

**ON TUESDAY, MARCH 10, 2009, AT 6:30 P.M., THE JACKSON TOWNSHIP  
COUNCIL HELD IT'S MEETING IN THE MUNICIPAL BUILDING**

**PLEDGE OF ALLEGIANCE  
ROLL CALL**

**COUNCILMAN MARTIN  
COUNCILMAN TILLIS (absent)  
COUNCILWOMAN UPDEGRAVE  
COUNCIL VICE PRESIDENT RIVERE  
COUNCIL PRESIDENT KAFTON**

**ATTORNEY GILMORE (6:38)  
TOWNSHIP CLERK EDEN**

**ALSO IN ATTENDANCE  
ADMINISTRATOR DEL TURCO**

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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**RESOLUTION 109R-09  
TITLE: RESOLUTION FOR EXECUTIVE SESSION TO AUTHORIZE TOWNSHIP  
COUNCIL TO ENTER INTO CLOSED DISCUSSIONS CONCERNING MATTERS  
AS NOTED BELOW**

**MOTION TO APPROVE BY: RIVERE  
MOTION SECONDED BY: UPDEGRAVE  
YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON  
ABSENT: TILIS**

**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:
  - b) Litigation/Potential Litigation:
  - c) Potential Land Sale/Land Acquisition: JCP&L Substation
  - d) Contracts/Agreements: Verizon Wireless
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

**DATED: 03-10-09**

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

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**7:30 PM RECONVENE PUBLIC MEETING**

**PLEDGE OF ALLEGIANCE  
ROLL CALL**

**COUNCILMAN MARTIN**  
**COUNCILWOMAN UPDEGRAVE**  
**COUNCILMAN TILLIS** (absent)  
**COUNCIL VICE PRESIDENT RIVERE**  
**COUNCIL PRESIDENT KAFTON**

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

**ALSO IN ATTENDANCE**  
**ADMINISTRATOR DEL TURCO**

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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**COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:**

**COUNCILMAN MARTIN** welcomed everyone for coming. He thanked everyone who attended the gypsy moth forum and the revaluation meeting. He congratulated Liberty High School and the Rotary Club for an outstanding performance and wished everyone a safe trip home.

**COUNCILMAN TILLIS** - absent

**COUNCILWOMAN UPDEGRAVE** stated the revaluation meeting offered a lot of useful information that residents weren't aware of and then wished everyone a safe trip home.

**COUNCIL VICE PRESIDENT RIVERE** agreed with previous Council members regarding the revaluation and asked everyone to drive home safely.

**COUNCIL PRESIDENT KAFTON** stated he had a list of names to consider for the Going Green Committee and will address it later in the meeting but was anxious to get going on setting it up. He then stated after the last meeting he was bothered about the skate park and it's condition and decided to call the BMX National Champion, Scotty Cranmer and renowned skate park designer Brad Jameson and explained the Town's situation and they offered to meet with him at the park to see what can be done and possibly get some ideas about raising money and he invited the public to join them at the skate park on Monday at 4:00 pm because tax payers paid for the park to be built and felt it was an injustice to everyone. He wanted to form a committee to begin fund raising and go after businesses and ask for their help in getting the park opened as quickly as possible.

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**BILLS AND CLAIMS**

**MOTION TO APPROVE BILLS AND CLAIMS BY: MARTIN**  
**MOTION SECONDED BY: RIVERE**  
**YES: MARTIN, UPDEGRAVE, RIVERE & KAFTON**  
**ABSTAIN: UPDEGRAVE (DASTI MURPHY & MCGUCKIN)**  
**ABSENT: TILIS**

**CAPITAL**

<b>CHECK#</b>	<b>VENDOR</b>	<b>AMOUNT</b>
<b>61002</b>	<b>AFFORDABLE BACKYARD SUPPLIES</b>	<b>3,200.00</b>
<b>61003</b>	<b>BRADCO SUPPLY CORP.</b>	<b>3,020.00</b>
<b>61004</b>	<b>GILMORE &amp; MONAHAN, PA</b>	<b>105.00</b>
<b>61005</b>	<b>G.T.B.M. INC.</b>	<b>7,950.00</b>
<b>61006</b>	<b>REHABCO, INC.</b>	<b>1,458.00</b>

61007	REMINGTON, VERNICK & VENA ENG.	150.00
61008	RUSSO & CASSIDY, LLC	1,359.00
61009	WEST JERSEY AIR CONDITIONING &	7,712.00

TOTAL 24,954.00

CHECK #	VENDOR	AMOUNT
79218	A.C. MOORE, INC.	158.55
79219	ACTION PRINTING, LLC	67.00
79220	ACTION OFFICE SUPPLIES INC.	690.91
79221	VOID	-0-
79222	ASBURY PARK PRESS, INC.	718.92
79223	ASSN. OF MUN. ASSESSORS OF O.C.	425.00
79224	AUTOMATED ACCESS SYSTEMS INC.	1,552.00
79225	KEITH & ALISSA BERG.	60.00
79226	B.J. TOWING	45.00
79227	BRITTON INDUSTRIES INC.	2,520.00
79228	BOANJ	75.00
79229	DONNA BUSSICULO	1,674.99
79230	THE CAMBRIA COMPANIES	181.94
79231	CDW GOVERNMENT, INC.	177.90
79232	CENTRAL JERSEY WASTE AND	86,514.50
79233	C & J DOLLAR DISCOUNT STORE	71.65
79234	UNITED STATES POSTAL SERVICE	10,000.00
79235	COUNTRY SUDSER CAR WASH	168.00
79236	CPR TECHNOLOGY	268.40
79237	DASTI, MURPHY, MCGUCKIN, ET ALS	178.00
79238	DELL MARKETING L.P.	25.81
79239	DEL-VEL CHEMICAL	190.60
79240	DEPTCOR/BUREAU OF	427.50
79241	DILWORTH PAXSON, LLP	400.00
79242	BORIS R & SOPHIA B DINSPECHIN	250.00
79243	DOWNS FORD, INC.	979.52
79244	FAIRLITE ELECTRIC SUPPLY CO.	1,490.36
79245	GALL'S INCORP.	649.00
79246	GANN LAW BOOKS INC.	516.50
79247	GENERAL CODE LLC	2,349.53
79248	GERTNER RIORDAN LLC	225.00
79249	VOID	-0-
79250	GILMORE & MONAHAN PA	22,132.51
79251	HERMAN'S TRUCKING	154.90
79252	THE HOME DEPOT	399.59
79253	IKON OFFICE SOLUTIONS	74.90
79254	INTERNATIONAL SALT COMPANY	25,813.38
79255	JACKSON HEALTHCARE ASSOCIATES	41,574.40
79256	JACKSON TWP. MUN. UTILITIES AUTH.	293.05
79257	J & C CAMPERS	332.50
79258	VOID	-0-
79259	VOID	-0-
79260	JERSEY CENTRAL POWER & LIGHT	31,168.58
79261	JOHNNY ON THE SPOT	388.45
79262	THE J'S LETTERING, INC.	1,230.00
79263	MARY T. KELLEY	41.00
79264	KRAFT CORPORATION	17.24
79265	LANIGAN ASSOCIATES, INC.	813.00
79266	LOWE'S COMPANIES, INC.	191.91
79267	MARTON TRUCKS, INC.	790.00
79268	MAZZA RECYCLING, INC.	22,357.98
79269	MCBRIDE GLASS CO., INC.	275.00
79270	MEADOWBROOK VILLAGE CON. ASSOC.	767.27
79271	MERCER SPRING CORP.	750.20

79272	MID-STATE ABSTRACT COMPANY	290.00
79273	MONMOUTH TRUCK EQUIPMENT	680.00
79274	NAPCO/R.S. KNAPP CO., INC.	238.36
79275	NATIONAL ENTERTAINMENT	716.88
79276	NEXTEL COMMUNICATIONS	2,025.76
79277	NISCAYAH	175.00
79278	NEW JERSEY NATURAL GAS	3,729.92
79279	N.J.R.P.A.	80.00
79280	NJ SOCIETY OF	35.00
79281	OCEAN COUNTY RECYCLING	397.02
79282	OCEAN COUNTY CLERK	8.00
79283	OFFICE NEEDS	1,539.77
79284	PINA M. INC.	456.90
79285	JAMES P. RAND	41.00
79286	FRED RASIEWICZ-PETTY CASH	169.94
79287	REMINGTON, VERNICK & VENA ENG.	2,114.30
79288	RUSSO & CASSIDY, LLC	6,702.25
79289	RUTGERS, THE STATE UNIVERSITY	1,132.00
79290	SEELY EQUIPMENT & SUPPLY	728.50
79291	SHOPRITE/PERLMART, INC.	386.72
79292	SHERI SILVERSMITH-PETTY CASH	198.77
79293	LAUREN SMITH	89.98
79294	SPRINT	371.61
79295	NJSHBP	260,513.42
79296	TRENDWAY CORP.	670.75
79297	TRICO	259.86
79298	ULTIMATE OFFICE	278.86
79299	MICHAEL CEPPALUNI DBA/UNITED	180.00
79300	UNUMPROVIDENT	7,315.19
79302	VAN SANT EQUIPMENT	26.40
79302	VAN DERVEER TIRE & SERVICE CTR.	70.00
79303	VERIZON WIRELESS	42.57
79304	VERIZON	191.79
79305	WAL-MART COMMUNITY	112.96
79306	WEST-THOMSON CORP.	137.00
79307	WHITEMARSH CORP.	8,644.01
79308	KELLY WINTHROP, LLC	225.00
79309	ELETTA YOUNG	7.80

**TOTAL      563,600.73**

CHECK #	VENDOR	AMOUNT
80-81	DEV FEES-COAH	4,406.40
5062-5084	DEVELOPERS	98,155.18
9140	OPEN SPACE	1,350.52
62365-62374	PARKS REC	3,125.21

**ORDINANCES, SECOND READING:**

**03-09**

**TITLE: REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE TOWNSHIP'S GENERAL IMPROVEMENT BONDS, SERIES 1996, DATED NOVEMBER 15, 1996, AND GENERAL OBLIGATION BONDS, SERIES 2001, DATED DECEMBER 1, 2001, HERETOFORE ISSUED TO FINANCE CAPITAL IMPROVEMENTS, APPROPRIATING AN AMOUNT NOT EXCEEDING \$8,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$8,750,000 GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF JACKSON FOR FINANCING THE COST THEREOF**

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

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

**MOTION SECONDED BY: RIVERE**

**YES: MARTIN, UPDEGRAVE, RIVERE & KAFTON**

**ABSENT: TILIS**

**MOTION TO APPROVE ORDINANCE 03-09 ON SECOND READING, ADVERTISE THE APPROVAL AND NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE & KAFTON**

**ABSENT: TILIS**

**ORDINANCE NO. 03-09  
Refunding Bond Ordinance No. 03-09**

**REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF JACKSON, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE TOWNSHIP'S GENERAL IMPROVEMENT BONDS, SERIES 1996, DATED NOVEMBER 15, 1996, AND GENERAL OBLIGATION BONDS, SERIES 2001, DATED DECEMBER 1, 2001, HERETOFORE ISSUED TO FINANCE CAPITAL IMPROVEMENTS, APPROPRIATING AN AMOUNT NOT EXCEEDING \$8,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$8,750,000 GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF JACKSON FOR FINANCING THE COST THEREOF**

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

Section 1. The Township of Jackson, in the County of Ocean, New Jersey (the "Township") is hereby authorized to (i) refund all or part of the remaining outstanding amount of the Township's General Improvement Bonds, Series 1996, dated November 15, 1996, maturing on and after November 15, 2009, and General Obligation Bonds, Series 2001, dated December 1, 2001, maturing on and after December 1, 2011, issued to finance capital improvements of the Township; and (ii) provide for the payment of the costs of issuance.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable general obligation refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the principal amount not to exceed \$8,750,000 pursuant to the Local Bond Law.

Section 3. An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 4. The purpose of the refunding is to reduce the debt service payable by the Township with respect to its outstanding obligations.

Section 5. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this refunding bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the chief financial officer of the Township as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

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MAYOR MICHAEL REINA

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing bond 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 **February 10, 2009**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **10<sup>th</sup> day of March, 2009**, at 7:30 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 95 W. Veterans Highway, Jackson, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

\_\_\_\_\_  
ANN MARIE EDEN  
TOWNSHIP CLERK

**DATED: 03-10-09**

**05-09**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING 63, SECTION 35.1 ENTITLED STORAGE PAILS, FEES OF THE ADMINISTRATIVE CODE OF THE TOWNSHIP OF JACKSON**

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

**MOTION TO CLOSE PUBLIC HEARING BY: MARTIN  
MOTION SECONDED BY: RIVERE  
YES: MARTIN, UPDEGRAVE, RIVERE & KAFTON  
ABSENT: TILIS**

**MOTION TO APPROVE ORDINANCE 05-09 ON SECOND READING, ADVERTISE THE APPROVAL AND NOTICE OF PASSAGE AND APPROVAL IN A APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE  
MOTION SECONDED BY: MARTIN  
YES: MARTIN, UPDEGRAVE, RIVERE & KAFTON  
ABSENT: TILIS**

**ORDINANCE NO. 05-09**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING 63, SECTION 35.1 ENTITLED STORAGE PAILS, FEES OF THE ADMINISTRATIVE CODE OF THE TOWNSHIP OF JACKSON**

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

**SECTION 1.** Chapter 63 of the Code of the Township of Jackson entitled “Garbage, Rubbish, etc.”, shall be amended to read as follows

**SECTION 2.** §63-35.1 entitled “Storage pails; fee” is deleted and replaced with the following:

“63.35.1. Storage pails, fee. The Township shall make available 25 gallon containers for sale to the residents for the storage of glass and aluminum.

There will be a fee of \$13.00 for each 25-gallon pail sold. New residents or residents who have not been issued a new container in over 10 years will receive their containers free of charge.

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

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

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
MAYOR MICHAEL REINA

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on **February 24<sup>th</sup>, 2009**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **10th day of March, 2009**, 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: 03-10-09**

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**ANN MARIE EDEN  
TOWNSHIP CLERK**

**ORDINANCE FIRST READING**

**06-09**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RE-CONVEYANCE OF BLOCK 6506, LOT 77 (FORMERLY KNOWN AS BLOCK 121.11, LOT 46) TO THE JACKSON TOWNSHIP BOARD OF FIRE COMMISSIONERS, DISTRICT #3 FOR THE CONSTRUCTION OF A FIRE STATION**

**MOTION TO APPROVE ORDINANCE 06-09 ON FIRST READING, ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND PUBLIC HEARING TO BE HELD ON, MARCH 24, 2009 BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**ORDINANCE 06-09**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RE-CONVEYANCE OF BLOCK 6506, LOT 77 (FORMERLY KNOWN AS BLOCK 121.11, LOT 46) TO THE JACKSON TOWNSHIP BOARD OF FIRE COMMISSIONERS, DISTRICT #3 FOR THE CONSTRUCTION OF A FIRE STATION**

**WHEREAS**, the Township of Jackson previously conveyed Block 121.11, Lot 46, now known as Block 6506, Lot 77, to the Jackson Township Board of Fire Commissioners, District #3 in October, 1995; and

**WHEREAS**, one of the conditions of that conveyance was the requirement that the Jackson Township Board of Fire Commissioners, District #3 construct a fire station on the property within 10 years of the date of the conveyance of the property to the Jackson Township Board of Fire Commissioners, District #3; and

**WHEREAS**, more than 10 years have elapsed since the conveyance of that property; and

**WHEREAS**, the Jackson Township Board of Fire Commissioners, District #3 failed to construct a fire station on the property within the required 10-year period; and

**WHEREAS**, the Deed contained a reverter clause that the property would revert to the Township of Jackson in the event the condition of the conveyance was not fulfilled within the time period specified; and

**WHEREAS**, the Jackson Township Board of Fire Commissioners, District #3 has requested the Township re-convey the property to the Jackson Township Board of Fire Commissioners, District #3 so that a fire station can be constructed on the property; and

**WHEREAS**, the Jackson Township Board of Fire Commissioners, District #3 has requested that the Deed from the Township contain a new 10 year period in which the Fire Commissioners can construct a fire station on the property; and

**WHEREAS**, the Mayor and Township Council have determined that the subject property is not needed for municipal purposes and can be transferred to the Jackson Township Board of Fire Commissioners, District #3; and

**WHEREAS**, the Mayor has recommended, and the Council wishes to authorize the re-conveyance of this property to the Jackson Township Board of Fire Commissioners, District #3.

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

**SECTION 1.** That the Township Council for the Township of Jackson does hereby authorize the re-conveyance of Block 6506, Lot 77 (formerly known as Block 121.11, Lot 46) to the Jackson Township Board of Fire Commissioners, District #3. The conveyance shall contain a deed restriction and reverter clause that shall provide that if a building for fire fighting purposes is not constructed on the subject property by April 11, 2019, the property shall revert back to the Township of Jackson.

**SECTION 2.** That the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary to re-convey the subject property to the Jackson Township Board of Fire Commissioners, District #3.

**SECTION 3.** That the Mayor and Township Council have determined that the subject property is not needed for municipal purposes and, by this ordinance, authorize the conveyance of the property to the Jackson Township Board of Fire Commissioners, District #3 in accordance with the provisions of N.J.S.A. 40A:12-21(a)

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

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

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**MAYOR MICHAEL REINA**

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on March 10, 2009, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 24<sup>th</sup> day of March, 2009, 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.

I, Ann Marie Eden, Municipal Clerk of the Township of Jackson in the County of Ocean, hereby certify that the above is a true copy of an Ordinance adopted by the Township Council on the 24<sup>th</sup> day of March 2009.

DATED: 03-10-09

ANN MARIE EDEN, RMC  
TOWNSHIP CLERK

**PUBLIC HEARING OPENED, RESOLUTIONS ONLY - NO ONE CAME FORWARD**

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

**RESOLUTION 112R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY FOR AUTHORIZATION TO ACCEPT A DONATION OF ONE (1) TOPKICK JET TRUCK AND ONE (1) TOPKICK VACUUM TRUCK FROM THE JACKSON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**MOTION TO APPROVE BY: RIVERE  
MOTION SECONDED BY: MARTIN  
YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON  
ABSTAIN: TILIS**

**WHEREAS**, in accordance with N.J.S.A. 40A:11-36 the Jackson Township Municipal Utilities Authority has offered to donate to the Township of Jackson one (1) 1990 GMC Topkick Jet Truck (VIN 1GDM7H1J4LLJ610724) and one (1) 1992 GMC Topkick Vacuum Truck (VIN 1GD57H4J2NJ55063); and

**WHEREAS**, the Jackson Township Municipal Utilities Authority has requested the use of said vehicles in the event of an emergency; and

**WHEREAS**, the Mayor and Township Council desire to accept the donation from the Jackson Township Municipal Utilities Authority in accordance with N.J.S.A. 40A:11-36 and pursuant to the attached Agreement.

**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 Council hereby accepts a donation of one (1) 1990 GMC Topkick Jet Truck (VIN 1GDM7H1J4LLJ610724) and one (1) 1992 GMC Topkick Vacuum Truck (VIN 1GD57H4J2NJ55063) from the Jackson Township Utilities Authority in accordance with the attached Agreement.
2. The Mayor and Township Clerk of the Township of Jackson hereby are authorized to execute the attached Agreement between the Township of Jackson and the Jackson Township Municipal Utilities Authority.
3. Upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy to Jackson Township Municipal Utilities Authority, Township Administrator, Director of Public Works, Chief Financial Officer, Motor Pool and any other interested parties.

DATED: 03-10-09

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

**RESOLUTION 116R-09**

**TITLE: AUTHORIZE CHANGE ORDER NO.1 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND GARDEN STATE IRON, INC. FOR THE PROJECT KNOWN AS DPW EQUIPMENT STORAGE FACILITY RESULTING IN A ZERO COST INCREASE/DECREASE TO THE CONTRACT**

**MOTION TO APPROVE BY: RIVERE**

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

**COUNCILWOMAN UPDEGRAVE** explained there was a \$10K contingency clause within the contract to offset this Change Order making it a zero increase to the town.

**WHEREAS**, Jackson Township previously awarded a contract to Garden State Iron, Inc. in the amount of \$717,000.00 for the project known as DPW Equipment Storage Facility; and

**WHEREAS**, at the request of the Township Administrator, Township Engineer, Daniel Burke, has reviewed and recommends approval of Change Order No. 1 resulting in a zero cost increase/decrease to the original contract; and

**WHEREAS**, Change Order No. 1 is a result of negotiations between the Township of Jackson and Garden State Iron, Inc. whereby both parties have agreed to resolve all claims and counter claims listed on the attached Change Order No. 1 dated February 24, 2009; and

**WHEREAS**, it is now the desire of this Township Council to approve Change Order No. 1 resulting in a zero cost increase/decrease to the contract between the Township of Jackson and Garden State Iron, Inc. for the project known as DPW Equipment Storage Facility.

**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 Jackson Township hereby formally approve Change Order No. 1 to the contract between Jackson Township and Garden State Iron, Inc. resulting in a zero cost increase/decrease to the contract.

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., Township Administrator, Chief Financial Officer, Purchasing Department, Garden State Iron, Inc. and any other interested parties.

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

**DATED: 03-10-09**

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**RESOLUTION 120R-09  
TITLE: APPROVE EMERGENCY TEMPORARY APPROPRIATION NO. 2**

**MOTION TO APPROVE BY: MARTIN  
MOTION SECONDED BY: RIVERE  
YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON  
ABSTAIN: TILIS**

**WHEREAS**, in accordance with the provisions of N.J.S.A. 40A:4-20 entitled, **EMERGENCY TEMPORARY APPROPRIATIONS**; in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year. The amount of such emergency temporary appropriations shall be included under the correct headings in the budget as adopted. If they are adopted after the introduction and approval of the budget and were not included in the budget as approved, they shall be included by amendment in the budget as adopted, except that no public advertisement or public hearings shall be required as to their adoption as amendments. A copy of each resolution making such emergency temporary appropriations shall be filed forthwith with the director.

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

The following annexed 2009 Emergency Temporary Appropriations of \$23,200.00 in addition to any previously approved emergencies cumulatively totaling \$119,290.75, is

hereby made in compliance with the above referenced statute. Combined 2009 temporary (N.J.S.A. 40A:4-10) and Emergency Temporary (N.J.S.A. 40A:4-20) Appropriations aggregate to \$12,586,987.51.

1. This resolution shall take effect upon affirmative Council vote of the Township of Jackson Township.

2. Copies of this resolution to the Administrator, Chief Financial Officer, Auditor and (3) certified to the Director of the Division of Local Government Services.

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

**DATED: 03-10-09**

**RESOLUTION 122R-09**

**TITLE: CONSENT TO THE SUBMISSION OF AN APPLICATION FOR MODIFICATION TO NJPDES PERMIT NO. NJ0109193 ISSUED TO METEDECONK NATIONAL GOLF CLUB**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSTAIN: TILIS**

**WHEREAS**, Metedeconk National Golf Club, Inc. is seeking the consent from the Township of Jackson to submit an application for modification to their current NJPDES Permit No. NJ0109193 due to the expansion of their facility through the construction of a new annex building; and

**WHEREAS**, Metedeconk National Golf Club, Inc. must amend their current permit with the State of New Jersey Department of Environmental Protection Division of Water Quality to include this annex building.

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

1. That the Township Council of Jackson Township hereby formally authorizes and approves the submission of an application for modification NJPDES Permit No. 01019193 on behalf of Metedeconk National Golf Club, Inc.
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 Jackson Township Municipal Utilities Authority Township Administrator, Township Engineer, Daniel Burke and any other interested parties.

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

**DATED: 03-10-09**

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

**RESOLUTION 110R-09**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**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  
March 10, 2009**

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
6501	42.07	Jackson Healthcare Associates	2007 – 4 <sup>th</sup>	20,592.64
		C/o Skoloff & Wolfe, P.C.	2008 – 4 <sup>th</sup>	20,981.76
			<i>Total:</i>	<b><i>\$41,574.40</i></b>

**DATED: 03-10-09**

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

**RESOLUTION 111R-09**

**TITLE: APPROVE BINGO/RAFFLE LICENSE TO: SWITLIK PTN (#RA-1259 & #RA-1260) AND CHURCH OF SAINT MONICA (#RA-1262)**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**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:

SWITLIK PTN (#RA-1259 & #RA-1260) and  
CHURCH OF SAINT MONICA (#RA-1262)

2. Copies of the Resolution to interested parties.

**DATED: 03-10-09**

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

**RESOLUTION 113R-09**

**TITLE: AUTHORIZE CONTRACT AWARD TO CAMPUS COORDINATES FOR THE SUPPLY AND DELIVERY OF RECREATION DEPARTMENT SHIRTS FOR VARIOUS CY 2009 SPRING PROGRAMS**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, Jackson Township advertised for the acceptance of sealed bids for the Department of Recreation and Senior Services CY 2009 Spring shirts for various programs on February 27, 2009 at 10:00 a.m.; and

**WHEREAS**, at the time and place for receipt of sealed bids, bids were received from two (2) vendors as follows:

Campus Coordinates  
Metuchen Center, Inc./Garden State Apparel Team Sports

; and

**WHEREAS**, after review of said bids, the Director of Recreation and Senior Services has made recommendation to the Mayor requesting award be made to Campus Coordinates for the specified apparel noted on attached Schedule "A" unit pricing; and

**WHEREAS**, this award is made pursuant to a fair and open process; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funding exists in the Recreation Trust Fund and is contingent upon the funds being available in the 2009 budget.

**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 hereby consent to a contract award for the Department of Recreation and Senior Services CY 2009 Spring Shirts for various programs to Campus Coordinates in accordance with the bid specifications and attached Schedule "A".
2. A copy of this resolution shall be forwarded to Campus Coordinates, 1711 Ginesi Drive, Suite 1, Freehold, New Jersey 07728, Municipal Administrator, Director of Recreation and Senior Services, Purchasing Department, Chief Financial Officer and any other interested parties.
3. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.

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

**DATED: 03-10-09**

**RESOLUTION 114R-09**

**TITLE: AUTHORIZE AGREEMENT BETWEEN THE TOWNSHIP OF JACKSON AND THE NATIONAL CENTER FOR SAFETY INITIATIVES TO PERFORM BACKGROUND CHECKS ON ALL PART-TIME AND SEASONAL RECREATION EMPLOYEES**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, the Township Council enacted an ordinance establishing Chapter 20 Section 16-A which authorizes criminal background checks on recreation employees; and

**WHEREAS**, a need exists to appoint an agency to conduct the required criminal history back ground checks pursuant to Ordinance No. 26-06; and

**WHEREAS**, a determination of value has been made by the Township that said services shall not exceed \$17,500; and

**WHEREAS**, the Chief Financial Officer has certified that adequate funds are available for this purpose in Account No. T-13-56-859-845 (Trust Fund); and

**WHEREAS**, upon adoption of the Municipal Operating Budget, the maximum amount of the contract to be awarded under this resolution shall not exceed \$12,500.00 without further authorization by the Township Council by resolution; and

**WHEREAS**, it is now the desire of this Township Council to enter into an agreement with National Center for Safety Initiatives to perform criminal history background checks on part-time and seasonal recreation employees.

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

1. The Township Council hereby formally authorizes a contract award to National Center for Safety Initiatives to conduct criminal background checks on all part-time and seasonal recreation employees at a rate of \$25.00/per employees which includes a full service “check-it-twice” plus single county search .
2. That the Mayor and Clerk are hereby authorized to execute an agreement with National Center for Safety Initiatives in accordance with their correspondence/agreement.
3. Copies of this resolution to Administration, Chief Financial Officer, Recreation Department, Police Department, Purchasing, National Center for Safety Initiatives and any other interested parties.

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

**DATED: 03-10-09**

**RESOLUTION 115R-09**

**TITLE: APPROVE APPOINTMENT OF PHILIP DELTURCO AS COMMUNITY DEVELOPMENT BLOCK GRANT REPRESENTATIVE AND DANIEL BURKE, P.E. AS ALTERNATE REPRESENTATIVE FOR CY 2009**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, Jackson Township previously entered into an agreement with the County of Ocean entitled “Agreement Between the County of Ocean and Certain Municipalities located herein for the establishment of a cooperative means of conducting certain community development activities”; and

**WHEREAS**, the Township Council as a prerequisite in applying for said Community Development Activities Funding for 2009, must appoint a representative and an alternate to represent the Township.

**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 Philip DelTurco is hereby appointed as Jackson Township’s Community Development Block Grant Representative and Daniel Burke, P.E., as Jackson Township’s Alternate, to the Ocean County Development Block Grant Program for the calendar year 2009.
2. That the Clerk is authorized and directed to forward a certified copy of it to the Director of the Ocean County Community Development Block Grant Program, appointees and to any other interested parties.

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

**DATED: 03-10-09**

**RESOLUTION 117R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RELEASE TO K. HOVNANIAN OF THE CASH BONDS ISSUED FOR FOUR SEASONS @ METEDECONK A/K/A, VARIOUS BLOCK AND LOTS AS FOLLOWS**

**MOTION TO APPROVE BY: RIVERE  
 MOTION SECONDED BY: MARTIN  
 YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON  
 ABSENT: TILIS**

**WHEREAS**, K. Hovnian has requested the Release of cash bonds for winter conditions for various Block and Lots, Jackson Township as follows:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Amount</u>
701	69	18 Devonshire Way	\$1,500.00
701	140	52 Spencer Drive	\$1,000.00
701	4,5,8	20 Park Ridge Way	\$1,500.00
701	4,5,6	16 Park Ridge Way	\$1,500.00
701	560	5 Rosecliff Drive	\$1,000.00
701	575	2 Gables Way	\$1,000.00
701	537	3 Gables Way	\$1,500.00

**WHEREAS**, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in letter reports dated February 20, 2009, which letter reports are made a part hereof; and

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

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

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

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

**DATED: 03-10-09**

**RESOLUTION 118R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE RELEASE TO JERRY T. BURKE OF THE CASH MAINTENANCE BOND ISSUED FOR JERRY’S AUTO BODY, LLC. A/K/A AS BLOCK 152.01, LOT 17**

**MOTION TO APPROVE BY: RIVERE  
 MOTION SECONDED BY: MARTIN  
 YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON  
 ABSENT: TILIS**

**WHEREAS**, Jerry T. Burke has requested a Release of the Cash Maintenance Bond, which consists of \$14,212.98, pertaining to Jerry’s Auto Body, LLC, a/k/a Block 152.01, Lot 17, Jackson Township; and

**WHEREAS**, Michael G. Miller of T&M Associates, Township Engineer, has reviewed and approved the release of said maintenance bond in letter report dated February 25, 2009, which letter report is made a part hereof; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Jackson, County of Ocean and State of New Jersey, that the Maintenance Guarantee, which consists of cash in the amount of \$14,212.98, heretofore posted with the Township may and hereby is released on the condition that the applicant:

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

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

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

**DATED: 03-10-09**

**RESOLUTION 119R-09**

**TITLE: RESOLUTION AUTHORIZING JACKSON TOWNSHIP TO ENTER INTO A RENEWAL AGREEMENT WITH THE OCEAN COUNTY ENERGY COOPERATIVE PRICING SYSTEM COMMENCING IMMEDIATELY AND TERMINATING ON DECEMBER 31, 2011**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes governmental units to enter into a Cooperative Pricing System for the purchase of electric generation service, gas supply service and other energy related services (hereinafter collectively referred to as “Energy Services”); and

**WHEREAS**, the Electric Discount and Energy Act (N.J.S.A. 48:3-49 et. Seq.) and the Government Energy Aggregation Program Standards adopted by the Board of Public Utilities permit municipalities and other governmental units to join together for the purchase of Energy Services; and

**WHEREAS**, the County of Ocean (hereinafter referred to as the “Lead Agency”) previously offered municipalities and other governmental units an opportunity to participate in the Ocean County Energy Cooperative Pricing System (hereinafter referred to as the “System”) for the purchase of Energy Services; and

**WHEREAS**, the Township of Jackson, County of Ocean, State of New Jersey, previously agreed to participate in the System and executed a Cooperative Pricing System Agreement with the Lead Agency for the supply of Energy Services; and

**WHEREAS**, the previous Agreement executed by the parties for certain energy services expired on December 31, 2008; and

**WHEREAS**, the Township of Jackson, County of Ocean, State of New Jersey, desires to continue to participate in the System.

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

1. This Resolution shall be known and may be cited as the Ocean County Energy Cooperative Pricing System Resolution of the Jackson Township.
2. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), Jackson Township is hereby authorized and directed to enter into and execute a new Cooperative Pricing System Agreement with the Lead Agency for the purchase of Energy Services. Said Cooperative Pricing System Agreement shall take effect upon full execution and shall terminate on December 31, 2011, unless otherwise terminated in accordance with the provisions therein. The Cooperative Pricing System Agreement shall allow the Lead Agency to seek bids and render an award for the supply of Energy Services to the System at any time during the term of the contract. Any award made by the Lead Agency, during the term of the Cooperative Pricing System Agreement, may provide for the supply of Energy Services beyond the expiration of that Agreement.

3. The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. Seq.) and all other provisions of the revised statutes of the State of New Jersey.

4. This resolution shall take effect immediately upon passage.

5. Certified copies of this Resolution together with an executed copy of The Cooperative Pricing System Agreement shall be forwarded to the following:

- a. Ocean County Director of Purchasing (R. Patterson)
- b. Ocean County Counsel (John C. Sahradnik)
- c. Jackson Township Municipal Administrator, Purchasing Department, Chief Financial Officer and any other interested parties.

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

DATED: 03-10-09

**RESOLUTION 121R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING RENEWAL OF JUNK YARD LICENSE FOR CY 2008 AND CY 2009 TO UNIQUE AUTO, BLOCK 902, LOT 8 (470 CHANDLER ROAD)**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, Unique Auto Junk Yard has submitted an application for the renewal of a junk yard license; and

**WHEREAS**, Unique Auto has paid the requisite renewal fee, has notified all property owners within 200' feet of the premises to be licensed and has complied with all necessary requirements for renewal pursuant of Chapter 71 of the Administrative Code of the Township of Jackson; and

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

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

- 1. The junk yard license issued to Unique Auto is hereby renewed for a period of one (1) year each CY 2008 and CY 2009.
- 2. Said license issued for CY 2009 is for the period commencing January 1, 2009 and terminating on December 31, 2009.
- 3. Said license is issued subject to the applicant's continued compliance with conditions and requirements as follows:
  - a. Payment of all outstanding fees and taxes.
  - b. The applicant obtaining all other local, County and State permits.
- 4. That upon the adoption of this resolution, the Clerk authorized and directed to forward a certified copy of it along with the required license certificate to Unique Auto, Block 902, Lot 8 (470 Chandler Road).

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

DATED: 03-10-09

**RESOLUTION 123R-09**

**TITLE: AUTHORIZE THE TRANSFER OF ONE (1) SURPLUS VEHICLE NO LONGER NEEDED FOR PUBLIC USE TO THE JACKSON TOWNSHIP BOARD OF EDUCATION**

**MOTION TO APPROVE BY: RIVERE**  
**MOTION SECONDED BY: MARTIN**  
**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**  
**ABSENT: TILIS**

**COUNCIL VICE PRESIDENT** stated she was happy to see agencies within the Town working together.

**WHEREAS**, the Jackson Township Board of Education is in need of a motor vehicle to be utilized by their respective agency; and

**WHEREAS**, Jackson Township currently has a 2003 Ford Crown Victoria under Vehicle Identification No. 2FAFP71W83X209452, which is no longer needed for public purposes and are hereby declared a surplus; and

**WHEREAS**, the Local Public Contracts Law allows for the transfer of property no longer needed for public use to the Jackson Township Board of Education for a nominal consideration.

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

1. That the Township Council of Jackson Township hereby formally authorizes the conveyance of the following vehicle to the Jackson Township Board of Education : 2003 Ford Crown Victoria , Vehicle Identification No. 2FAFP71W83X209452

2. As set forth in the preamble hereto, said vehicle is deemed surplus property no longer needed for public use and is now being conveyed to the Jackson Township Board of Education for a nominal consideration.

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, Chief Financial Officer, Director of Public Works, Motor Pool, Jackson Township Board of Education and any other interested parties.

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

**DATED: 03-10-09**

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**RESOLUTION 124R-09**  
**TITLE: AUTHORIZE THE SUBMISSION OF COMMUNITY DEVELOPMENT**  
**BLOCK GRANT APPLICATION FOR THE COMPLETION OF ROADWAY**  
**IMPROVEMENTS TO MILLER AVENUE**

**MOTION TO APPROVE BY: RIVERE**  
**MOTION SECONDED BY: MARTIN**  
**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**  
**ABSENT: TILIS**

**WHEREAS**, the Township of Jackson previously submitted a Community Development Block Grant application to the County of Ocean for CY 2008 funding; and

**WHEREAS**, Township Administrator, Philip DeTurco, is now seeking authorization to apply for additional Community Development Block Grant (CDBG) stimulus funding in the amount of \$55,000.00 for continued roadway improvements to Miller Avenue, which was identified as a DTN Zone (Designated Targeted Zone) and included in the CDBG funding round with the County of Ocean for CY 2008.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean and State of New Jersey, formally approves the submission of the Community Development Block Grant application for the completion of roadway improvements to Miller Avenue.

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of Jackson Township and that their

signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified copies of this resolution shall be submitted to Ocean County Planning Board, Township Administrator, Township Engineer, Daniel Burke, Chief Financial Officer and any other interested parties.

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

DATED: 03-10-09

**RESOLUTION 125R-09**

**TITLE: APPROVE TOWNSHIP COUNCIL MEETING MINUTES OF JANUARY 27, 2009**

**MOTION TO APPROVE BY: RIVERE**  
**MOTION SECONDED BY: MARTIN**  
**YES: MARTIN, UPDEGRAVE & RIVERE**  
**ABSTAIN: KAFTON**  
**ABSENT: TILIS**

**WHEREAS**, official Minutes of Jackson Township Council meeting 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:

January 27, 2009

2. Copies of this resolution to any interested parties.

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

DATED: 03-10-09

**RESOLUTION 126R-09**

**TITLE: AUTHORIZE AN INTERLOCAL SERVICE AGREEMENT WITH THE COUNTY OF OCEAN FOR ROAD MAINTENANCE AND LINE STRIPING UNDER ITS SCHEDULE "C" PROGRAM FOR CY 2009**

**MOTION TO APPROVE BY: RIVERE**  
**MOTION SECONDED BY: MARTIN**  
**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**  
**ABSENT: TILIS**

**WHEREAS**, the County of Ocean offers certain road maintenance services to municipalities throughout Ocean County on an annual basis; and

**WHEREAS**, Ocean County is now offering its Schedule "C" services to Jackson Township for the year 2009; and

**WHEREAS**, it is the desire of this governing body to enter into the attached agreement setting forth the services available for the year 2009 at the prices set forth on

**Schedule "A" attached to said Interlocal Agreement; and**

**WHEREAS**, the Township will fund said services through its capital budget under Account No. C-04-55-819-000-901 (Bond Ordinance No. 29-08); and

**WHEREAS**, funding will be available upon the adoption of the CY 2009 Municipal Operating Budget for the following at a cost not to exceed \$25,000.00:

- a. A maximum amount of \$5,000.00 will be available for the purpose of Road Maintenance
- b. A maximum amount of \$20,000.00 will be available for line striping (center line only).

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

1. That the Mayor and Clerk are authorized to execute the attached Interlocal Agreement between Jackson Township and the County of Ocean for Schedule “C” Road Maintenance Services during the year 2009 as attached hereto and made a part hereof.

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

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

**DATED: 03-10-09**

**RESOLUTION 127R-09**

**TITLE: APPROVE PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY (GRANT #P-4566)**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, the Jackson Township Police Department wishes to apply for funding a project under the Safe and Secure Communities Program CY 2009 (Grant #P-4566) in the amount of \$26,250.00; and

**WHEREAS**, the Jackson Township Council has reviewed the accompanying application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and Jackson Township Police Department for the purpose described in the application;

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

- 1. As a matter of public policy Jackson Township Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
- 2. The Attorney General will receive funds on behalf of the applicant.
- 3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
- 4. The Mayor and Township Clerk are authorized to sign or issue any appropriate documentation to give effect to the within resolution.
- 5. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.
- 6. Copies of this resolution to State of New Jersey Department of Law & Public Safety/Div. of Criminal Justice, Administration, Chief Financial Officer, Captain R. Ferrarelli, and any other interested parties.

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

**DATED: 03-10-09**

**RESOLUTION 128R-09**

**TITLE: AUTHORIZE THE RENEWAL OF AMUSEMENT GAMES LICENSE TO SIX FLAGS GREAT ADVENTURE FOR CY 2009**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, Six Flags – Great Adventure has applied for a renewal of its amusement games license for those games listed on the attached “Schedule A” in accordance with Jackson Code Section 38-11, et seq.; and

**WHEREAS**, the premises being licensed in Block 1, Lot 27.01 are located in a recognized amusement park with the Township of Jackson; and

**WHEREAS**, the proper fee has been paid and the appropriate investigation has been conducted by the Township and there is no objection to the renewal of these licenses.

**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 amusement game licenses as listed on “Schedule A’ which is annexed hereto for the premises located on Block 1, Lot 27.01 are hereby authorized to be renewed to the applicant, Six Flags – Great Adventure, for a term commencing this date and terminating December 31, 2009.

2. A certified copy of this resolution shall be transmitted together with copy of application and license certificate issued to the Commission of Amusement Game Control, the applicant and any other interested party.

**SCHEDULE A  
Six Flags Amusement Games for CY 2009  
RESOLUTION NO. 128R-09**

<u>ML Lic App.</u>	<u>Unit Name</u>	<u>State Cert. #</u>	<u>State Name</u>	<u>Municipal License Fee</u>	<u>State License Fee</u>
1	Ladder Climb	8-002	Rope Climb		
2	MT Top Glo	4-031	Top Glo	\$ 100.00	\$ 250.00
3	FF Whac-A-Mole	4-004	Whac-A-Mole	\$ 100.00	\$ 250.00
4	FF Shots	1-003	Basketball Game	\$ 100.00	\$ 250.00
5	Spryo	4-003	Spyr-O-Mania	\$ 100.00	\$ 250.00
6	OCB	1-003	Basketball Game	\$ 100.00	\$ 250.00
7	Barnyard Baskets	1-027	Bushel Basket Toss	\$ 100.00	\$ 250.00
8	Wild Waters	4-029	Vertical Water	\$ 100.00	\$ 250.00
9	Balloon Pop	1-009	Dart Game	\$ 100.00	\$ 250.00
10	BlockBuster	1-079	Block Buster	\$ 100.00	\$ 250.00
11	Whac-A-Mole	4-004	Whac-A-Mole	\$ 100.00	\$ 250.00
12	Rising Waters	4-032	Rising Water	\$ 100.00	\$ 250.00
13	Short Range	1-003	Basketball Game	\$ 100.00	\$ 250.00
14	Break and Run	1-063	“Q” Ball	\$ 100.00	\$ 250.00
15	What’s On Tap	4-026	Running Water Game	\$ 100.00	\$ 250.00
16	Hot Shots	1-003	Basketball Game	\$ 100.00	\$ 250.00
17	Age & Weight	6-001	Guess Weight/Age/Birthday Game	\$ 100.00	\$ 250.00
18	Top Glo	4-031	Top Glo	\$ 100.00	\$ 250.00
19	Punk Alley	1-002	Target Rack Toss Game	\$ 100.00	\$ 250.00
20	Blast Off	1-030	Gun Ball Game	\$ 100.00	\$ 250.00
21	Roll-A-Ball	4-038	Ball Derby	\$ 100.00	\$ 250.00
22	Baseball Pitch	1-090	Baseball Toss	\$ 100.00	\$ 250.00
23	Waterfalls	4-030	Ramp Water	\$ 100.00	\$ 250.00
24	Milk Can	1-072	Milk Can Game	\$ 100.00	\$ 250.00
25	Bank-A-Ball	1-083	Rebound Non Arcade Version	\$ 100.00	\$ 250.00
26	Wild Ring Fling	1-013	Ring Toss Game	\$ 100.00	\$ 250.00
27	Top Glo 2	4-023	Top Glo 2	\$ 100.00	\$ 250.00
28	Crazy Cups	1-092	Down the Drain	\$ 100.00	\$ 250.00
29	Swisher	1-003	Basketball Game	\$ 100.00	\$ 250.00
30	Light’s Up	4-031	Top Glo	\$ 100.00	\$ 250.00
31	Football Toss	1-089	Football Toss & Tire Throw	\$ 100.00	\$ 250.00
32	Wacky Wire	8-008	Wacky Wire	\$ 100.00	\$ 250.00
33	Jungle Race	4-034	Wacky Water Race	\$ 100.00	\$ 250.00
34	Big Wheel Whac-A-Mole	4-004	Whac-A-Mole	\$ 100.00	\$ 250.00
35	Balloon Pop Extra	1-009	Dart Game	\$ 100.00	\$ 250.00
36	Shoot Out	4-029	Vertical Water	\$ 100.00	\$ 250.00
37	Goblet Game Extra	1-092	Down the Drain	\$ 100.00	\$ 250.00
38	Studio 28	2-000	Arcade	\$ 100.00	\$1,500.00
39	Studio 28 Skeeball	1-052	Skeeball-non arcade version	\$ 100.00	\$ 250.00

40	BGC	2-000	Arcade	\$ 100.00	\$1,000.00
41	Square Instant Win	2-000	Arcade	\$ 100.00	\$ 250.00
42	Plaza Instant Win	2-000	Arcade	\$ 100.00	\$ 250.00
43	Rockwall	8-014			
44	Arcade Extra	2-000	Arcade	\$ 100.00	\$ 250.00
45	DreamStreet Instant Win	2-000	Arcade	\$ 100.00	\$ 250.00
46	Fried Frogs	2-000	Fish Pond Game	\$ 100.00	\$ 250.00
47	3 Point Tournament	1-003	Basketball Game	\$ 100.00	\$ 250.00
48	Outing Milkcan Game	1-072	Milkcan Game	\$ 100.00	\$ 250.00
49	Outing Golf Game	8-006	Par 1	\$ 100.00	\$ 250.00
50	Outing Three In A Row	1-017	Toss Game	\$ 100.00	\$ 250.00
TOTAL:				\$4,800.00	\$14,000.00

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

DATED: 03-10-09

**RESOLUTION 129R-09**

**TITLE: AUTHORIZE THE ADVERTISEMENT AND ACCEPTANCE OF PROPOSALS FOR THE SOLICITATION OF BIDS FOR UNDERWRITING SERVICES FOR THE TOWNSHIP OF JACKSON IN THE CONNECTION WITH THE ISSUANCE OF THE TOWNSHIP’S NOT-TO-EXCEED \$8,750,000. OF ITS GENERAL OBLIGATION REFUNDING BONDS**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**WHEREAS**, Phoenix Advisors, LLC, Financial Advisors to the Township of Jackson, is requesting the Township authorization to seek Request for Proposals for Underwriting Services in connection with the issuance of the Township’s not-to-exceed \$8,750,000 of its General Obligation Refunding Bonds to effectuate the refunding portion of the Township’s outstanding General obligation Bonds, Series1996 and General Obligation Bonds, Series 2001; and

**WHEREAS**, the Township of Jackson is seeking an Underwriting Firm to serve the role of sole manager in connection with the Refunding Bonds.

**WHEREAS**, the Township Council has determined to utilize the Fair and Open Process in accordance with N.J.S.A. 19:44A-20.4 et seq. for the solicitation of sealed proposals for these Services.

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

1. That the Township Council does hereby authorize the preparation, advertisement and receipt of sealed proposals for Underwriting Services in connection with the issuance of the Township’s not-to-exceed \$8,750,000. of its General Obligation Refunding Bonds.
2. That after the date and time for the receipt of sealed proposals has been determined, a Notice for the Solicitation of Professional Services shall be advertised as prescribed by law.
3. A copy of this resolution shall be forwarded to Phoenix Advisors, Dilworth Paxson LLP, Township Administrator, Chief Financial Officer, Purchasing Department and any other interested parties.

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

DATED: 03-10-09

**DISCUSSION AGENDA:**

**COUNCIL PRESIDENT KAFTON** cited the names of individuals wishing to be a part of the Going Green Committee. Attorney Gilmore stated the ordinance won’t be effect until 20 days after publication but he would be able to give the names and make recommendations

and vote on it at the next meeting. Clerk Eden explained the ordinance was adopted on February 24<sup>th</sup> and once the Mayor signs it and her office advertises it, it would take effect 20 days later. Clerk Eden clarified how many members would be on the board. Councilman Martin stated he must excuse himself to attend a previous engagement.

**ADMINISTRATOR DEL TURCO** explained there would be a property tax deduction seminar scheduled for March 11<sup>th</sup> at 9:00am and 2:00pm and on March 19<sup>th</sup> at 12:00 noon. Also March 21<sup>st</sup> there was a tax appeal meeting scheduled for 10:00am and will announce the location at a later date. He then addressed the skate park and opportunities with the CDBG and Johnson Park as a target zone where they could look at various pieces of equipment to make some improvements as well as improving lighting around Jackson.

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#### **PUBLIC HEARING, ANY TOPIC**

**SHERRY WILLIAMS-4 COLUMBINE DR:** She volunteered her service regarding the skate park and discussed her qualifications and connections and Council President Kafton thanked her.

**JOSEPH BRILL-100 MURIFIELD RD:** He asked about setting up a meeting with John Russo and discussed 150 residents that should be under COAH and needed to do something because his rent was going to increase \$27.00 a month.

**JOHN GASKILL-25 NO LAKESIDE DR:** He thanked the Council for their consideration regarding the Going Green Committee then stated the Director of Recreation confirmed that they were considering putting the skate park toward the front of the Justice Complex where it would be closer to the street for security reasons and then offered his time on any of the projects they undertake.

**GERALD GROSS-24 VERMONT AVE:** He criticized the Mayor for not attending the Saturday revaluation meeting and tonight's meeting. Attorney Gilmore explained it was beyond the Mayor's control as he works at the Oyster Creek Nuclear Generating Plant and must attend training classes as designated by the Federal government.

**KIMBERLY LUM-8 MONROE LANE:** She reminded the public that the Mayor is only paid about \$30K a year therefore he and anyone else wouldn't have it be their primary job. She then asked about the list of names for Nova Debt and was concerned the confidential list in Mr. Kafton's office. Mr. Kafton stated a list of names was collected at the meeting and turned over to Nova Debt. Ms. Lum stated the meeting was a good idea and thought it went well. She then asked for a COAH update and Mr. Gilmore stated the COAH attorney hadn't contacted him regarding any ruling and hoped there would be a decision shortly and felt it would be front page news when its rendered.

**TODD PORTER-38 DAWN CYPRESS LANE:** He asked why Mr. Kafton's office keeps getting involved and felt the records for Nova Debt should be conducted within town hall.

**TIM JONES-14 HARVEST COURT:** He stated he wanted to see the skate park get fixed and opened up again and then reported some occupants of the condominiums behind Liberty High School were shooting fireworks toward the field and asked what the best way to handle it would be and Council President Kafton stated the Police should be notified. Mr. Kafton asked Administrator Del Turco to contact the school and make them aware of the situation.

**ELAINE BLATT-18 PEBBLE BEACH BLVD:** She asked about the gypsy moth problem and the chemicals being proposed and Council President Kafton stated he contacted the company because he was also concerned. She was disappointed that Mayor Reina appointed the same forester because of his stand regarding the use of Dimilin and was thankful that Mr. Kafton voted no to his appointment. Councilman Martin and Council Vice President Rivere assured her they only voted on participating with the State spraying and nothing else. She was concerned about spraying chemicals where children play. Mr. Kafton stated they would be notified about what chemicals were being considered and he would only go along with BT.

**HERB BLATT-81 PEBBLE BEACH BLVD:** He stated two years ago they voted not to spray and Councilman Martin stated it was a decision by Mayor Seda and there was no vote taken by the Council.

**STEPHANIE BROWN-310 NEW PROSPECT RD:** She thanked Mr. Kafton for his stand on the skate park and offered her services. She asked Mr. Kafton if he went to Trenton yesterday and he stated he did not but was waiting for a report.

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

**MOTION SECONDED BY: RIVERE**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

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**MOTION TO ADJOURN BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

**YES: MARTIN, UPDEGRAVE, RIVERE, & KAFTON**

**ABSENT: TILIS**

**8:20 PM**

**RESPECTFULLY SUBMITTED,**

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**COUNCIL PRESIDENT KAFTON**

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

**AME/klj**