Jersey, on August 28, 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, RMC  
TOWNSHIP CLERK

DATED: 08/14/07

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**ORDINANCE 28-07**

**TITLE: BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 09-07 ADOPTED ON MARCH 27, 2007, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE ACQUISITION AND/OR REFURBISHMENT OF EMERGENCY MEDICAL TRANSPORT VEHICLES, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

**MOTION TO APPROVE ORDINANCE 28-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, AUGUST 14, 2007 BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: INGRAM, MARTIN, STALLONE, GUDAITIS & UPDEGRAVE**

**BOND ORDINANCE 28-07**

**WHEREAS**, the Township of Jackson, in the County of Ocean, New Jersey (the "Township") finally adopted Bond Ordinance No. 09-07 on March 27, 2007 (the "Prior Ordinance"), providing for various capital improvements and the acquisition of various capital equipment; 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) (iv) of the Prior Ordinance is hereby amended to read as follows:

(iv) Acquisition of Security and Telecommunications equipment and GPS Tracking System for Various Municipal Departments, and the acquisition and/or refurbishment of emergency medical transport vehicles, with a total appropriation and estimated cost of \$170,000, estimated maximum amount of bonds or notes therefor of \$153,000, and an average period of usefulness of 5 years;

Section Two. The aggregate appropriation (\$7,895,000), the aggregate debt authorization (\$7,105,500), the aggregate down payment (\$789,500), 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.

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 August 14, 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 Complex, 95 West Veterans Highway, Jackson, New Jersey, on August 28, 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, RMC  
TOWNSHIP CLERK**

**DATED: 08/14/07**

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**ORDINANCE 29-07**

**TITLE: BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 35-05 ADOPTED ON SEPTEMBER 12, 2005, PROVIDING FOR VARIOUS IMPROVEMENTS, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE ACQUISITION AND/OR REFURBISHMENT OF EMERGENCY MEDICAL TRANSPORT VEHICLES, AUTHORIZED IN AND BY THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY**

**MOTION TO APPROVE ORDINANCE 29-07 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, AUGUST 14, 2007 BY: GUDAITIS  
MOTION SECONDED BY: INGRAM  
YES: INGRAM, MARTIN, STALLONE, GUDAITIS & UPDEGRAVE**

**BOND ORDINANCE 29-07**

**WHEREAS**, the Township of Jackson, in the County of Ocean, New Jersey (the "Township") finally adopted Bond Ordinance No. 35-05 on September 12, 2005 (the "Prior Ordinance"), providing for various 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) (i) and (ii) of the Prior Ordinance is hereby amended to read as follows:

- (i) the acquisition of various equipment for Township departments, including but not limited to the following departments: Animal Control, Township Clerk, Code Enforcement, Emergency Management, Engineering, Municipal Court, Office of Golden Aging, Planning/Zoning, Police Department, Public Works, Recreation, and Tax Collector, and the acquisition and/or refurbishment of emergency medical transport vehicles, together with all purposes necessary, incidental or appurtenant thereto, with a total appropriation and estimated cost of \$347,335,

estimated maximum amount of bonds or notes therefor of \$329,968 and an average period of usefulness of five (5) years;  
(ii) the acquisition of various vehicles for the Emergency Management Department, the Engineering Department, the First Aid Squad, the Public Works Department and the Code Enforcement Department, and the acquisition and/or refurbishment of emergency medical transport vehicles, together with all purposes necessary, incidental or appurtenant thereto, with a total appropriation and estimated cost of \$334,000, estimated maximum amount of bonds or notes therefor of \$317,300 and an average period of usefulness of five (5) years;

Section Two. The aggregate appropriation (\$1,247,108), the aggregate debt authorization (\$1,184,752), the aggregate down payment (\$62,356), 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.

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 August 14, 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 Complex, 95 West Veterans Highway, Jackson, New Jersey, on August 28, 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.

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ANN MARIE EDEN, RMC  
TOWNSHIP CLERK

DATED: 08/14/07

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**PUBLIC HEARING OPENED, RESOLUTIONS ONLY**

**PAUL MAYEROWITZ – 91 CYPRESS POINT LANE:** He asked if the Council and Board of Education have come up with any cost saving ideas to be shared or that are now being shared since it was presented last October and what the Council hopes the feasibility study will identify? Council President Updegrave stated this portion of the meeting is for resolutions only and that his question is for the Consent Agenda. Mr. Mayerowitz wanted to present his question before Council voted since they only require one vote for all items. Councilman Martin explained they applied for a \$32K grant at the end of June for the study and in order to get approved for the grant they have to go through a bid process and appoint a person to study vehicle maintenance, field maintenance along with a few others and with the size of Jackson they want to be sure the person chosen will have the experience to undertake the job.

**MOTION TO CLOSE PUBLIC HEARING, RESOLUTIONS ONLY BY:  
STALLONE**

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

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**RESOLUTION 318R-07**

**TITLE: RESOLUTION OPPOSING SENATE BILL S-2149/A4086/ASSEMBLY BILL A-4086 WHICH REQUIRES PURCHING AGENTS TO COMPLETE A COURSE IN GREEN PRODUCT PURCHASING**

**MOTION TO APPROVE BY: GUDAITIS**  
**MOTION SECONDED BY: STALLONE**  
**YES: STALLONE, GUDAITIS & UPDEGRAVE**  
**NO: INGRAM & MARTIN**

**COUNCILWOMAN INGRAM** explained she was familiar with this matter and researched some material prepared by the DEP and found that preferred purchasing is the purchase of goods and services that minimize environmental impact and include purchasing products that have a lesser or reduced affect on human health and the environment when competing products serve the same purpose and when a purchasing person learns what to purchase it improves the environmental conditions and saves more money overall and serves as setting an example to businesses and the community that purchasing environmentally safe products is a preference and voted NO.

**COUNCILMAN MARTIN** stated Ms. Ingram shared her information with him and he agrees. He votes NO.

**WHEREAS**, legislation has been introduced in the New Jersey Legislature, S-2149/A4086, which would require purchasing agents to complete a course in green product purchasing under guidelines established by the Director of the Division of Local Government Services; and

**WHEREAS**, this proposed legislation imposes greater requirements upon municipalities, their officers and employees which result in additional costs to the municipality; and

**WHEREAS**, the State could develop a list of green product information and award state contracts for the purchase of green products, which would then allow municipalities to award under the state contract; and

**WHEREAS**, this would be a more efficient and beneficial process for municipalities to take advantage of the availability of green products in the bidding process.

**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 opposing the passage of S-2149/A4086.
2. That a certified copy of this resolution be forwarded to the 30th District Legislatures, Senator Robert W. Singer, Assemblyman Joseph R. Malone and Assemblyman Ronald S. Dancer.

**DATED: 08/14/07**

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

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**RESOLUTION 319 R-07**

**TITLE: RESOLUTION OPPOSING SENATE S-2258 WHICH WOULD REQUIRE CONTRACTING UNITS TO CREDIT CONTRACTORS WITH INTEREST EARNED ON CERTAIN RETAINED PAYMENTS THAT ARE RELEASED TO THE CONTRACTOR UPON COMPLETION OF A PROJECT**

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

**WHEREAS**, legislation has been introduced in the New Jersey State Senate, S-2258, which would require a contracting unit to credit contractors with interest earned on certain retained payments that are released to the contractor upon completion of a project; and

**WHEREAS**, current law provides that the contracting unit may retain the interest earned on the retained 2% of payments paid to the contractor; and

**WHEREAS**, the proposed legislation would provide that the interest on such withheld payments would be paid to the contractor upon completion of the project; and

**WHEREAS**, this legislation will have the affect of taking away revenues currently received by a municipality and thus requiring the taxpayers to make up the difference; and

**WHEREAS**, at a time when all steps should be taken to stabilize real property taxes and lessen the burden on the taxpaying public, any legislation which would reduce income received by a municipality should be opposed.

**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 opposing the passage of S-2258.
2. That a certified copy of this resolution be forwarded to the 30th District Legislatures, Senator Robert W. Singer, Assemblyman Joseph R. Malone and Assemblyman Ronald S. Dancer.

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

**DATED: 08/14/07**

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**RESOLUTION 358R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY ACKNOWLEDGING SUPPORT IN THE ENFORCEMENT OF N.J.S.A. 27:5-9 WHICH PROHIBITS THE PLACEMENT OF SIGNS, POLITICAL OR OTHERWISE, ON PUBLIC UTILITY POLES**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: GUDAITIS**

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

**WHEREAS**, the State of New Jersey prohibits the placement of signs (political or otherwise) on public utility poles; and

**WHEREAS**, these signs pose a safety hazard to utility workers often preventing them from being able to physically climb a utility pole, potentially injuring workers due to nails, staples, etc. and ultimately jeopardizing the integrity of the safety equipment issued to the workers; and

**WHEREAS**, N.J.S.A. 27:5-9 (f) states a sign may not be painted, drawn, erected or maintained upon trees, rocks, other natural features or utility poles; and

**WHEREAS**, Section 27:5-23 states it shall be the duty of all departments of State or local government and all county and municipal officers charged with the enforcement of State and municipal laws under the direction of the Commissioner to assist in the enforcement of this act and the orders issued or rules or regulations adopted pursuant to this act; and

**WHEREAS**, the municipality is authorized and charged under the direction of the Commissioner to enforce the provisions of this act and any rules or regulations adopted pursuant thereto.

**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 we strongly support N.J.S.A. 27:5-9 and will enforce such rules and regulations on municipal level.

2. That a certified copy of this Resolution shall be forwarded to Township Administrator, Director of Public Safety, Director of Public Works, Daniel Burke, Township Engineer, Jersey Central Power & Light and any other interested parties.

**DATED: 08/14/07**

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

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

**RESOLUTION 347R-07**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

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

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

**TOWNSHIP OF JACKSON  
OVERPAYMENT REFUNDS  
AUGUST 14, 2007**

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
115	11	Mark Pelosi c/o Andrew P. Vecchione, Esq.	2006-2 <sup>nd</sup>	\$1,239.90
2801	45	First American Real Estate Tax Services	2007-2 <sup>nd</sup>	\$1,085.56
5205	4	John & Sharon Braun	2007-2 <sup>nd</sup>	\$1,709.76
8001	5.1038	American Title & Settlement Svs., LLC	2007-2 <sup>nd</sup>	614.69
8203	3	Terese Salt	2007-2 <sup>nd</sup>	\$1,050.64
12702	12	Lennar/US Homes	2005-4 <sup>th</sup>	118.11
12702	15	Lennar Corp.	2005-4 <sup>th</sup>	118.11
14705	8	Toll Brothers, Inc.	2006-2 <sup>nd</sup>	181.15
17101	6	Nick & Ruth H. Apice	2007-1 <sup>st</sup>	348.40
			2007-2 <sup>nd</sup>	348.40

**DATED: 08/14/07**

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

**RESOLUTION 348R-07**

**TITLE: APPROVE JACKSON TOWNSHIP COUNCIL MEETING MINUTES OF JUNE 12, 2007**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

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

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

June 12, 2007

2. Copies of this resolution to any interested parties.

**DATED: 08/14/07**

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

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**RESOLUTION 349R-07**

**TITLE: APPROVE BINGO/RAFFLE LICENSE TO: SENIOR CITIZENS CLUB OF WESTLAKE (#SBL-173) AND THE CHURCH OF SAINT ALOYSIUS (#RA-1160 AND #RA-1161)**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

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

SENIOR CITIZENS CLUB OF WESTLAKE #SBL-173  
THE CHURCH OF SAINT ALOYSIUS #RA-1160 and  
#RA-1161

2. Copies of the Resolution to interested parties.

**DATED: 08/14/07**

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

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**RESOLUTION 350R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ADMENDMENT TO THE ACCOUNT NUMBER CHARGED FOR PURCHASE ORDER NO. 0035446 TO REHABCO, INC.**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, the Purchase Order No. 0035446 issued to Rehabco for an Affordable Housing Administrative Agent and was charged to Administrative sub account (Account no. 7-01-20-100-099); and

**WHEREAS**, the account to be charged is Capital Account T-12-56-851-805 for Resolution 209R-07 in the amount of \$40,000.00; and

**WHEREAS**, the Township Council desires to charge the expense incurred to the Purchase Order 0035446 to the above referenced account number T-12-56-851-805.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the Acting Chief Financial Officer in conjunction with the Purchasing Agent to amend the Purchase Order Number 0035446 to reflect the charge to account T-12-56-851-805 in the amount of \$40,000.

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

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

**DATED: 08/14/07**

**RESOLUTION 351R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF BIDS FOR FENCING FOR VARIOUS TOWNSHIP PROJECTS.**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Jackson Township has the need for various types of fencing throughout the township; and

**WHEREAS**, the cost of the fencing projects throughout the township will exceed the bid threshold of \$21,000: 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 fencing is required; and

**WHEREAS**, the Township Council desires to solicit proposals for the purchase and/or installation of said fencing for the purpose of a obtaining the best possible price;

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

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

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

**DATED: 08/14/07**

**RESOLUTION 352R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF PROPOSALS FOR PROFESSIONAL SERVICES FOR A FEASIBILITY STUDY FOR SHARING SERVICES BETWEEN JACKSON TOWNSHIP AND THE JACKSON BOARD OF EDUCATION.**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, the Township of Jackson desires to determine the possibility and practicality of sharing certain services with the Jackson Board of Education in order to make better use of taxpayer funds; and

**WHEREAS**, in accordance with New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), the solicitation of proposals under the requirements of the competitive contracting process is required; and

**WHEREAS**, the Township Council, as the lead agency, desires to solicit proposals for professional services to perform a feasibility study for said sharing and to prepare a SHARE grant application to the state; and

**WHEREAS**, the Township Council authorizes the Purchasing Agent to solicit proposals for a feasibility study for and preparation of a SHARE grant application for the sharing of services between the Township and the Jackson Board of Education.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the Purchasing Agent to solicit proposals for said services as stated above, in accordance with New Jersey State Law, and agrees to contribute half of the state required ten percent (10%) to the amount of the awarded grant, not to exceed \$1660.00.

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

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

**DATED: 08/14/07**

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**RESOLUTION 353R-07 – NOT USED**

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**RESOLUTION 354R-07**

**TITLE: AUTHORIZE A PROFESSIONAL SERVICES CONTRACT TO JDM PLANNING ASSOCIATES, LLC AS AFFORDABLE HOUSING PLANNER FOR CY 2007**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, there exists a need for planning services as Affordable Housing Planner for the Township of Jackson; and

**WHEREAS**, as Affordable Housing Planner, said appointee shall assist the Township in consulting services relating to the finalization of its Housing Element and Fair Share Plan as it relates to the Township’s Affordable Housing obligations; and

**WHEREAS**, the Township issued a solicitation of professional services contracts in accordance with a fair and open process adopted by the Township of Jackson in accordance with Ch. 9, P.L. 2004; and

**WHEREAS**, said solicitation of professional services contracts satisfies the requirements of a fair and open process under N.J.S.A. 19:44A:20.2 et seq.; and

**WHEREAS**, a determination of value has been made by the Township that said contract shall be a value in excess of \$17,500; and

**WHEREAS**, all proposals were to be submitted to the Office of the Purchasing Agent July 31, 2007; and

**WHEREAS**, after reviewing the proposals submitted, the Mayor, with the advice and consent of the Township Council, desires to appoint John Maczuga of JDM Planning Associates, LLC as Affordable Housing Planner; and

**WHEREAS**, the Acting Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution and contract be made available for public inspection and are on file in the Township Clerk’s Office.

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

1. That John Maczuga of JDM Planning Associates, LLC is hereby appointed Affordable Housing Planner (as it relates to the Township’s Housing Element and

Fair Share Plan regarding Affordable Housing) for the remainder of CY 2007 and shall perform Affordable Housing Consulting/Planning services under the contract authorized herein.

2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to an agreement with John Maczuga of JDM Planning Associates, LLC.
3. That this contract is awarded as a Professional Service in accordance with N.J.S.A. 40A:11-5(1)(a)(I) of the Local Public Contracts Law and N.J.S.A. 19:44-20.5 because it is for services to be performed by person(s) authorized by law to practice a recognized profession.
4. That a notice of this action shall be printed once in the official newspaper of the Township of Jackson.
5. That this resolution shall take effect immediately.
6. That a certified copy of this resolution shall be provided by the Township Clerk to Administration, Chief Financial Officer, Purchasing Department and John Maczuga and any other interested parties.

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

**DATED: 08/14/07**

**RESOLUTION 355R-07**

**TITLE: APPROVE CHIEF FINANCIAL OFFICERS REPORT JUNE 2007**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

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

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

**DATED: 08/14/07**

**RESOLUTION 356R-07**

**TITLE: AMEND RESOLUTION DESIGNATING OFFICIAL DEPOSITORIES AND AUTHORIZED MUNICIPAL OFFICIALS TO SIGN CHECKS FOR DISBURSEMENT OF FUNDS FOR CY 2007**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, under the provisions of state regulations (N.J.S.A. 40A:5-1) entitled Local Fiscal Affairs Law, the Township of Jackson in accordance with N.J.S.A.40A:5-14 hereby establishes Legal Depositories for public monies for the calendar year 2007. Further, recent amendment to N.J.S.A. 40A:5-15.1 entitled “Securities which may be purchased by local units” provide added flexibility to secure high yield investments while safe guarding Municipal assets.

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

1. The following banks or institutions approved by the Department of Banking and Insurance under the Government Unit Depository Protection Act (GUDPA) or other authorized investment vehicles authorized by the State of New Jersey are hereby designated as official depositories of Township funds for the calendar year 2007:

- A. Ocean First
- B. Commerce Bank
- C. TD Banknorth
- D. MBIA Municipal Investors Service Corp.
- E. PFM Asset Management, LLC
- F. Wachovia Bank, N.A.
- G. New Jersey Cash Management Fund
- H. JP Morgan Chase Bank, N.A.
- I. Investors Savings Bank

2. Authorized signatories herewith described below are established by Appointing Resolution and/or Salary Ordinance as approved by the Governing Body. Effective authority for authorized signatories will be established on or about July 1, 2007 nunc pro tunc. Wire or electronic transfer of Municipal funds for the purpose to meet payment obligations (Eg. investments, payroll, debt service, vendor, state & federal taxes) are hereby granted to the Chief Financial Officer or assistant subject to ratification by the Governing Body.

3. Disbursements from all checking accounts except as otherwise noted herein shall be signed by any two (2) of the following five (5) authorized individuals to include at minimum each check to bear one original signature. The Mayor and President of the Council may designate a facsimile signature as subject to approval:

- Mayor Mark Seda
- President of the Council, Ann Updegrave
- Municipal Administrator, Phil Del Turco
- Chief Financial Officer, Lily Ann Farley
- Acting Chief Financial Officer, Sharon Pinkava

Authorized Checking Accounts

- |   |             |
|---|-------------|
| A. Current Fund                             | 17006000013 |
| B. Capital Fund                             | 17006000021 |
| C. Parks & Recreation                       | 17006000047 |
| D. Dog Fund                                 | 17006000062 |
| E. Public Assistance                        | 17006000070 |
| F. Handicap Trust Fund                      | 17006000138 |
| G. Subdivision Trust Fund                   | 17006000146 |
| H. General Trust Fund                       | 17006000054 |
| I. Builders Escrow                          | 0611097753  |
| J. Payroll Account                          | 17006000039 |
| K. Open Space Trust Fund                    | 17006000302 |
| L. Builders Escrow                          | 6855050050  |
| M. Police Outside Employment                | 6855861407  |
| N. Affordable Housing 3 <sup>rd</sup> Round | 17006002571 |
| O. Developers Fees-COAH Trust Fund          | 17006002589 |

4. All disbursements from the Jackson Township “Tax Collector Trust” checking account (Account No. 17006000088) shall be made by checks signed by any one (1) of the following three (3) individuals:

- A. Tax Collector, Michael Campbell
- B. Supervising Tax Clerk, Mary Moore
- C. Acting Chief Financial Officer, Sharon Pinkava

5. All disbursements from the Jackson Township Building Department “Building Fees” checking account (Account No. 17006000104) shall be made by checks signed by any one (1) of the following three (3) individuals:

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

6. All disbursements from the Jackson Township "Housing Division Fees" checking account (Account No. 17006002480) shall be made by checks signed by (1) of the following (3) individuals.

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

7. All disbursements from the Jackson Township "Engineering and Inspection" checking account (Account No. 17006000096) shall be made by checks signed by any one (1) of the following three (3) individuals:

- A. Zoning Officer, Richard Megill
- B. Planning Board Secretary, Janice Kisty
- C. Acting Chief Financial Officer, Sharon Pinkava

8. All disbursements from Jackson Township's consolidated "Zoning Board of Adjustment" checking account (Account No. 17006000120) for use by Planning, Zoning and Tree Forester activities shall be made by checks signed by any one (1) of the following three (3) individuals:

- A. Zoning Officer, Richard Megill
- B. Planning Board Secretary, Janice Kisty
- C. Acting Chief Financial Officer, Sharon Pinkava

9. All disbursements from the Jackson Township Court General checking account (17006000161) and the Jackson Township Court Bail checking account (17006000179) shall be made by checks signed by any two (2) of the following four (4) individuals:

- A. Municipal Court Judge, Daniel F. Sahin
- B. Municipal Court Administrator, Erin J. DiCristina
- C. Deputy Court Administrator, Heidrun Parise
- D. Acting Deputy Court Administrator, Michael Nicoletti

10. All disbursements from the Jackson Township Industrial Commission checking accounts (17006000153) shall be made by checks signed by any two (2) of the following three (3) authorized individuals:

- A. Mayor, Mark Seda
- B. Chief Financial Officer, Lily Ann Farley
- C. Acting Chief Financial Officer, Sharon Pinkava

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

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

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

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

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

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

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

**DATED: 08/14/07**

**RESOLUTION 357R-07**

**TITLE: REQUEST APPROVAL FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 FOR CY 2007 CLEAN COMMUNITIES GRANT.**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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

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

**WHEREAS**, the Township of Jackson has been provided additional funds from the State of New Jersey 2007 Clean Communities Grant in the amount of \$3,644.23

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

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

1. That the Mayor and Township Council do hereby request an amendment to the 2007 Budget to provide the insertion of a special item of revenue in the amount of \$3,644.23 by the Director of the Division of Local Government Services, which is now available as a revenue from:

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

State of NJ 2007 Clean Communities Grant	\$3,644.23
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2. That the Mayor and Township Council do hereby further request an appropriation of an equal sum under the caption of:

General Appropriations: (operations excluded from CAP)

State of NJ 2007 Clean Communities Grant	\$3,644.23
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3. That two certified copies of the resolution shall be forwarded to the Director of the Division of Local Government Services, the Township Auditor, the Chief Financial Officer, and the Jackson Township Police Department.

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

**DATED: 08/14/07**

**RESOLUTION 359R-07**

**TITLE: AUTHORIZE THE SUBMISSION OF A PERMIT APPLICATION TO THE STATE OF NEW JERSEY DIVISION OF FISH AND WILDLIFE FOR AUTHORIZATION TO LOWER WATER LEVELS AT LAKE ENNO FOR AQUATIC PLANT MANAGEMENT**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, a concern has arisen with regard to an invasive species of plant material located within Lake Enno whereby diminishing proper water flow and creating a potential safety and health problem for the residents of the Township of Jackson; and

**WHEREAS**, due to this potential safety and health concern, Daniel Burke, P.E., Municipal Engineer has requested approval to submit permit application(s) to the State of New Jersey Division of Fish and Wildlife allowing the Township permission to lower the water levels within Lake Enno for the purpose of aquatic plant management which would be conducted December 15, 2007 (begin lowering) through February 15, 2008 (begin filling); and

**WHEREAS**, the Township Council acknowledges a problem does exist and in order to properly determine the source of the problem, water levels must be lowered in the lake.

**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. Daniel Burke, P.E., Municipal Engineer, is authorized to submit permit applications to the State of New Jersey Division of Fish and Wildlife for approval to lower water levels at Lake Enno.
2. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Municipal Engineer, Chief Financial Officer and State of New Jersey, Division of Fish and Wildlife and any other interested parties.

**DATED: 08/14/07**

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

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**RESOLUTION 360R-07**

**TITLE: AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR FISCAL YEAR 2008 MUNICIPAL AID PROGRAM**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Daniel Burke, P.E., Township Engineer is seeking authorization to apply for and obtain a grant from the New Jersey Department of Transportation for fiscal year 2008 Municipal Aid Program for improvements to Cook Road.

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

1. The Township of Jackson does hereby authorize the submission of a grant application to the New Jersey Department of Transportation for the Fiscal Year 2008 Municipal Aid Program for improvements to Cook Road and upon receipt of the grant agreement, does further authorize the execution of the agreement.

2. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.
3. Copies of this resolution to the Commissioner of the State of New Jersey Department of Transportation, Jack Lettiere, Municipal Administrator, Acting Chief Financial Officer, Municipal Engineer, Daniel Burke, P.E. and any other interested parties

**DATED: 08/14/07**

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

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**RESOLUTION 361R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ISSUANCE OF ONE (1) NEW PLENARY RETAIL CONSUMPTION LICENSE TO BE HELD "IN-POCKET" STATUS TO VITO CARDINALE**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Jackson Township previously awarded a bid for one (1) plenary retail alcoholic beverage consumption license to Vito Cardinale to hold as "in-pocket" status; and

**WHEREAS**, Vito Cardinale has submitted an application for the Township's review and approval; and

**WHEREAS**, the Jackson Township Police Department has reviewed said application and has no objection to the granting of this plenary retail consumption license in a letter report dated August 6, 2007.

**WHEREAS**, Mr. Cardinale has complied with State law and local ordinances and has submitted the proper license fees.

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

1. The application of Vito Cardinale for one (1) plenary retail consumption license (in-pocket" status) is hereby approved.
2. Upon the approval from the State of New Jersey Division of Alcoholic Beverage Control the Township Clerk is hereby authorized to issue the aforesaid liquor license to the applicant.
3. Said license is issued subject to any and all restrictions imposed by the Jackson Township Zoning Board of Adjustment and the Jackson Township Planning Board.
4. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the State of New Jersey Division of Alcoholic Beverage Control, Township Administrator, Director of Public Safety and Vito Cardinale.

**DATED: 08/14/07**

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

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**RESOLUTION 362R-07**

**TITLE: AUTHORIZE A PROFESSIONAL SERVICES CONTRACT AWARD TO REAL ESTATE RESEARCH CORPORATION FOR THE REVALUATION OF SIX FLAGS PROPERTIES (SPECIFICALLY GREAT ADVENTURE AMUSEMENT PARK, SAFARI PARK AND HURRICANE HARBOR WATER PARK) IN THE AMOUNT OF \$116,000.00**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Jackson Township previously advertised for the receipt of proposals on July 27, 2007 at 10:00 a.m. 10:00 a.m., for the Revaluation of Six Flags properties (specifically Great Adventure Amusement Park, Safari Park and Hurricane Harbor Water Park); and

**WHEREAS**, said advertisement for the receipt of proposals was the second such advertisement for this professional service as the first advertisement for the receipt of proposals was rejected due to the need to modify the bid specifications requiring park experience as a main criteria in bidding on this project; and

**WHEREAS**, at the time and place for the receipt of bids, one bid was received from Real Estate Research Corporation (RERC) for this revaluation work in the amount of \$116,000.00; and

**WHEREAS**, the Acting Chief Financial officer has certified that sufficient funding exists for this purpose under Account No. 7-01-55-001-258; and

**WHEREAS**, the Township issued a solicitation of professional services contracts in accordance with a fair and open process adopted by the Township of Jackson in accordance with Ch. 9, P.L. 2004; and

**WHEREAS**, said solicitation of professional services contracts satisfies the requirements of a fair and open process under N.J.S.A. 19:44A:20.2 et seq.; and

**WHEREAS**, the Township Tax Assessor and Township Purchasing Agent have reviewed Real Estate Research Corporation’s bid and have recommended award based on the firm’s qualification and experience; and

**WHEREAS**, it is now the desire of the Township Council to act upon the recommendation of the Township Tax Assessor and Township Purchasing Agent.

**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 proposal submitted by Real Estate Research Corporation (RERC) for the revaluation of Six Flags Properties (specifically: Great Adventure Amusement Park, Safari Park and Hurricane Harbor Water park) is hereby approved and a contract shall be awarded to Real Estate Research Corporation in accordance with the proposal received.
2. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.
3. That upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy of it to the Township Administrator, Acting Chief Financial Officer, Tax Assessor, Purchasing Agent, Real Estate Research Corporation and any other interested parties.

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

**DATED: 08/14/07**

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**RESOLUTION 363R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN AND STATE OF NEW JERSEY, SUPPORTING THE OVER THE LIMIT UNDER ARREST 2007 CRACKDOWN**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, impaired drivers on our nation’s roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

**WHEREAS**, 34% of motor vehicle fatalities in New Jersey are alcohol-related; and

**WHEREAS**, a enforcement crackdown is planned to combat impaired driving; and

**WHEREAS**, the summer season and the Labor Day holiday are traditionally times of social gatherings which often include alcohol; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over the Limit Under Arrest 2007 Impaired Driving Crackdown*; and

**WHEREAS**, the project will involve increased impaired driving enforcement from August 17 – September 3, 2007; and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean and State of New Jersey, declares it's support for the *Over the Limit Under Arrest 2007 Crackdown* from August 17 – September 3, 2007 and pledges to increase awareness of the dangers of drinking and driving.

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

**DATED: 08/14/07**

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**RESOLUTION 364R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF PROPOSALS FOR PREVENTATIVE MAINTENANCE CONTRACTS FOR HVAC SYSTEMS AT VARIOUS TOWNSHIP FACILITIES**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, the Township has the need for preventative maintenance services for the HVAC systems within Township owned buildings; and

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

**WHEREAS**, the Township Council desires to solicit proposals for preventative maintenance services for Township HVAC systems for the purpose of a obtaining the best possible value;

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

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

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

**DATED: 08/14/07**

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**RESOLUTION 365R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF PROFESSIONAL SERVICES TO PROVIDE AND ADMINISTER A SECTION 125 PRE-TAX CAFETERIA PLAN**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**COUNCILMAN MARTIN** stated his company would not be bidding on this and he would not be participating in any discussions.

**WHEREAS**, the Township of Jackson desires to provide an additional pre-tax program for the benefit of Township employees; and

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

**WHEREAS**, the Township Council desires to solicit proposals for a professional service to provide and administer said program.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the Purchasing Agent to solicit proposals for professional services to provide a Section 125 Cafeteria Plan, in accordance with New Jersey State Law.

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

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

**DATED: 08/14/07**

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**RESOLUTION 366R-07**

**TITLE: APPROVED DISABLED VETERANS EXEMPTION ON BLOCK 701, LOT 685**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, The Department of Veteran Affairs determined that William Donaldson at 2 Balmoral Drive, Block 701 Lot 685 to have a service connected disability that is totally disabling and has owned the above listed parcel as of November 21<sup>st</sup>, 2006;

**WHEREAS**, Mr. Donaldson has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 1/22/07, and;

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

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

1. The Tax Collection is directed to cancel taxes as follows:

2006 - \$ 132.57

2007 - \$1,195.20

2008 - \$ 597.60

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.

3. The parcel is to be exempted on the 2008 tax list.

Copy to: Tax Collector  
Finance  
Tax Assessor

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

**DATED: 08/14/07**

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**RESOLUTION 367R-07**

**TITLE: APPROVED DISABLED VETERANS EXEMPTION ON BLOCK 4703, LOT 83**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, The Department of Veteran Affairs determined that Paul Salatino at 36 Cromwell Lane, Block 4703 Lot 83 to have a service connected disability that is totally disabling and has owned the above listed parcel as of June 28th, 2007;

**WHEREAS**, Mr. Salatino has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 07/22/07, and;

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

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

1. The Tax Collection is directed to cancel taxes as follows:

2007 - \$ 501.28  
2008 - \$ 498.00

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2008 tax list.

Copy to: Tax Collector  
Finance  
Tax Assessor

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

**DATED: 08/14/07**

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**RESOLUTION 368R-07**

**TITLE: APPROVED DISABLED VETERANS EXEMPTION ON BLOCK 5401, LOT 21**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, The Department of Veteran Affairs determined that William Materia at 306 Bartley Road, Block 5401 Lot 21 to have a service connected disability that is totally disabling and has owned the above listed parcel as of September 1st, 2006;

**WHEREAS**, Mr. Materia has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 5/17/07, and;

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

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

1. The Tax Collection is directed to cancel taxes as follows:

2006 - \$2,529.22  
2007 - \$7,411.23  
2008 - \$3,705.62

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2008 tax list.

Copy to: Tax Collector  
Finance  
Tax Assessor

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

**DATED: 08/14/07**

**TOWNSHIP CLERK**

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**RESOLUTION 369R-07**

**TITLE: APPROVED DISABLED VETERANS EXEMPTION ON BLOCK 21702, LOT 28**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, The Department of Veteran Affairs determined that Paul Fusco at 15 Jessica Court, Block 21702 Lot 28 to have a service connected disability that is totally disabled and has owned the above listed parcel as of November 15th, 2006;

**WHEREAS**, Mr. Fusco has made application to the Township as a totally disabled veteran, which has been approved by the Tax Assessor as of 6/04/07, and;

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

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

1. The Tax Collection is directed to cancel taxes as follows:

2006 - \$ 887.40

2007 - \$6,847.32

2008 - \$3,423.66

2. The Tax Collector is directed to process a refund for any overpayment due to the cancellation of taxes.
3. The parcel is to be exempted on the 2008 tax list.

Copy to: Tax Collector  
Finance  
Tax Assessor

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

**DATED: 08/14/07**

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**RESOLUTION 370R-07**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SOLICITATION OF PROPOSALS FOR A FIREWORKS DISPLAY TO BE HELD ON SATURDAY, SEPTEMBER 8, 2007 AT JOHNSON PARK**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, the Township Council has the need for professional pyrotechnic services for the fireworks display to be held on September 8, 2007 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 proposals is required; and

**WHEREAS**, the Township Council desires to solicit proposals for said fireworks display.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey does hereby authorize the Purchasing Agent to solicit proposals for a fireworks display to be held on Saturday, September 8, 2007 at Johnson Park.

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

**DATED: 08/14/07**

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

**RESOLUTION 371R-07**

**TITLE: AUTHORIZE CHANGE ORDER NO. 3 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND THE LANDTEK GROUP, INC. FOR IMPROVEMENTS TO HOLMAN SPORTS COMPLEX INCREASING SAID CONTRACT BY \$4,900.00 TO AN ADJUSTED CONTRACT PRICE OF \$1,058,619.12**

**MOTION TO APPROVE BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Jackson Township previously awarded a contract to The Landtek Group, Inc. for improvements to the Holman Sports Complex in the amount of \$914,913.50; and

**WHEREAS**, at the request of the Mayor, the Township Engineer, Daniel Burke and Project Engineer, French & Parrello Associates, P.A. have reviewed and recommend approval of Change Order No. 3 for the installation of a flag pole for a total cost not to exceed \$4,900.00; and

**WHEREAS**, said Change Order No. 3 will increase the contract by \$4,900.00; and

**WHEREAS**, the Acting Chief Financial Officer has certified that sufficient funds exist for the payment of this Change Order No. 3; and

**WHEREAS**, it is now the desire of this Township Council to approve Change Order No. 3 for the supply and installation of a flag pole at the Holman Sports Complex and;

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

1. That the Township Council of Jackson Township hereby formally approves Change Order No. 3 to the contract between Jackson Township and The Landtek Group, Inc. increasing the contract by a total of \$4,900.00 to an adjusted contract price of \$1,058,619.12.
2. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Township Engineer, Daniel Burke, P.E., Project Engineer, French & Parrello Associates, P.A. Township Administrator, Acting Chief Financial Officer, The Landtek Group, Inc. and any other interested parties.

**DATED: 08/14/07**

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

**DISCUSSION AGENDA:**

**CLERK EDEN** stated items originally planned for the Discussion Agenda were addressed during the Caucus portion of the meeting regarding changes to the Massage Parlor ordinance, rescheduling Township Council Meeting to November 13<sup>th</sup> and amending certain wording within Chapter 51 entitled "Dogs and Other Animals"

**PUBLIC HEARING, ANY TOPIC**

**MIKE KAFTON-67 NO. LAKESIDE DRIVE:** He questioned the total amount of change orders regarding 371R-07 that was determined to be approximately \$143K. He then questioned why some Council members abstained on certain Bills & Claims. Councilwoman Ingram explained NJ Lawn & Irrigation installed her sprinkler system four years ago and Larsen was her builder. Council Vice President Gudaitis stated NJ Lawn & Irrigation is his landscaper. Mr. Kafton made reference to the Mayor not being present and stated he had attended every meeting until the Gypsy Moth and illegal road issues. Council President Updegrave explained under the new form of government, the Mayor doesn't have to be present and it's by invitation only. Councilman Stallone added the Mayor attended every meeting since July 1<sup>st</sup> and continued for the first year and now felt it wasn't necessary. Mr. Kafton stated the Mayor increased his salary 5 times more than the previous Mayor and hasn't made himself available to the public and stopped attending the meetings and since he became Mayor he chose not to spray for gypsy moths, he increased taxes by nearly \$7 million and put in an illegal road in Johnson Park and he asked Council if they are taking any action against him or will they continue to follow along with his actions? Council President Updegrave explained the present form of government and that she and other members of the Council speak with the Mayor on all levels. Attorney Gilmore suggested he contact the Mayor to present his questions and arrange to meet with him. Mr. Kafton asked Ms. Updegrave how their investigation into the road to Johnson Park was going since the large concrete pipe, blue stone and dirt was brought in even though the Mayor stated they only cut the grass. Council President Updegrave stated whatever work was done had been remediated and any litigation or actions cannot be discussed. Council Vice President Gudaitis added the DEP is in contact with the Administrator and Mayor and could not comment further. Mr. Kafton then discussed a problem regarding a change in the bus schedule and the inconvenience to many residents and suggested the Council use some funds they have available to help out with the busing situation. Councilwoman Ingram stated she was aware of the busing situation and she and Councilman Martin had a meeting with School Board members and they discussed cutting buses but the Council had nothing to do with it and didn't want to be blamed.

**MARTY SPIELMAN-37 SHOAL ROAD:** He stated he was a member of the School Board and was part of the budget committee responsible for the final budget and explained they had to make some difficult decisions. He voted against changing the bus schedule because of the hardship it placed on parents and children. He discussed Ordinance 109-182 and stated he is a member of the Jackson Educational Foundation and advertised all over town of an important upcoming fund raising event to benefit schools and residents and how John Grillo went around and removed the signs and felt the ordinance was not strictly enforced because other signs were not removed and felt singled out. They are going to put signs back up because time was running out. Councilman Stallone advised him of a conversation between him and Mr. Grillo and stated they agreed the ordinance should be changed and they are working on it. Council President Updegrave promised to speak with the Mayor and get back to him.

**PAUL MAYEROWITZ-91 CYPRESS POINT LANE:** He reminded Ms. Updegrave of his previous concern that they would vote before giving him the opportunity to discuss 352R-07. Clerk Eden explained when public hearing on resolutions is announced it is for the stand alone resolutions and not part of the Consent Agenda and that is the standard order of business. He stated there were three ordinances regarding capital improvements and wanted to know the full amount the Council was approving? He asked how the 2008 fiscal budget is shaping up? Council President Updegrave stated they are on target for 2007 and have not started to review the numbers for 2008 and that's something they do at the budget review. Council Vice President Gudaitis stated they have projected some potential problems that include the increase in pension benefits, salaries for contracts that have been settled plus other contracts and the gypsy moth issue has already come to approximately \$2 million for next year. Mr. Mayerowitz stated in the past the Mayor and Administrator were criticized for attending the meetings and now people are criticizing them for not being here but for himself he stated he would like his elected officials to be present.

**TODD PORTER-38 DAWN CYPRESS LANE:** He asked if Jackson had an elected Mayor prior to July 1<sup>st</sup> and Council stated no and that the Committee chose the Mayor who was a ceremonial part of the meetings. He asked if the Mayor was full time and Council President Updegrave stated no.

**GARY BLACK-76 LEWIS LANE:** He stated it's a shame the public has to sit through the rambling and stated the problem with gypsy moths isn't the fault of the Mayor and Council and the amount the State was willing to spray wouldn't even begin to address the problem the Town has and the State admitted the chemical used was ineffective and is tired of hearing the issue raised. He stated Marty Spielman raised a good point regarding the school bus issue and felt the Board of Education should live up to their obligation in protecting the children and stop passing the buck. Councilman Stallone agreed there is a problem and the Council will get involved for the sake of the residents. Mr. Black then commented on school funding by the State and suggests they continue to go after those responsible and demand they stop robbing the residents.

**DEBBIE LONA-22 HIGHLAND DRIVE:** She stated her two children go to the Johnson School and the bus situation is causing a problem for her regarding work and the various sports her children are involved with. She felt Johnson and Rosenauer were singled out because they have the most walkers.

**DIANE KINZLER-307 MACKENZIE DRIVE:** She stated it was because they have a higher number of walkers and live in the closest proximity to the two schools and the time children spend on the bus is the shortest. She stated parents have to pay for early care when the other schools don't have to do anything. Councilwoman Ingram stated the decision was made before the Board of Education's budget even went to the voters and even if they didn't change a penny of the budget the results would have been the same. With the children getting to school later they won't be getting started until 10:00. Councilwoman Ingram noticed the empty seats on the buses and suggested the school analyze how many students actually ride the buses and Ms. Kinzler explained the schools have to provide buses for each student regardless if they walk, ride or are driven. She is also concerned about the children coming home in the dark once the clocks are changed. Councilman Stallone asked Mr. Gilmore if the School Board could amend their budget and Mr. Gilmore didn't know for sure.

**DEBBIE LONA-22 HIGHLAND DRIVE:** She stated the school already changed the scheduling from 30 minutes to 20 minutes so it is possible they could still change it. Council President Updegrave stated communication is a key issue and was hoping in the future residents would reach out to her and other Council members to address their concerns before they become problems and suggested the people in the audience email her so she could get a list together and present it to the subcommittee. Councilman Martin stated he was willing to get residents together with the School Board members to address their concerns. Ms. Lona agreed to start a petition at Back to School Night and give it to the Council.

**KEVIN QUATTROCK-38 KNIGHTSBRIDGE:** He apologized on behalf of the parents regarding an article that appeared in the paper and stated he contacted the person responsible to advise they placed blame on the Council instead of the School Board. The residents have major concerns and since the Town is spending so much money on sport facilities maybe they could do something to help.

**KEVIN DIJESU-159 DOCARE ROAD:** He stated he agreed with the parents and even though he doesn't have children in the school system he felt starting at 9:30 in the morning was very late and thought it would be good if the Council could do something to help the School Board by sharing services to save money. He then commented on the number of articles that appeared in the paper and felt the Mayor was never available for comment.

**JILL FEEHAN-36 OAKLAND DRIVE:** She referenced the letter she wrote requesting a change in the massage ordinance and asked what the status was? Attorney Gilmore stated the Council authorized him to draft a new ordinance and was hoping to have it on for first reading at the next Township Council meeting and asked her to call his office by

the end of next week to get a rough draft copy. Clerk Eden stated the ordinance may be obtained from her office as well.

**LORRAINE LOMBARDI-514 BENNETTS MILLS ROAD:** She stated she is unclear how to clean up her property and restore it to the condition it was prior to the Gypsy Moth destruction and asked what the latest was regarding the bill that was proposed by the State Assemblyman? Attorney Gilmore stated the legislature wasn't scheduled to have a regular meeting until November unless the Governor calls for a special meeting but typically nothing happens between August and November and they may not hear anything until after the first of the year. Ms. Lombardi asked if they had a back up plan in case they don't hear anything in time for next year's gypsy moth spraying? Council President Updegrave confirmed she emailed information to Ms. Lombardi and stated they have been discussing a back up plan. Ms. Lombardi asked if the Council knew if residents could attend the Shade Tree Commission's public meeting with the County Forester? Clerk Eden stated the meetings are open to the public. Ms. Lombardi noticed many gypsy moth nests have started to grow and suggested the State go to her property when they perform their egg mass survey because it's really a mess. She asked Attorney Gilmore about the current tree ordinance and he stated the Council must wait until after the NJ Supreme Court makes a ruling before they can make any changes to it. She then asked if she would be reimbursed or can she apply for reimbursement to recover the money she spent in spraying her property since Mr. Gilmore wrote in a letter the devastation was a natural disaster that required emergency consideration? Attorney Gilmore stated there is no statutory authorization for the Town to reimburse homeowners and that residents are entitled to take necessary measures to safeguard their property and that government can't pay for everything and has to make decisions and allocations in it's budgets and understands things happen in peoples lives that they would rather not pay for but it is an unfortunate fact of life that these things happen.

**STAN GOLDMAN-47 SPYGLASS DRIVE:** He referred to Resolution 318R-07 and the importance of changing everything to green products and how this will drive up the cost of everything because vendors take advantage of towns when they make environmental purchases and wanted the Council to keep that in mind. He asked the Council President to keep control of the meeting and not allow individuals to come to the microphone and play politics and that every speaker must have a topic.

**MIKE KAFTON-67 NO. LAKESIDE DRIVE:** He asked what the NJ Lawn & Irrigation bill was for? Councilwoman Ingram stated it was for \$16,500 to install a sprinkler system that was under \$17,500 bid threshold. Mr. Kafton asked additional questions and Attorney Gilmore suggested the Council not guess at their responses because it is a Purchasing function to go out for three quotes or State contract. Mr. Kafton asked if NJ Lawn & Irrigation made any contributions to their campaign to which Council members stated they didn't know and Mr. Kafton informed them they donated \$4,900.00 to "United for Jackson". Mr. Gilmore explained you couldn't deny someone a contract when they are the lowest bidder just because they donated to a campaign. Mr. Kafton also stated there were signs throughout Jackson advertising an upcoming event with NJ Lawn & Irrigation's name at the bottom and felt it was questionable.

**NICHOLAS ANTONOFF-MURRAY DRIVE:** He discussed the Council reviewing the bus schedule issue and felt the Council has no obligation to bail out the school because their job ended when they made recommendations to the defeated School Board budget. Councilman Martin stated they owe it to the residents to see if there is anything they can do to help.

**PAUL MAYEROWITZ-91 CYPRESS POINT LANE:** He felt Mr. Kafton's questioned made him wonder if Jackson has an ordinance on the books regarding pay to play and if they don't can they bring it to a first and second reading because many towns have been approving and passing pay to play ordinances and he felt it would be in the best interest of the Township. Attorney Gilmore didn't think any ordinance was passed during this administration and didn't know about prior ones. Mr. Mayerowitz thought that was the core of the issue and wanted to make sure the ordinances are complied with. Mr. Gilmore spoke of attending a seminar held by Christopher Christie for public officials speaking about what officials should avoid and any appearance of impropriety and

someone asked how he felt about pay to play. Mr. Christy stated there are laws on the books and if somebody is taking money and awarding contracts they should be thrown in jail.

**MICHAEL BENEMOWITZ-22 BROOKWOOD PARKWAY:** He stated he is a parent of a student at the Rosenauer School and stated parents will remember who made an effort to help them and who ignored them. He stated the Board President is the same President the last time there was a courtesy busing issue and advised parents to go before the Township Council and any help they could give the parents would be appreciated.

**BARBARA SPIELMAN-37 SHOAL ROAD:** Ask Council to keep in mind this year the NJ Race for the Cure will be held Sunday October 14<sup>th</sup> at Great Adventure in the Hurricane Harbor and hopes the Council and Mayor will declare October Cancer Awareness Month and stated it was great to have the race here in Jackson.

**EARL TERHUNE-680 MARIE STREET:** He stated this was the first time he heard about the road and asked why they were building it? Council Vice President Gudaitis explained it was an emergency access road at Johnson Park and an easement used by JCP & L. Mr. Terhune couldn't understand Mr. Kafton arguing against giving residents and children an alternate way out of the park and stated he deals with the DEP all the time and if it was up to them there would never be a highway widened or anything else. He stated in the past every meeting he attended the Mayor and Administrator were present and didn't feel the Mayor was avoiding anyone and would have been present if he knew people wanted to talk with him. He wouldn't have run for Mayor if he didn't care about the Town. He felt the decision not to spray was made to save money and prevent raising taxes. He said residents always want something and expect the Town to pay for it and decisions may not always be right but he felt they do the best they can. He felt the DEP lives in another world. He felt an access road to be used during an emergency makes perfect sense to him. He discussed money being spent for irrigation and how some people grandstand and throw questions at the Council without allowing them the opportunity to find the answer. He said he didn't like all the politics going on tonight.

**MOTION TO CLOSE PUBLIC HEARING ON ANY TOPIC BY: STALLONE**

**MOTION SECONDED BY: MARTIN**

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

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**MOTION TO ADJOURN BY: MARTIN**

**MOTION SECONDED BY: STALLONE**

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

**10:15 PM**

**RESPECTFULLY SUBMITTED,**

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**COUNCIL PRESIDENT UPDEGRAVE**

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

**AME/klj**