

**ON TUESDAY, MARCH 24, 2009, AT 6:30 P.M., THE JACKSON TOWNSHIP  
COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

**COUNCILMAN MARTIN  
COUNCILMAN TILIS  
COUNCILWOMAN UPDEGRAVE  
COUNCIL VICE PRESIDENT RIVERE  
COUNCIL PRESIDENT KAFTON**

**ATTORNEY GILMORE  
TOWNSHIP DEP. CLERK KISTY**

**ALSO IN ATTENDANCE;  
ACTING MAYOR ANN MARIE EDEN  
ATTORNEY STARKEY  
OC ENGINEER FRANK SCARANTINO  
MUNICIPAL ENGINEER DAN BURKE**

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.

---

---

**RESOLUTION 130R-09**

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

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: TILIS**

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

**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: Ordinance setting residency restrictions for sex offenders (decision of the ACLJ). Update - Lorenc vs. Twp. of Jackson, Kaplan vs Twp. Jackson-Picadilly Drive, Twp. liability after 3/21/09 meeting on tax appeals.
  - c) Potential Land Sale/Land Acquisition: County of Ocean - Route 527 and Whitlock Road land acquisition. Inquiry to purchase Township owned property located on Stump Tavern Road. Inquiry to donate property located on Toms River Rd. to Jackson Twp. Update - donate property to the Township of Jackson located on Park Avenue, Removal of deed restriction (Pine Snake) imposed by DEP.
  - d) Contracts/Agreements:
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

**DATED: 03-24-09**

---

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

---

**7:40 PM RECONVENE PUBLIC MEETING**

**PLEDGE OF ALLEGIANCE**

---

---

**PRESENTATION BY PAUL MAIER (Performed the National Anthem)** He is a senior at Liberty High School and accomplished trombone player. He was selected to be part of the US Army All American Bowl football game in San Antonio. Council President Kafton presented him with a certificate of merit for his accomplishments.

---

---

**ROLL CALL**

**COUNCILMAN MARTIN**  
**COUNCILWOMAN UPDEGRAVE**  
**COUNCILMAN TILIS**  
**COUNCIL VICE PRESIDENT RIVERE**  
**COUNCIL PRESIDENT KAFTON**

**ATTORNEY STEVE FORAN**  
**ACTING MAYOR 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.

---

---

**COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:**

**COUNCILMAN MARTIN:** He began by thanking everyone for coming and Paul Maier for his outstanding performance. He thanked the Senior Center for putting on a fantastic St. Patrick's Day party that most of the Council attended as well as the Mayor. He went on to say that on Saturday the Jackson Elks will be holding an Italian Night and the proceeds will be going to help special needs children.

**COUNCILMAN TILIS:** He thanked everyone for coming. On a personal note he announced the birth of his sixth grandchild named Vivian. He addressed Administrator Del Turco and explained that back in January when he was appointed he questioned the professional services contracts and wanted to limit them. He was overruled, but there was talk about attempts to limit the contracts related to fiscal 2008. He would like once a month an accounting of the contracts and where we are this year compared to 2008. This would give them an idea by the end of the year if there has been savings. Administrator Del Turco agreed.

**COUNCILWOMAN UPDEGRAVE:** She thanked everyone for coming and congratulated Councilman Tilis on the birth of his granddaughter. She stated that going back a number of meetings they canceled out some expenditures and put them back into the regular budget. One of the things they canceled out was grant money. She explained that in these economic times she didn't think it was a good idea to put money back into the operating expenses when the State is allowing them to use funding from grants for the Township that benefits the residents. In the 2009 budget she suggested that they should consider having a Grants Coordinator position put in the budget, even if it is only part-time because they don't want to miss out on any chances for State aid.

**COUNCIL VICE PRESIDENT RIVERE:** She thanked Paul Maier for his performance. She also congratulated Councilman Tilis on the birth of his granddaughter. She explained she would hold the rest of her comments until they speak about the resolution regarding age-restricted change.

**COUNCIL PRESIDENT KAFTON:** He thanked everyone for coming and congratulated Councilman Tilis on the birth of his granddaughter. He went on to say that he agreed with Councilwoman Updegrave’s position regarding the Grant Coordinator and he hopes that everyone else on the Council would support this. He believes that having an in-house Grants Coordinator is vital to a municipality of this size. He went on to congratulate Sherri from the Senior Center for the excellent job she did putting together the St. Patrick’s Day party. He explained that a few years ago when he was on the Township Committee they put food bins in front of the building to help the food pantry collect donations. He thinks they should do this again because of the hard economic times we are going through. The Ocean County Animal Facility is also having a hard time because people are unable to feed their pets. He suggested that they put bins out front for donations for food and supplies for pets. He stated that if people are having a hard time feeding their pets they should also contact the Ocean County Animal Shelter. He went on to speak about solar panels and how they have met with the School Board and Superintendent. They are looking into the solar panel project where they will be able to put solar panels on all school buildings and municipal buildings without costing the Township money. They have reviewed this with a company and over a 15-year period it will save just the School Board about \$15 Million dollars. He would like to have the Township’s Environmental Engineer look into this so they can move forward. He will send a letter to School Board President, Marvin Krakower, to see if they would be interested in sharing the cost of the Environment Engineer so that they can start to review the plans that would benefit the Town and School Board.

**BILLS AND CLAIMS**

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

**MOTION SECONDED BY: MARTIN**

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

**ABSTENTIONS: UPDEGRAVE (DASTI, MURPHY & MCGUCKIN), KAFTON (F&J AUTO)**

<b>CHECK#</b>	<b>VENDOR</b>	<b>AMOUNT</b>
79217	JACKSON TOWNSHP P/R ACCT	727,649.96
79310	528 LLC	473.92
79311	ANIMAL CARE EQUIPMENT & SVS.	390.00
79312	ACTION OFFICE SUPPLIES INC.	357.54
79313	AMERICAN SPEEDY PRINTER CTR.	95.00
79314	ASBURY PARK PRESS, INC.	284.72
79315	AURARA FINANCIAL GROUP INC.	1,475.17
79316	AUTOMATED WASTE EQUIPMENT CO., INC.	324.00
79317	BENCHMARK PROFESSIONAL SEMINAR	195.00
79318	BEYER BROTHERS CORP.	224.35
79319	BOARD OF FIRE COMMISSIONERS	77,498.75
79320	BOARD OF FIRE COMMISSIONERS	191,089.78
79321	BOARD OF FIRE COMMISSIONERS	486,934.83
79322	BOARD OF FIRE COMMISSIONERS	297,457.93
79323	BRITTON INDUSTRIES INC.	4,320.00
79324	VOID	-0-
79325	VOID	-0-
79326	CANYON SPRING WATER	1,128.30
79327	CARL’S FENCING INC.	250.40
79328	CENTRAL JERSEY OFFICE EQUIPMENT.	223.00
79329	CENTRAL JERSEY WASTE AND	79,562.00
79330	VINCENT & NORMA J CESARIO	253.13
79331	CHERRY VALLEY TRACTOR SALES	741.02
79332	CLARK, CATON & HINTZ CORP.	2,437.50
79333	CLAYTON BLOCK CO. INC.	168.34
79334	CONTRACTOR SERVICE	227.84

79335	CONNER STRONG COMPANIES, INC.	2,220.54
79336	COUNTRYWIDE-TAX DEPT.	9,306.94
79337	CRAFT OIL CORPORATION	2,956.04
79338	DASTI, MURPHY, MCGUCKIN, ET ALS	2,786.00
79339	DELTA DENTAL PLAN OF NJ INC.	20,421.83
79340	DELL MARKETING LP	4,944.49
79341	DEPTCOR/BUREAU OF	81.00
79342	SAM & DEBORAH DESARNO	1,034.89
79343	DIAMOND COMMUNICATIONS, LLC	3,704.40
79344	DOWNS FORD, INC.	320.61
79345	EAGLE MAINTENANCE SUPPLY INC.	3,313.00
79346	EAST COAST EMERGENCY LIGHTING	1,132.58
79347	EDMUNDS & ASSOCIATES, INC.	14,439.00
79348	EDWARDS TIRE COMPANY, INC.	714.80
79349	EMTEC INC.	605.75
79350	ESRI INC.	1,700.00
79351	EYEMED VISION CARE/FAA INC.	594.87
79352	FAIRLITE ELECTRIC SUPPLY CO.	835.61
79353	ENZO FALZARANO	50.00
79354	F & J AUTO	100.00
79355	FLEETMATICS, INC.	2,016.00
79356	YVONNE FUREY	1,479.56
79357	GENERAL CODE LLC	1,193.20
79358	GILMORE & MONAHAN, PA	1,360.55
79359	GPANJ	32.00
79360	GRANTURK EQUIPMENT CO., INC.	7,391.56
79361	GRAINGER-TRENTON	157.82
79362	MEGAN GRANDILLI	41.00
79363	MR. & MRS. GUIDO	869.65
79364	DANIEL HIRSCHFELD	80.00
79365	HUNTER JERSEY PETERBILT	756.90
79366	IKON OFFICE SOLUTIONS	1,751.20
79367	INDUSTRIAL WELDING SUPPLY INC.	257.76
79368	MARTON TRUCKS INC.	315.38
79369	INTERNATIONAL SALT COMPANY	14,132.57
79370	JACKSON SR. CITIZENS CLUB, INC.	3,069.99
79371	JACKSON PUBLIC SCHOOLS	101.90
79372	JACKSON TWP. BD OF ED	5,740,319.00
79373	JACKSON TWP. MUN. UTILITIES AUTH.	2,400.00
79374	JACKSON TWP OPEN SPACE TRUST	223,710.12
79375	JERSEY CENTRAL POWER & LIGHT	737.66
79376	JDM PLANNING ASSOCIATES, LLC	2,405.00
79377	JOHNNY ON THE SPOT	308.01
79378	J R HENDERSON LABS, INC.	775.00
79379	LAUREN & GIGI KAMINSKY	1,733.78
79380	JOHN & DENISE KOSLOWSKI	640.87
79381	LAKEWOOD AUTO SUPPLY INC.	1,979.58
79382	SUSAN LOTITO	900.00
79383	LOWE'S COMPANIES, INC.	27.44
79384	LPS PROPERTY TAX SOLUTIONS	24.51
79385	MAJESTIC OIL CO. INC.	418.55
79386	MAZZA RECYCLING, INC.	17,739.44
79387	MIAMI SYSTEMS CORP.	856.50
79388	MICROGRAPHIC COMP. SERVICES, INC.	80.00
79389	MODERN EQUIPMENT SALES AND	466.20
79390	MICHAEL & PAUL MOLOD	507.12
79391	MONMOUTH TELECOM	1,267.90
79392	WILLIAM EVERSON	787.79
79393	MUNICIPAL CLERK'S ASSN. NJ	250.00
79394	NEOPOST, INC.	377.00
79395	NEXTEL COMMUNICATIONS	1,659.95
79396	NJ CONFERENCE OF MAYORS	1,140.00

79397	VOID	-0-
79398	NEW JERSEY NATURAL GAS	10,019.87
79399	N.J.R.P.A.	530.00
79400	NJSACOP	200.00
79401	NORMAN'S GLASS & AUTO SVCS, INC.	231.37
79402	OCEAN COUNTY BOARD OF HEALTH	1,687.00
79403	OCEAN COUNTY RECYCLING	98.87
79404	OCEAN CNTY POLICE CHIEFS ASSN.	575.00
79405	OC MUNICIPAL JOINT INS. FUND	534,423.44
79406	OFFICE NEEDS	49.58
79407	ORLEANS @ COOKS BRIDGE LLC	2,623.47
79408	PARDO'S TRUCK SERVICE PARTS	213.60
79409	PEDRONI FUEL COMPANY, INC.	19,585.70
79410	PENN STATE JUSTICE & SAFETY INST.	285.00
79411	NYDIA PENA	2,599.07
79412	PEPCO ENERGY SERVICE, INC.	23,338.44
79413	RONALD & DONNA PETERSON	65.57
79414	PICK INTERNATIONAL INC.	1,820.00
79415	PINA M. INC.	199.00
79416	PLEASANT GARDENS SO. CONDO ASSN.	155.72
79417	PUBLIC WORKS ASSOCIATION OF NJ	25.00
79418	FRED RASIEWICZ – PETTY CASH	138.95
79419	LYNN F ROSCH	521.00
79420	RUTGERS, THE STATE UNIVERSITY	710.00
79421	RUTGERS, THE STATE UNIVERSITY	495.00
79422	SENIORS WHO CARE, INC.	2,789.89
79423	SHOPRITE/PERLMART, INC.	36.22
79424	SHERI SILVERSMITH – SNR CNTR	119.87
79425	SKYLINE EQUIPMENT	7,853.50
79426	NJSHBP	1,000.00
79427	STARKEY, KELLY, BAUER, KENNEALLY &	9,484.80
79428	SUNOCO CREDIT CARD CENTER	24.44
79429	EMIL R & KATHERINE TAUTE	75.00
79430	T & b SPECIALTIES INC.	1,386.00
79431	THE PHOTO CENTER	862.50
79432	T & M ASSOCIATES, INC.	7,331.97
79433	T & M ASSOCIATES	3,065.00
79434	TRICO	484.16
79435	MICHAEL CEPPALUNI DBA/UNITED	270.00
79436	REX & FLORENCE UR	2,479.29
79437	USA MOBILITY WIRELESS, INC.	22.40
79438	U.S. MUNICIPAL SUPPLY INC.	2,209.64
79439	VAN SANT EQUIPMENT	120.61
79440	VAN DERVEER TIRE & SERVICE CTR	95.00
79441	VERIZON WIRELESS	1,523.19
79442	VOID	-0-
79443	VERIZON	2,704.38
79444	VERIZON ONLINE	79.95
79445	VETERINARY SURG & DIAG SPEC	73.95
79446	WHITEMARSH CORP.	925.00

TOTAL 8,627,150.70

CAPITAL

CHECK #	VENDOR	AMOUNT
61010	ALL POINTS INTERNATIONAL	13,827.64
61011	CLARK, CATON & HINTZ CORP.	458.25
61012	DASTI, MURPHY, MCGUCKIN, ET ALS	5,863.04
61013	JACKSON TOWNSHIP CURRENT FUND	53,626.83
61014	JAMMER DOORS INC.	5,100.00

61015	REHABCO, INC.	1,458.00
61016	T & M ASSOCITES	471.25
	<b>TOTAL</b>	<b>80,805.01</b>

CHECK #	VENDOR	AMOUNT
82-84	DEV FEES-COAH	4,721.45
5061-5106	DEVELOPERS	76,997.41
393-394	DOG	1,988.20
60840-60842	GENERAL TRUST	3,413.00
1139	INDUSTRIAL COMM	210,008.21
9141	OPEN SPACE	4,460.28
62364-62384	PARKS REC	6,962.28

**SECOND PUBLIC HEARING**  
**OCEAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT**  
**THREE (3) YEAR (2008 – 2010) COMPREHENSIVE PLAN**

In accordance with the requirements set forth, the Township is required to hold two (2) public hearings for the purpose of enabling the Township to select and prioritize applications for the Ocean County Community Development Block Grant Three year Comprehensive Program (2008 – 2010). (First public hearing was held on February 18, 2009 at 3:00 p.m.).

The Township Council is considering funding the following items for CY 2009 under the Ocean County Community Development Block Grant Three Year Comprehensive Program (2008 – 2010)

1. Improvements to Jackson Jungle
2. Improvements to Putnam Park
3. Re-construction of Skate Park
4. Surveillance equipment at Justice Complex
5. Installation and/or repair of various curbs, sidewalks and roadways within the Designated Target Neighborhoods (DTN)

**PAUL MAYEROWITZ-91 CYPRESS POINT LANE:** He asked if a member of the Council could explain what the surveillance equipment is at the Justice Complex? Council President Kafton explained that he believes it is one camera that will be centrally located to span the entire complex. Administrator Del Turco stated that was a consideration and this is a discretionary item. He thinks they will have to prioritize between this, Putnam Park, the Jackson Jungle and the Skate Park. Mr. Mayerowitz asked how and when the Council would prioritize? Councilman Martin explained that this has been prioritized according to the Resolution. Mr. Mayerowitz went on to speak about the Block Grant Program and that the funds for block grants can be used for activities relating to energy conservation and renewable energy resources. He asked if the Council considered that we could use these grant funds to evaluate energy projects within a designated target zone? He asked them to consider using these grant funds for the energy projects and take a pro rata allocation of the funds to go towards the engineering study. Administrator Del Turco explained he didn't think it could be done in the capacity of a study, he thinks it would have to be an implementation phase. Mr. Mayerowitz disagreed and told him to look at the County's three-year plan. Mr. Mayerowitz then asked how much all five items are going to cost? Administrator Del Turco replied that Mr. Burke would be working on the numbers.

**MOTION TO CLOSE 2<sup>ND</sup> PUBLIC HEARING ON APPLICATION TO THE OCEAN COUNTY COMMUNITY GRANT BLOCK GRANT THREE YEAR COMPREHENSIVE PLAN (2008 – 2010) BY: MARTIN**  
**MOTION SECONDED BY: RIVERE**  
**YES: MARTIN, TILIS, UPDEGRAVE, RIVERE, & KAFTON**

**RESOLUTION 154R-09****TITLE: AUTHORIZE THE SUBMISSION OF CY 2009 PROJECT APPLICATIONS BY THE TOWNSHIP OF JACKSON FOR INCLUSION WITHIN THE OCEAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT THREE (3) YEAR (2008 – 2010) COMPREHENSIVE PLAN**

**COUNCILMAN TILIS:** He stated that this resolution is to give approval to the Administration to apply for the grant. He asked if they had a grant last year and how much it was? Administrator Del Turco explained that we were part of a County pool and were only getting about \$70,000 a year. Due to the population in Jackson they decided to independently secure their own block grant funds and last year were the recipients of over \$160,000 dollars. In addition, this year the Council recently authorized due to stimulus funding an additional \$55,000 which will be dedicated to the Miller Avenue project. He is hoping that we will be the recipients of \$160,000 this year and that depends on the allocation by the Federal government. Councilman Tilis asked if the list of proposed projects are what the Administration wants to put forth or should they revise the list and add energy projects? Mr. Del Turco spoke about the deterioration of the Jackson Jungle and Putnam Park. He explained that he talked to the CDBG Coordinator and there will be additional stimulus funding and programs coming and they are hoping that the Board of Education and the Township will be getting some of these funds. Councilman Tilis stated that there is five proposed projects here and asked if all of them will be accomplished? The Administrator said that they would like to do them all, but it will depend on the cost factor and how much money they will be allotted.

**COUNCIL VICE PRESIDENT RIVERE:** She requested from Administrator Del Turco that when the figures become available they be given to the Council. She asked if they have volunteers for some of these projects? The Administrator replied that there are volunteers for the Skate Park and Handicapped Park.

**COUNCIL PRESIDENT KAFTON:** He began by saying that he is going to add on to the discussion agenda regarding the Skate Park. He explained that this is a good example where a Grant Coordinator would be helpful. With the Federal Government having a high interest in environmental and energy costs there will probably be a substantial amount of grants out there where a Grant Coordinator can search these out in the future. Councilman Martin added that in the area of shared services they do have the option to use the Grant Coordinator over at the Board of Education for a fee. Councilwoman Updegrave explained that she e-mailed Administration about the vandalism at the park and botchy ball fields that the Handicapped Commission has been looking for. She was hoping these items could be a part of this. The Recreation Director did say he would look into it, but that Public Works may be able to do it with out using any of the grant funding.

**AUTHORIZE THE SUBMISSION OF CY 2009 PROJECT APPLICATIONS BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, the Township of Jackson wishes to submit the below listed project application for inclusion within the CY 2009 Ocean County Community Development Block Grant Three Year Comprehensive Plan (2008 – 2010); and

**WHEREAS**, the Mayor and Township Council after receipt of public input has determined that the application submitted on behalf of the Township of Jackson shall consist of the following:

6. Improvements to the Jackson Jungle
7. Improvements to Putnam Park
8. Re-construction of Skate Park
9. Surveillance equipment at the Justice Complex
10. Installation and/or repair of various curbs, sidewalks and roadways within the Designated Target Neighborhoods (DTN)

and;

WHEREAS, it is necessary for the Mayor and Township Council to adopt a resolution authorizing the submission of project applications and establishing a priority thereto.

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 submission of the above listed projects on behalf of the Township of Jackson for inclusion within the CY 2009 Ocean County Community Development Block Grant Three Year Comprehensive Plan (2008 – 2010) be and is hereby authorized.
2. Administrator Philip Del Turco and/or Daniel Burke (CDBG Representatives) are hereby authorized to execute and the Clerk attest to the application for inclusion of the aforesaid projects in the foregoing Community Development Block Grant application for the three (3) year Comprehensive Plan (2008 – 2010).
3. Certified copies of this resolution shall be forwarded to the Ocean County Planning Board, Municipal Administrator, CFO, Municipal Engineer and any other interested parties.

**ORDINANCES, SECOND READING:**

**06-09**

**TITLE: ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE CONVEYANCE OF BLOCK 6506, LOT 77 (FORMERLY KNOWN AS BLOCK 121.11, LOT 48) FROM THE TOWNSHIP OF JACKSON TO THE JACKSON TOWNSHIP BOARD OF FIRE COMMISSIONERS DISTRICT NO. #3 FOR NOMINAL CONSIDERATION AND PURSUANT TO N.J.S.A. 40A:12-21(A)**

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

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

**MOTION SECONDED BY: UPDEGRAVE**

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

**MOTION TO APPROVE ORDINANCE 06-09 ON SECOND READING, ADVERTISE THE APPROVAL AND NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: RIVERE**

**MOTION SECONDED BY: UPDEGRAVE**

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

**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.

**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.

\_\_\_\_\_  
**ANN MARIE EDEN, RMC**  
**TOWNSHIP CLERK**

**DATED: 03-24-09**

---

---

**ORDINANCE FIRST READING**

**07-09**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 3, SECTION 152 (J) ENTITLED “GOING GREEN COMMITTEE” OF THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON**

**MOTION TO APPROVE ORDINANCE 07-09 ON FIRST READING,  
ADVERTISE THE APPROVAL AND NOTICE OF SECOND READING AND  
PUBLIC HEARING TO BE HELD ON APRIL 14, 2009 BY: RIVERE  
MOTION SECONDED BY: MARTIN  
YES: MARTIN, TILIS, UPDEGRAVE, RIVERE, & KAFTON**

**ORDINANCE 07 -09**

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON,  
COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING  
AND SUPPLEMENTING CHAPTER 3, SECTION 152 (J)  
ENTITLED "GOING GREEN COMMITTEE" OF THE  
TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON**

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

**SECTION 1.** Chapter 3, Section 152 of the Administrative Code of the  
Township of Jackson, entitled "Going Green Committee," is hereby deleted and replaced  
with the following:

- J. Going Green Committee. There is hereby created a Going Green  
Committee which shall conduct research and shall make recommendation  
to the Mayor and Township Council as to ways in which the Township  
may undertake official actions, and conduct its business, in a manner  
which encourages, promotes and considers protection of the environment  
and its sustainability.

The Going Green Committee shall consist of nine (9) to fifteen (15)  
members, as deemed advisable by the Township Council, and the  
members shall be appointed by the Township Council. Members of the  
Going Green Committee shall be residents of the Township, a member of  
the Environmental Commission, two (2) members of the Board of  
Education, one (1) student of Jackson Memorial High School, one (1)  
student of Liberty High School, and shall include the Mayor, or his/her  
designee, and two (2) members of the Township Council.

**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.

**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 24, 2009**, 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 April, 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: 03-24-09**

**ANN MARIE EDEN, RMC  
TOWNSHIP CLERK**

**PUBLIC HEARING OPENED, RESOLUTIONS ONLY**

**SHARON WILLIAMS-4 COLUMBINE DRIVE:** She began by speaking about Resolution 136R-09 opposing the Assembly Bill. She explained that if that bill were passed it would open up a whole “new can of worms” in the mobile home parks that are senior restricted. They already have issues with the 20% that aren’t senior. She can see her landlord letting anyone in that is convenient to her and giving people a hard time who are selling their homes and sticking to the age restriction. Councilman Martin explained that this wouldn’t affect the mobile homes because this is dealing with new construction. Ms. Williams then added that Resolution 137R-09 is on the consent agenda and wants the Counsel to be aware that there are still questions about the senior license and if it was issued legally. It is still under investigation whether there was a court ruling that it remains a family park. She then added that that renewing this license could make them in violation of that.

**JOHN SUTTLES-413 MEADOWOOD DRIVE:** Asked about Resolution 134R-09, which just listed three foundation names. Councilman Martin explained that they were raffle licenses.

**JOHN GASKILL-25 N LAKESIDE DRIVE:** He spoke about the change order reducing the contract for the salt structure to \$19,593.00. He wanted to know what part of the contract is being removed to reduce the amount? Administrator Del Turco explained that there is no reduction on that and it was actually for liquidated damages. There was a delay in them producing the finished product in a specified time.

**PAUL MAYEROWITZ-91 CYRESS POINT LANE:** He began speaking about the Resolution regarding Assembly Bill A3772. He hopes that the Council is aware of the impact the passing of this bill would have on the Township. It would probably increase the tax levy for the Board of Education substantially and hopefully there will be a unanimous approval of this Resolution as written. Secondly, he spoke about Resolution 156R-09 in support of the Barnegat Bay Buddy Program. He asked how this kind of things get on the agenda and what are they doing by passing them? Acting Mayor Eden explained that Mayor Reina wanted to move forth with this. Councilwoman Updegrave explained the Council gets this information forwarded to them and they ask the Council’s support to help keep Barnegat Bay clean. Council Vice President Rivere gave Mr. Mayerowitz her back-up letter explaining it further.

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

**RESOLUTION 131R-09**

**TITLE: AUTHORIZE CY 2008 BUDGET TRANSFER #6**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

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

**APPROPRIATION TRANSFERS DURING LAST TWO MONTHS  
OF THE FISCAL YEAR OR THE FIRST THREE MONTHS OF THE CURRENT YEAR**

**WHEREAS,** under the provisions of N.J.S.A. 40A:4-58, “Should it become necessary, during the last 2 months of the fiscal year, or the first three months of the current year to expend for any other purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of

such excess to those appropriations deemed to be insufficient; no transfers may be made to appropriations for contingent expenses or deferred charges.”

**WHEREAS**, certain appropriations listed herein have amounts in excess necessary to fulfill its purpose and others have insufficient funding for the calendar year.

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

1. The following annexed transfer schedule (#6) for the 2008 Municipal Operating Budget of the Township of Jackson are hereby made for the above stated reasons:
  2. This resolution shall take effect upon two-thirds affirmative vote by the full governing body of the Township of Jackson.
  3. Copies of this resolution to the Administrator, Chief Financial Officer and Auditor.

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

**DATED: 03-24-09**

**RESOLUTION 132R-09**

**TITLE: APPROVE EMERGENCY TEMPORARY APPROPRIATION #3**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**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 \$4,122,653.14 in addition to any previously approved emergencies cumulatively totaling \$4,241,943.89, 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 \$16,709,640.65.

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: 03-24-09**

**RESOLUTION 135R-09**

**TITLE: AUTHORIZE CLOSE-OUT CHANGE ORDER NO.1 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND ALL POINTS INTERNATIONAL FOR THE PROJECT KNOWN AS DPW SALT STORAGE STRUCTURE RESULTING IN A NET DECREASE IN THE AMOUNT OF (\$19,593.00)**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

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

**WHEREAS**, Jackson Township previously awarded a contract to All Points International in the amount of \$163,400.00 for the project known as DPW Salt Storage Structure; and

**WHEREAS**, as a result of final as-built quantities, Township Engineer, Daniel Burke, P.E., has recommended the approval of Final Change Order No. 1 to the contract dated February 26, 2008 calling for a decrease in the final contract price in the amount of (\$19,593.00) to an adjusted contract price of \$143,807.00; and

**WHEREAS**, it is now the desire of this Township Council to approve Close-Out/Final Change Order No. 1 resulting in a decrease in the amount of (\$19,593.00) to a final adjusted contract price of \$143,807.00 as per the attached "Schedule A"; and

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

1. That the Township Council of Jackson Township hereby formally approves Final/Close-out Change Order No. 1 to the contract between Jackson Township and All Points International for the project known as DPW Salt Storage Structure resulting in a decrease in the amount of (\$19,593.00) to n adjusted contract price of \$143,807.00.

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, All Points International and any other interested parties.

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

**DATED: 03-24-09**

**RESOLUTION 136R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON COUNCIL OBJECTING TO S-2577 & A-3772 PENDING BEFORE THE NEW JERSEY LEGISLATURE**

**COUNCIL VICE PRESIDENT RIVERE:** She began by saying that we are in trouble in Jackson if this passes. She explained that if a place has been approved as an age restricted community and the builder has not sold any of that property with this understanding he can bring application to the Planning Board or Zoning Board and change this to non-age restricted and they would have to approve it. She stated that they have a project like this in Jackson now that could be affected by this.

**COUNCILMAN MARTIN:** He agreed with Council Vice President Rivere over her outrage over these two bills. They do have a project in Jackson that meets the criteria and it could cost the taxpayers on the education side alone over \$25 Million dollars a year.

He asked the Planning Board and Zoning Board Chairman and their professionals to see if there are any other projects that could be affected by this bill. He implores Governor Corzine to veto this bill or limit it and exempt Jackson out of it because of the severe impact it would have on the taxes here.

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, on February 23, 2009, S-2577 was introduced in the New Jersey Senate and on February 26, 2009, A-3772 was introduced in the Assembly as an amendment concerning affordable housing and the development of non-age-restricted communities that would permit developers that have certain approvals for the development of age-restricted developments to convert those approvals into non-age-restricted approvals if the developers met certain criteria; and

**WHEREAS**, although the bill requires the developers to return to the municipal planning or zoning board that granted the original approval, the bill removes any discretion of these boards in reviewing such applications, by limiting the review by the boards to determining if the developer satisfied the requirements as set forth in the bill, none of which pertain to substantive zoning or planning issues, but are merely a ministerial review of the status of the development and reviewing such items as the manner in which the developer is modifying its approval relating to parking and amenities that may be different if the project is now to be a non-age-restricted project; and

**WHEREAS**, one requirement for such a conversion is that if an approval is so converted, then the developer must agree to provide up to a twenty percent set-aside for low and moderate income housing on site pursuant to COAH rules and UHAC requirements and that none of the market rate units for such a project shall be calculated as part of a municipality's third round growth share obligation for affordable housing; New Jersey Legislature and is now being presented to Governor Corzine for his signature at which time the bill would become immediately affective; and

**WHEREAS**, A-3772 and S-2577 were introduced in response to the fact that the entire Nation and the State of New Jersey are facing historic and unprecedented economic failures on a daily basis, with the most dramatic being those associated the collapse of the residential construction industries, and particularly noting in Legislative intent of these bills is the fact that the age-restricted market has particularly been hard hit by the current economic conditions and that there have been more approvals granted over the years for these type of projects than are needed and many of these projects cannot be financed and as such, no development can occur thereby exacerbating the economic difficulties facing the State; and

**WHEREAS**, the Township supports Legislation that is designed to help provide for economic recovery, it nevertheless cannot support S-2577 and A-3772 as written as the provisions in the bill subvert important land use considerations pertaining to municipalities throughout the State, specifically, as it relates to large age-restricted approvals, such as those located in Jackson Township; and

**WHEREAS**, this bill continues a pattern by the State that has been eroding "Home Rule" over the years whereby municipalities like Jackson Township are losing the ability to make the determinations as to the manner in which the Township should be developed as only local authorities have the intimate knowledge of what is best for their communities and their existing residents, and as such the Council with full concurrence with Mayor Reina, must object to this Legislation; and

**WHEREAS**, despite the Township's objection to this legislation it recognizes that due to the current economic conditions that the Governor may be inclined to sign this bill, the Township is suggesting that the bill be amended to limit the provisions of S-2577 and A-3772 to approvals of less than 500 units, as projects larger than that must be required to reopen their approvals to the planning board so that the planning board would have to opportunity to evaluate planning and zoning concerns relating to traffic in the area, as the traffic concerns are very different for age-restrict developments; open space and recreational amenities for large family projects which are not the same as those for non-age-restricted; and to evaluate the fiscal impact for large non-age-restricted projects, which are very different from age-restricted projects, particularly as it relates to the

school portion of property taxes, as large non-age-restricted developments have a greater negative fiscal impact on a municipality than age-restricted projects do; and

**WHEREAS**, the provisions of S-2577 and A-3772 should also not apply to approvals that are part of Court Orders and/or Court approved settlement agreements, as any such Developers seeking to convert such approvals should be required to return to the Court to seek modification of the Court Order and/or settlement agreement as a prerequisite to seeking a conversion of their age-restricted approvals, as without such a requirement, it is likely that this bill would have a chilling effect on municipalities settling Mount Laurel matters; and

**WHEREAS**, the provisions of A-3772 should not apply to approvals granted by zoning boards of adjustments, as these boards may have considered the age-restricted use as part of the special reasons that justified the granting of a use variance; and

**WHEREAS**, on March 9, 2009, amendments were added to S-2577 and A-3772 that would have a positive effect on affordable housing by removing the requirement that all affordable units be affirmatively marketed if the unit is part of a foreclosure prevention program that will create affordable housing units and permit the current homeowner to remain in their home if a deed restriction is given, thereby permitting municipalities to pursue a foreclosure prevention affordable housing program similar to the program created by Toms River last year that the Township is considering to help its existing residents that are facing foreclosures ; and

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Jackson, County of Ocean, State of New Jersey that the Council with full concurrence of the Mayor does hereby take the following actions:

1. Use best efforts to seek that the Governor does not sign S-2577 and A-3772.
2. Use best efforts to seek that if the Governor is inclined to sign the bill that he does not do so until the bill is amended as set forth above.
3. Continue to the support of efforts designed to reform the FHA, eliminate COAH, and seek a Constitutional amendment that would remove the Mount Laurel requirements; and
4. Call on the New Jersey Legislature to immediately suspend the FHA as it relates to the COAH's Third Round, thereby providing relief to all of New Jersey's municipalities from the draconian affordable housing requirements that COAH has misguidedly adopted and instead create a period of at least one year for all of the stake holders, especially the Municipalities, to work with the Legislature to find appropriate reforms to the FHA that will result in a process of providing affordable housing that is fair and equitable to all and not at the detriment of municipalities such as Jackson, and
5. Ask that a Constitution Amendment be place on the ballot for Next November's election so that New Jersey voters will have the opportunity to be heard on this issue and to remove the notion that in New Jersey there is a Constitutional right to low and moderate income housing, and
6. Jackson still supports the idea that housing should be affordable, but that all that the FHA and COAH have provided is a system that will make Jackson less affordable to those residents that already live here as property taxes will increase to subsidize these failed policies from Trenton; and
7. A certified copy of this resolution shall be provided by the Clerk's Office to each of the following:
  - a. Phil DelTurco, Township Administrator/Municipal Liaison
  - b. George Gilmore, Township Attorney
  - c. John Maczuga, Affordable Housing Planner
  - d. John F. Russo Jr., Esq., Affordable Housing Counsel
  - e. Planning Board
  - f. Rehabco, Affordable Housing Admin
  - g. William G. Dressel Jr., Executive Director NJSLOM

- h. Governor Jon S. Corzine
- i. 30<sup>th</sup> District Legislative Delegations
- j. Philip Caton, Court Master

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

DATED: 03-24-09

---

---

**RESOLUTION 149R-09**

**TITLE: RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF GENERAL OBLIGATION REFUNDING BONDS AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH GENERAL OBLIGATION REFUNDING BONDS TO ROOSEVELT & CROSS, INCORPORATED**

**MOTION TO APPROVE BY: RIVERE**

**MOTION SECONDED BY: MARTIN**

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

**BE IT RESOLVED 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. (a) General Obligation Refunding Bonds, Series 2009, in an amount not exceeding \$8,750,000, which shall be issued in one series of bonds, of the Township of Jackson, in the County of Ocean, New Jersey (the "Township"), are hereby authorized to be issued and sold as "Refunding Bonds" (or sometimes referred to herein as the "Bonds").

(b) In order to effectuate the Refunding Plan (defined herein), the Mayor or Chief Financial Officer shall determine the actual principal amount of the Refunding Bonds to be issued; provided that such determination shall be consistent with the refunding provisions of the Internal Revenue Code as described in the refunding bond ordinance finally adopted by the Township Council on March 10, 2009, entitled, "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" and be within the parameters set forth in Section 2 of this resolution. The signature of the Mayor or Chief Financial Officer on the Purchase Contract (defined herein) authorized in Section 2 hereof shall constitute evidence of the approval of such actual principal amounts.

Section 2. The Refunding Bonds are hereby authorized to be sold to Roosevelt & Cross, Incorporated (the "Underwriter") in accordance with a purchase contract to be entered into by and between the Underwriter and the Township. The Mayor or the Chief Financial Officer, are hereby authorized to execute and, on behalf of the Township, negotiate a purchase contract substantially in the form attached hereto as Exhibit A (the "Purchase Contract") with the Underwriter in the form satisfactory to bond counsel and upon terms satisfactory to the Mayor or the Chief Financial Officer for the sale of the Refunding Bonds to the Underwriter in accordance with the provisions of this resolution, provided that (i) the sale of the Refunding Bonds results in a net present value savings to the Township of at least 3% of the aggregate par amounts of the Refunded Bonds (hereinafter defined), (ii) the underwriter's discount shall not exceed \$5.00 per bond, and (iii) the terms of the sale of the Refunding Bonds are otherwise in accordance with the terms provided in the approval of the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the "Local Finance Board") granted on March 11, 2009. The signature of the Mayor or the Chief Financial Officer on the Purchase Contract shall be conclusively presumed to evidence any necessary approvals.

Section 3. (a) The Refunding Bonds shall be issued in the par amounts determined by the Mayor or the Chief Financial Officer to be necessary to (collectively, the "Refunding Plan") pay costs of issuance and to provide a deposit to an escrow fund that, when invested, will be sufficient to:

(i) currently refund the outstanding principal amount of the originally issued \$12,000,000 General Improvement Bonds, Series 1996, issued by the Township of Jackson, dated November 15, 1996, and maturing on November 15, 2009 through and including November 15, 2011 in the total principal amount of \$3,175,000 (the "1996 Series Refunded Bonds"), on June 4, 2009, or as may be determined by the Mayor or Chief Financial Officer (the "1996 Series Redemption Date") at the option of the Township at a redemption price of 100% of the principal amount of the 1996 Series Refunded Bonds to be redeemed plus any unpaid accrued interest to the 1996 Series Redemption Date;

(ii) advance refund a portion of the outstanding principal amount of the originally issued \$10,680,000 General Obligation Bonds, Series 2001, issued by the Township of Jackson, dated December 1, 2001, and maturing on December 1, 2011 through and including December 1, 2016 in the total principal amount of \$4,600,000 (the "2001 Series Refunded Bonds"), on December 1, 2010, or as may be determined by the Mayor or Chief Financial Officer (the "2001 Series Redemption Date") at the option of the Township at a redemption price of 100% of the principal amount of the 2001 Series Refunded Bonds to be redeemed plus any unpaid accrued interest to the 2001 Series Redemption Date;

(b) The Refunding Bonds shall bear interest at rates agreed to by the Mayor or Chief Financial Officer as provided in the Purchase Contract, such rates to be set to assure that the Township achieves at least a 3% net present value debt service savings measured against the Refunded Bonds.

(c) The Refunding Bonds may be subject to redemption prior to their stated maturities as determined by the Mayor or Chief Financial Officer as part of the sale and as shall be set forth in the Purchase Contract.

(d) The Bonds shall be dated their date of delivery or such other later date consistent with the date of sale and shall bear interest at the rates per annum as the Mayor or Chief Financial Officer shall determine.

(e) The Refunding Bonds shall be numbered and have such prefix or prefixes as determined necessary by the Mayor or Chief Financial Officer and be sold and issued with such

serial maturities or with such term bond maturities payable from mandatory sinking fund payments made by the Township as determined in the Purchase Contract.

(f) The Refunding Bonds shall mature on December 1 within a year of the date of sale and thereafter in the principal amounts as may be determined by the Mayor or Chief Financial Officer and shall bear interest payable semiannually on December 1 and June in each year until maturity commencing June 1, 2009 (or such other dates as shall be determined by the Mayor or Chief Financial Officer and set forth in the Purchase Contract), at the rates per annum as may be determined by the Mayor or Chief Financial Officer and as set forth in the Purchase Contract.

(g) The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the principal amount maturing in each year, unless otherwise directed by the Chief Financial Officer, with the advice of the Financial Advisor and/or Bond Counsel. Both principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$1,000 or any integral multiple thereof through book-entries made on the books and the records of The Depository Trust Company and its participants except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$1,000

or any integral multiple thereof. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as may be determined by the Mayor or Chief Financial Officer (the "Record Dates" for the Bonds). The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Township Clerk.

(i) The following matters are hereby determined with respect to the Refunding Bonds:

- Designation: General Obligation Refunding Bonds
  
- Qualification: The Refunding Bonds are designated "qualified tax-exempt obligations" for the purposes of Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986.
  
- Date of Bonds: Date of Delivery.
  
- Principal Payment Date: On dates to be determined by the Mayor or the Chief Financial Officer.
  
- Interest Payment Dates: On each December 1 and June 1, commencing June 1, 2009. (or such other dates as are determined by the Mayor or Chief Financial Officer).
  
- Redemption: As may be determined by the Mayor or Chief Financial Officer.
  
- Place of Payment: Cede & Company, New York, New York, and the Township will pay Cede & Company directly.

Section 4. The Refunding Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Refunding Bonds:

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

**DATED: 03-24-09**

**RESOLUTION 151R-09**

**TITLE: CONFIRM COUNCIL APPOINTMENTS TO "GOING GREEN COMMITTEE"**

**COUNCILMAN MARTIN:** He asked if they need to hold this Resolution because they just had first reading on the Ordinance to create the Committee? Acting Mayor Eden explained what they had first reading on was a revision to add more members from the high schools to the Committee, so it would be fine to move forward on this.

**COUNCIL VICE PRESIDENT RIVERE:** She stated that they need to add a second Council representative to this Committee.

**COUNCILMAN MARTIN:** He put forth Council Vice President Rivere to be the second Council Representative for this Committee.

**MOTION TO NOMINATE COUNCIL VICE PRESIDENT RIVERE TO THE GOING GREEN COMMITTEE:**

**MOTION TO APPROVE: MARTIN**

**MOTION SECONDED BY: TILIS**

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

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

**WHEREAS**, the Township of Jackson recently created an Going Green Committee pursuant to Ordinance No. 04-09; and

**WHEREAS**, the Township Council is authorized to make appointments to this board pursuant to Chapter 3-156 of the Administrative Code of the Township of Jackson; and

**WHEREAS**, the Township Council is desirous to appoint members to this committee.

**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 Township Council hereby appointments the following individuals to the Going Green Committee commencing immediately and ending June 30, 2009:

- Peggi Sturmfels
- Eugene Quintieri
- John Gaskill
- Carol Lawrence
- Gary Moliver
- Dennis Kalichstein
- Jay Himmelstein
- Council President Kafton – Representative of Township Council
- Council Vice President Rivere – Representative of Township Council

2. Appointees shall perform such duties and responsibilities as set forth in Chapter 3, Section 176 of the Administrative Code of the Township of Jackson.

3. Appointees shall serve without compensation.

4. Copies of this Resolution to appointees and any other interested parties.

**DATED: 03-24-09**

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

**RESOLUTION 157R-09**

**TITLE: AUTHORIZE CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN JACKSON TOWNSHIP AND ELECTRO MAINTENANCE, INC. FOR THE PROJECT KNOWN AS JUSTICE COMPLEX EMERGENCY POWER UPGRADES WHEREBY INCREASING THE CONTRACT BY \$1,575.00 (\$4,575.00 LESS \$3,000.00 CONTRACT ALLOWANCE) TO AN ADJUSTED CONTRACT PRICE IN THE AMOUNT OF \$138,766.27**

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

**WHEREAS**, Jackson Township previously awarded a contract to Electro Maintenance, Inc. for Emergency Power Upgrades at the Municipal Justice Complex in the amount of \$125,685.00; and

**WHEREAS**, Municipal Engineer, Daniel Burke, and Special Projects Engineer, T & M Associates have reviewed said project and recommend the approval of Change Order No. 2 resulting in the installation of a program controller whereby increasing the contract by \$1,575.00 (\$4,575.00 less contract allowance of \$3,000.00 resulting in a total cost increase in the amount of \$1,575.00); and

**WHEREAS**, Municipal Engineer, Daniel Burke is seeking authorization to execute Change Order No. 2, not to exceed \$4,575.00 with a \$3,000.00 contract allowance resulting in a total net increase in the amount of \$1,575.00; and

WHEREAS, it is now the desire of this Township Council approve Change Order No. 2 dated for the installation of a program controller increasing the contract by \$1,575.00.

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

1. That the Township Council hereby formally authorizes and approves Change Order No. 2 to the contract between Jackson Township and Electro Maintenance, Inc. increasing the contract price by \$1,575.00 to an adjusted contract price of \$138,766.27
2. That upon the adoption of the within resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Engineer, Daniel Burke, Township Administrator, Chief Financial Officer, Purchasing Agent, T & M Associates, Electro Maintenance, Inc. and any other interested parties.

DATED: 03-24-09

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

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

**RESOLUTION 133R-09**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

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.

DATED: 03-24-09

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

**RESOLUTION 134R-09**

**TITLE: APPROVE BINGO/RAFFLE LICENSE FOR ROBERT WOOD JOHNSON HAMILTON FOUNDATION (#RA-1261, CORNERSTONE PRESBYTERIAN CHURCH OF JACKSON (#RA-1263 AND #RA-1264) AND FOUNDATION FIGHTING BLINDNESS (#RA-1265)**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**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:

Robert Wood Johnson Hamilton Foundation (#RA-1261)  
 Cornerstone Presbyterian Church of Jackson (#RA-1263 and #RA-1264)  
 Foundation Fighting Blindness (#RA-1265)

2. Copies of the Resolution to interested parties.

---

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

**DATED: 03-24-09**

**RESOLUTION 137R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO FOUNTAINHEAD PROPERTIES, INC. T/A FOUNTAINHEAD MOBILE HOME PARK, BLOCK 9001, LOT 20**

**COUNCILWOMAN UPDEGRAVE:** She asked about Resolution 137R-09 and what the issue is which is brought to their attention by one of the residents as far as the renewal of the license?

**COUNCILMAN MARTIN:** He explained that he and Council President Kafton spent a lot of time on this. There doesn't seem to be any kind of paper trail regarding the judge's decision. No one can seem to locate this decision and if they do come up with it they will act on it then.

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at One Rose Drive, a/k/a Block 9001, Lot 20, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park for renewal of its Mobile Home Park License for the premises located at One Rose Lane, a/k/a Block 9001, Lot 20, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.
4. 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.

5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and Fountainhead Properties, Inc. t/a Fountainhead Mobile Home Park.

DATED: 03-24-09

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

**RESOLUTION 138R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO JACKSON ACRES, LLC T/A JACKSON ACRES BLOCK 18603, LOT 17**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Jackson Acres, LLC t/a Jackson Acres has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at 2 Lisa Lane South, a/k/a Block 18603, Lot 17, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of Jackson Acres, LLC t/a Jackson Acres Mobile Home Park for renewal of its Mobile Home Park License for the premises known as 2 Lisa Lane South a/k/a Block 18603, Lot 17, Jackson Township, is hereby approved.

2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.

3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.

4. 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.

5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and Jackson Acres, LLC, t/a Jackson Acres Mobile Home Park.

DATED: 03-24-09

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

**RESOLUTION 139R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO ALLIED ORDNANCE, T/A OAK TREE MOBILE HOME PARK A/K/A BLOCK 2507, LOT 10**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Allied Ordnance t/a Oak Tree Mobile Home Park has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at 565 Diamond road, a/k/a Block 2507, LOT 10, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of Allied Ordnance t/a Oak Tree Mobile Home Park for renewal of its Mobile Home Park License for the premises located at 565 Diamond road a/k/a Block 2507, Lot 10, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.
4. 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.
5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and Allied Ordnance t/a Oak Tree Mobile Home Park.

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

**DATED: 03-24-09**

**RESOLUTION 140R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO LAND O PINES MHP, INC., T/A LAND O PINES A/K/A BLOCK 14201, LOT 51 (135 W. COMMODORE BLVD.)**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Land O Pines MHP, Inc. t/a Land O Pines has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at 135 W. Commodore Boulevard, a/k/a Block 4201, Lot 51, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of Land O Pines MHP, Inc. t/a Land O Pines for renewal of its Mobile Home Park License for the premises located at 135 W. Commodore Boulevard a/k/a Block 4201, Lot 51, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.
4. 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.
5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and Land O Pines MHP, Inc. t/a Land O Pines.

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

**DATED: 03-24-09**

**RESOLUTION 141R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO UNITED MOBILE HOMES, T/A SOUTHWIND VILLAGE A/K/A BLOCK 15501, LOT 22**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, United Mobile Homes t/a Southwind Village has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at 435 E. Veterans Highway, a/k/a Block 15501, Lot 22, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of United Mobile Homes t/a Southwind Village for renewal of its Mobile Home Park License for the premises located at 435 E. Veterans Highway a/k/a Block 15501, Lot 22, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.
3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.
4. 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.
5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and United Mobile Homes t/a Southwind Village.

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

**DATED: 03-24-09**

**RESOLUTION 142R-09**

**TITLE: AUTHORIZE RENEWAL OF MOBILE HOME PARK LICENSE FOR THE YEAR 2009 TO MGM JACKSON, LLC T/A MAPLE GLEN MOBILE HOME PARK, BLOCK 18602, LOT 1 (BOWMAN & MILLER ROAD)**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, MGM Jackson, LLC t/a Maple Glen Mobile Home Park has requested a renewal of its Mobile Home Park License for Calendar Year 2009 for property located at Bowman and Miller Road, a/k/a Block 18602, Lot 1, Jackson Township; and

**WHEREAS**, per Chapter 99 of the Jackson Code, said applicant has submitted an application in proper form, paid the required fees and has received approval from various municipal departments and agencies.

**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 application of MGM Jackson, LLC t/a Maple Glen Mobile Home Park for renewal of its Mobile Home Park License for the premises known as Bowman & Miller Road Block 18602, Lot 1, Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid renewal to the applicant.

- 3. Said license is issued for a period commencing February 1, 2009 and ending January 31, 2010.
- 4. 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.
- 6. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and MGM Jackson, LLC, t/a Maple Glen Mobile Home Park.

DATED: 03-24-09

---

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

---

**RESOLUTION 143R-09**

**TITLE: AUTHORIZE RENEWAL OF MASSEUR’S PERMIT TO CLEMENTE G. TESORO, JR.**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Clemente G. Tesoro, Jr. has submitted an application for the renewal of a masseur’s permit; and

**WHEREAS**, Clemente G. Tesoro, Jr. has paid the requisite renewal fee, has complied with all necessary requirements for renewal pursuant of Chapter 75A 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 masseur’s permit issued to Clemente G. Tesoro, Jr. shall be renewed for CY 2008 and CY 2009.
- 2. The CY 2009 license is issued for a period commencing immediately and terminating March 31, 2010.
- 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
  - c. 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 Clemente G. Tesoro, Jr. located at 670 Cypress Avenue, Lakewood, New Jersey 08701.

DATED: 03-24-09

---

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

---

**RESOLUTION 144R-09**

**TITLE: AUTHORIZE RENEWAL OF MASSEUR’S PERMIT TO JILL FEEHAN OF HEALING SPIRITS MASSAGE CENTER**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Jill Feehan has submitted an application for the renewal of a masseur’s permit; and

**WHEREAS**, Jill Feehan has paid the requisite renewal fee, has complied with all necessary requirements for renewal pursuant of Chapter 75A 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 masseur’s permit issued to Jill Feehan shall be renewed for CY 2008.
2. Said license is issued for a period commencing immediately and terminating March 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 Jill Feehan, Healing Spirits Massage Center, 957 Bennetts Mills Road, Jackson, New Jersey 08527.

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

**DATED: 03-24-09**

**RESOLUTION 145R-09**

**TITLE: AUTHORIZE RENEWAL OF MASSEUR’S PERMIT TO LISA A. ILLIANO OF HEALING SPIRITS MASSAGE CENTER**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Lisa A. Illiano has submitted an application for the renewal of a masseur’s permit; and

**WHEREAS**, Lisa A. Illiano has paid the requisite renewal fee, has complied with all necessary requirements for renewal pursuant of Chapter 75A 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 masseur’s permit issued to Lisa A. Illiano shall be renewed for CY 2008.
2. Said license is issued for a period commencing immediately and terminating March 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 Lisa A. Illiano, Healing Spirits Massage Center, 957 Bennetts Mills Road, Jackson, New Jersey 08527.

**DATED: 03-24-09**

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

**RESOLUTION 146R-09**

**TITLE: AUTHORIZE RENEWAL OF MASSEUR’S PERMIT TO WOODY HAIKEN OF HEALING SPIRITS MASSAGE CENTER**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Woody Haiken has submitted an application for the renewal of a masseur’s permit; and

**WHEREAS**, Woody Haiken has paid the requisite renewal fee, has complied with all necessary requirements for renewal pursuant of Chapter 75A 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 masseur’s permit issued to Woody Haiken shall be renewed for CY 2008.
2. Said license is issued for a period commencing immediately and terminating March 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 Woody Haiken, Healing Spirits Massage Center, 957 Bennetts Mills Road, Jackson, New Jersey 08527.

**DATED: 03-24-09**

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

**RESOLUTION 147R-09**

**TITLE: AUTHORIZE RENEWAL OF CAMPGROUND LICENSE TO MAPLE LAKE CAMPGROUND LOCATED AT 980 E. VETERANS HIGHWAY (BLOCK20801, LOTS 1 & 28**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Maple Lake Campground has applied for renewal of Campground License for 980 E. Veterans Highway, a/k/a Block 20801, Lots 1 & 28, Jackson Township;

**WHEREAS**, Maple Lake Campground has submitted an application in proper form and has paid the required fees; and

**WHEREAS**, taxes are paid on the premises in question and the appropriate municipal agencies or officers have inspected the premises and have no objection to the renewal of this license.

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

1. The application of Maple Lake Campground for a renewal of a Campground License for the premises known as 980 E. Veterans Highway, a/k/a Block 20801, Lots 1 & 28 Jackson Township, is hereby approved.
2. The Township Clerk is hereby authorized to issue the aforesaid license to the applicant.
3. Said license is issued pursuant to Chapter 73 of the Code of the Township of Jackson for a period commencing July 1, 2009 and ending June 30, 2010.
4. 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.
5. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator and Maple Lake Campground.

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

**DATED: 03-24-09**

**RESOLUTION 148R-09**

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

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, K. Hovnanian 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	523	35 Gables Way	\$1,500
701	507	65 Gables Way	\$1,500
701	506	67 Gables Way	\$1,500
701	98	86 Nottingham Way	\$1,500
701	108	66 Nottingham Way	\$1,500
701	128	28 Portchester Drive	\$1,000
701	116	52 Portchester Drive	\$1,500
701	111	62 Portchester Drive	\$1,500
4604	34	30 Marlow Drive	\$1,000
4604	36	34 Marlow Drive	\$1,000
4603	20	134 Marlow Drive	\$1,500

**WHEREAS**, Michael G. Miller, Township Engineer, T&M Associates, has reviewed and approved the release of said cash bond in letter reports dated November 13, 2006, 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 Friendship, Inc.

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

DATED: 03-24-09

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

**RESOLUTION 150R-09**

**TITLE: APPROVE CHIEF FINANCIAL OFFICERS REPORT FOR FEBRUARY 2009**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

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

DATED: 03-24-09

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

**RESOLUTION 152R-09**

**TITLE: AUTHORIZE TOWNSHIP ENGINEER TO PREPARE BID SPECIFICATIONS AND ADVERTISE FOR THE RECEIPT OF SEALED BIDS FOR SITE IMPROVEMENTS TO THE NEW DPW STORAGE FACILITY (GRADING AND DRAINAGE)**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, Daniel Burke, P.E., Township Engineer, has requested approval to prepare bid specifications and advertise for receipt of bids for the project known as “Site Improvements to the new DPW Storage Facility (grading and drainage)”; and

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

1. Daniel Burke, P.E., Township Engineer, is hereby authorized to prepare bid specifications and advertise for receipts of bids (date undetermined) for the project known as “SITE IMPROVEMENTS TO THE NEW DPW STORAGE FACILITY (GRADING AND DRAINAGE)”.
2. The Township Clerk shall advertise the Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
3. Each bid shall be submitted as a written proposal in the manner designated in the specifications and shall be signed by bidder. The bid shall be enclosed in a sealed envelope bearing the name and the address of the bidder on the outside and addressed to Township Clerk, Township of Jackson, 95 West Veterans Highway, Jackson, New Jersey 08527. Said envelope shall be clearly labeled that it contains a bid for the purpose of

“SITE IMPROVEMENTS TO THE NEW DPW STORAGE FACILITY (GRADING AND DRAINAGE)”.

4. Plans, specifications, proposal sheets and form of bids may be inspected or obtained during normal business hours at the Office of the Municipal Clerk, Ann Marie Eden, 95 West Veterans Highway, Jackson, New Jersey 08527 until 48 hours prior to the time set for the opening of bids.

5. It is the sole responsibility of each bidder to see that bids are submitted in date and time specified, and **IN NO EVENT SHALL ANY BID BE CONSIDERED OR ACCEPTED AFTER THE DATE AND TIME SPECIFIED FOR THE RECEIPT OF BIDS.** In the event that a bidder does not personally deliver the sealed bid on the date and time specified for receipt of bids, such bidder shall assume all risks of loss or misplacement of the sealed bid by the Municipal Officers or any other risk relative to the failure of the bidder to personally deliver the bid.

6. The bid quote shall be net to the Township of Jackson and shall be exclusive of State or Federal taxes. Each and every deviation from the specifications shall be clearly listed by the bidder. Failure to comply with this requirement shall be grounds for rejection of the bid.

7. Each bid must be accompanied by a bid bond, certified check or cashiers check payable to the Township of Jackson for not less than ten percent (10%) of the amount of the bid, but not in excess of \$20,000.00 and shall be delivered at the place and time specified above. This requirement will not be waived.

8. A contract will be awarded to the lowest qualified responsible bidder. The Township Committee reserves the right to reject any and all bids. The Township Committee reserves the right to waive insubstantial irregularities in any bid.

9. A Non-Collusion Affidavit in the usual form will be supplied with the specifications and shall be executed by the person or corporate office submitting the bid. Said Affidavit must be properly notarized. A Non-Collusive Affidavit must accompany each bid. These requirements will not be waived.

10. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.) and N.J.A.C.17:27. Successful bidders shall execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.

11. Corporate and partnership bidders shall comply with P.L. 1977, Chapter 33, by submitting a list of the names and addresses of all stockholders or owners holding ten percent (10%) or more of the stock or owning a ten percent (10%) or greater interest therein. Failure to submit such a list either prior to the time for the receipt of the bids or with the sealed bid will be grounds for the rejection of the bid.

12. Performance date shall commence as stipulated in agreement or as stated in specifications.

13. The second lowest bid shall be retained for a period of thirty (30) days after the award of bid.

14. Bidders are required to comply with P.L. 2004, Chapter 57 effective September 1, 2004 “New Jersey Business Registration Requirements”.

15. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator, Chief Financial Officer, Township Engineer, Purchasing Department and any other interested parties.

**DATED: 03-24-09**

---

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

---

**RESOLUTION 153R-09****TITLE: AUTHORIZE TOWNSHIP ENGINEER TO PREPARE BID SPECIFICATIONS AND ADVERTISE FOR THE RECEIPT OF SEALED BIDS FOR SPRING PAVING PROJECTS****MOTION TO APPROVE BY: MARTIN****MOTION SECONDED BY: RIVERE****YES: MARTIN, TILIS, UPDEGRAVE, RIVERE, & KAFTON**

**WHEREAS**, Daniel Burke, P.E., Township Engineer, has requested approval to prepare bid specifications and advertise for receipt of bids for the project known as "Spring Paving Project" (including Miller Avenue which received partially funding through the CDBG program); and

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

1. Daniel Burke, P.E., Township Engineer, is hereby authorized to prepare bid specifications and advertise for receipts of bids (date undetermined) for the project known as "SPRING PAVING PROJECT".
2. The Township Clerk shall advertise the Notice to Bidders for the purpose of the receipt of sealed bids for the above-named purpose or project.
3. Each bid shall be submitted as a written proposal in the manner designated in the specifications and shall be signed by bidder. The bid shall be enclosed in a sealed envelope bearing the name and the address of the bidder on the outside and addressed to Township Clerk, Township of Jackson, 95 West Veterans Highway, Jackson, New Jersey 08527. Said envelope shall be clearly labeled that it contains a bid for the purpose of "SPRING PAVING PROJECT".
4. Plans, specifications, proposal sheets and form of bids may be inspected or obtained during normal business hours at the Office of the Municipal Clerk, Ann Marie Eden, 95 West Veterans Highway, Jackson, New Jersey 08527 until 48 hours prior to the time set for the opening of bids.
5. It is the sole responsibility of each bidder to see that bids are submitted in date and time specified, and **IN NO EVENT SHALL ANY BID BE CONSIDERED OR ACCEPTED AFTER THE DATE AND TIME SPECIFIED FOR THE RECEIPT OF BIDS**. In the event that a bidder does not personally deliver the sealed bid on the date and time specified for receipt of bids, such bidder shall assume all risks of loss or misplacement of the sealed bid by the Municipal Officers or any other risk relative to the failure of the bidder to personally deliver the bid.
6. The bid quote shall be net to the Township of Jackson and shall be exclusive of State or Federal taxes. Each and every deviation from the specifications shall be clearly listed by the bidder. Failure to comply with this requirement shall be grounds for rejection of the bid.
7. Each bid must be accompanied by a bid bond, certified check or cashiers check payable to the Township of Jackson for not less than ten percent (10%) of the amount of the bid, but not in excess of \$20,000.00 and shall be delivered at the place and time specified above. This requirement will not be waived.
8. A contract will be awarded to the lowest qualified responsible bidder. The Township Committee reserves the right to reject any and all bids. The Township Committee reserves the right to waive insubstantial irregularities in any bid.
9. A Non-Collusion Affidavit in the usual form will be supplied with the specifications and shall be executed by the person or corporate office submitting the bid.

Said Affidavit must be properly notarized. A Non-Collusive Affidavit must accompany each bid. These requirements will not be waived.

10. Bidders are required to comply with the requirements of P.L. 1975, Chapter 127 (N.J.S.A. 10:5-31 et seq.) and N.J.A.C.17:27. Successful bidders shall execute a contract containing Affirmative Action Requirements established by regulations pursuant to P.L. 1975, Chapter 127.

11. Corporate and partnership bidders shall comply with P.L. 1977, Chapter 33, by submitting a list of the names and addresses of all stockholders or owners holding ten percent (10%) or more of the stock or owning a ten percent (10%) or greater interest therein. Failure to submit such a list either prior to the time for the receipt of the bids or with the sealed bid will be grounds for the rejection of the bid.

12. Performance date shall commence as stipulated in agreement or as stated in specifications.

13. The second lowest bid shall be retained for a period of thirty (30) days after the award of bid.

14. Bidders are required to comply with P.L. 2004, Chapter 57 effective September 1, 2004 "New Jersey Business Registration Requirements".

15. That upon the adoption of this resolution, the Township Clerk is authorized and directed to forward a certified copy of it to the Township Administrator, Chief Financial Officer, Township Engineer, Purchasing Department and any other interested parties.

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

**DATED: 03-24-09**

---

---

**RESOLUTION 155R-09**

**TITLE: A RESOLUTION OF THE TOWNSHIP COUNCIL IN SUPPORT OF NEW JERSEY LEGISLATIVE BILLS S-2503 AND A-2872**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, the Township Council of the Township of Jackson, County of Ocean, State of New Jersey finds and declares that trees are an important part of New Jersey's environment, and

**WHEREAS**, the Township Council recognizes the importance of safe and proper tree care practices for consumer protection, worker safety and the public welfare, and

**WHEREAS**, it is appropriate for tree care to be conducted by qualified, licensed and insured tree care experts to prevent injuries and damage to life and property, and

**WHEREAS**, Senate Bill No. 2503 and Assembly Bill No. 2872 are acts concerning the licensure of tree experts and tree care operators and the registration of certain employers supplementing Title 45 of the Revised Statutes, and repealing P.L. 1940, c.100 and provides, the titles of "Licensed Tree Expert" and "Licensed Tree Care Operator"; (2) re-establishing a "Board of Tree Experts" in the DEP with increased membership from 3 to 9 members; (3) establishing minimum qualifications to take the examinations and identifying specific tree services that each title can perform; (4) requiring that tree care employers are registered and carry minimum levels of liability and workers compensation insurance; (5) requiring minimum continuing education units be earned prior to re-issuance of the license; (6) establishing penalties for violating certain portions of the act;

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey supports the passage of the New Jersey Legislative Bills S-2503 and A-2872.

Upon the adoption of this Resolution, the Clerk is authorized and directed to forward a certified copy to Township Administrator, Chief Financial Officer, Senator Singer, Assemblyman Joseph R. Malone, Assemblyman Ronald S. Dancer, Township Shade Tree Commission Chairman, Steve Chisholm, Township Forester, Gary Lovallo and any other interested parties.

DATED: 03-24-09

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

**RESOLUTION 156R-09**

**TITLE: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JACKSON IN SUPPORT OF THE BARNEGAT BAY BUDDY PROGRAM**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, the Township of Jackson wishes support the Barnegat Bay Buddy program which a collaborative project by Clean Ocean Action (COA) and Save Barnegat Bay and is part of the bay-wide initiative by Save Barnegat Bay called the nitrogen pollution Action Project; and

**WHEREAS** the Township of Jackson encourages residents to participate in the program and identify small steps to reduce non-point source pollution and implement most environmentally efficient management practices on their properties and in their daily lives; and

**WHEREAS**, in being a supporter of this program, the Township of Jackson will receive special notices and important updates about Barnegat including the latest and best ways to improve the marine environment.

**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 Township of Jackson supports the Barnegat Bay Buddy program and encourages residents to participate in the program and identify small steps to reduce non-point source pollution and implement most environmentally efficient management practices on their properties and in their daily lives.
2. The Township Clerk is authorized to send certified copies of this resolution to Clean Ocean Action, Save Barnegat Bay, Township Administrator and any other interested parties.

DATED: 03-24-09

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

**RESOLUTION 158R-09**

**TITLE: AUTHORIZE RENEWAL OF KENNEL LICENSE TO JACQUELYN FLYNN T/A CANINE CAMP PET RESORT, LLC BLOCK 19501, LOT 21 (26 WHITESVILLE ROAD)**

**MOTION TO APPROVE BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

**WHEREAS**, the applicant, Jacquelyn Flynn, 26 Whitesville Road, Jackson, New Jersey, have submitted an application for renewal of the license to operate a kennel at the premises as set forth below pursuant to Article III of Chapter 51 of the Jackson Township Code; and

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

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

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

1. That the Township Clerk is hereby authorized to deliver the applicant, Jacquelyn Flynn, 26 Whitesville Road, Jackson, New Jersey, a renewal of the kennel license for CY 2008 and CY 2009 commencing on February 1, 2009 and terminating January 31, 2010.
2. This license is issued subject to applicant's continued compliance with conditions and requirements as follows:
  - A. Payment of all outstanding fees and taxes.
  - B. The applicant shall conform with all laws and regulations required by Chapter 51-25.
  - C. The applicant obtaining all other local, County and State permits.
3. That upon adoption of this resolution, the Clerk is authorized and directed to forward a certified copy of it to Jacquelyn Flynn t/a Canine Camp Pet Resort, LLC.

**DATED: 03-24-09**

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

**DISCUSSION AGENDA:**

**ADMINISTRATOR DEL TURCO:** He explained that recently Code Enforcement Officer John Grillo forwarded them a letter requesting a change in the Code – Chapter 46, Section 16. In campground facilities they are experiencing year round occupancy and Mr. Grillo is asking to eliminate residency there. In the current code there is a section that states from November 1<sup>st</sup> to March 31<sup>st</sup> occupancy at any campground should not be allowed for more than 15 consecutive days during within one calendar month. Mr. Grillo would like this to read from November 1<sup>st</sup> to March 31<sup>st</sup> occupancy at any campground should not be allowed. Council President Kafton asked how a municipality could tell a campground site they can't do business in those months? Attorney Foran advised that this might be hard to get upheld because you would be totally shutting down someone's business. He explained that it is already in the code to limit the business and this really is just a matter of enforcement. Administrator Del Turco added that Mr. Grillo suggested that special permits could be obtained under certain circumstances. Councilman Martin agreed with Council President Kafton and does understand the concerns, but feels they should just enforce the laws on the books and not make up new laws. Councilman Tilis stated the issue is that we have too many residents at these campgrounds year round sending their children to our schools and not paying taxes. Mr. Del Turco added that there are also issues with the shower facilities and this could become a health issue. Council President Kafton suggested that they should get the Board of Health involved and maybe the State. He feels that by closing down a business it will leave them open for a lawsuit.

**ADMINISTRATOR DEL TURCO:** He explained that there has been a new law out regarding clothing bins. The Township does not have any Ordinances or restrictions associated with clothing bins. They would like them to apply for a nominal fee so that the Township could determine where they would be. Attorney Foran explained that this is the State trying to keep control over where the bins are located and making sure they are maintained properly and identify what they are being used for. The Township has to enact the Ordinance and the town will get \$25.00 for the permit. Council President Kafton stated that everyone on the Council seems to be in favor of this.

**TOWNSHIP ENGINEER DANIEL BURKE:** He began by saying that Verizon is ready to begin installation of Verizon FIOS in Jackson. As they prepare to do this they have discussed this process with him and the Administrator. There will be a Road Opening Ordinance, which is usually designed for a single opening event. He then asked the Council's permission for him and Administrator Del Turco to come up with a methodology to make the process run more smoothly without making it overly burdensome to Verizon and our staff who gives out the permits. He is suggesting an overall performance bond and maybe a neighborhood-by-neighborhood permit. They are looking for their authority to go forward and negotiate outside of what the code requires. He explained they would look for guidance from the Township Attorney as to what sort of protections and bond amount to assure this is done correctly. Council President Kafton asked how many road closings would there be? Mr. Burke explained that if you are in a neighborhood with telephone poles they are going to put their facilities on those poles. If you have underground utilities they will go in there and directional drill. When they come to an intersection they will have to drill underneath the intersection. There will be minor closures for an hour or two. They will have to coordinate their activities with the police. Council Vice President Rivere asked when they would be seeing the first FIOS? She later asked how long it would take to complete the work? Mr. Burke explained they are about two to three months away from sending the crews out. They will be putting multiple crews in the town. Administrator Del Turco added that he believes it will take two to three years to complete the entire town. Mr. Burke in closing stated that they would move ahead with this and report back to the Council when they know more.

**TOWNSHIP COUNCIL PRESIDENT KAFTON:** He spoke about the Skate Park and how many people gathered there this week to support the re-opening of it. They will be working on fundraisers and making an announcement on that soon. He thanked Scotty Kramer who is a National BMX Champion and he and his family will be a great asset to help them raise money. His family donated a BMX bike worth about \$500 dollars. At the park there was another gentleman with Mr. Kramer who builds skate parks for a living and helped to design the skate park in Lakewood owned by the Kramer family called the Incline Club. He looked at our current Skate Park and said the equipment there is sound and sturdy and children should be able to play on it. Mr. Kafton is going to ask the Mayor's office if they can open the Skate Park the way it is now. Many of the people who were there volunteered to paint and clean up so the park can be opened up with the equipment that is currently there. It is a skeletal amount of equipment compared to what once was in there, but there is enough for the kids to enjoy for the moment. He is asking the park be opened while they go for the CBGB Grant as well as the fundraisers and hopefully they will be able to expand upon it. Administrator Del Turco stated he will consult with the Mayor and Recreation Director and then they can coordinate the clean up.

**ADMINISTRATOR DEL TURCO:** He began by saying he was just informed that concerning the Clean Communities Grant they received another great entitlement thanks to Connie Sidor and Pat Wood for their great program. They will be receiving \$55,969.00. He went on to say that he received a memo from CMX indicating that Jackson Township has a Law Enforcement Justice Grant and we should be entitled to \$20,000 and he will get more information about it.

**TOWNSHIP ENGINEER DANIEL BURKE:** He spoke about a resident he has been working with who has a construction conflict with a conservation easement and a wetlands buffer they have been trying to resolve. They have come to an agreement with the DEP and they are obligated to come to us because they have made a minor encroachment into the easement shown on the map. They are bringing this to the Council and the Planning Board because they are not sure who has the authority over this. He explained that they now have 71,178 sq feet in the conservation easement changing the lines to 71,937 sq feet.(800 sq. feet) He asked for the Council to grant them the authority to make the adjustments to the filed map. Council President Kafton asked what the conservation easement was created for? Mr. Burke explained that he wasn't sure it doesn't say but it is in a wetlands area. Mr. Kafton stated as long as it doesn't impact existing wetlands he doesn't have a problem with it. He then questioned if they want to utilize some of the land and how close to the adjoining properties is it? Mr. Burke replied

that it is a corner lot and the property they want to utilize is close to their property. He has maps if they want to look at it.

**MOTION TO ACCEPT CONSERVATION EASEMENT WITH THE CONTINGENCY OF THE PLANNING BOARD'S DECISION**

**MOTION BY: MARTIN**

**MOTION SECONDED BY: RIVERE**

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

---

**MAYOR'S COMMENTS**

**ACTING MAYOR ANN MARIE EDEN:** She stated that Mayor Reina wanted her to reassure the public that Six Flags Great Adventure will not be closing in Jackson. She then spoke about the Joint Land Use Study for the Joint Based McGuire, Dix Lakehurst Ocean and Burlington Counties. A Public Meeting is to be held Monday, March 30th between 6:30 and 9:30 PM. It's an informational meeting and they will be summarizing the year long study and encourage participation. It will be listed on our web page

---

**PUBLIC HEARING, ANY TOPIC**

**KATHLEEN ESMER - AZALEA CIRCLE:** She thanked Phil Del Turco and Mike Campbell for the way they handled themselves at the revaluation meeting. They were perfect gentlemen. She went on to thank Councilman Martin for coming down to the high school when the meeting was moved because he was the only Councilperson to do so. Council Vice President Rivere corrected Ms. Esmer by explaining that she and Councilman Tilis also went to the high school. Ms. Esmer went on to talk about how they are being assessed at \$494,000 an acre and what services are they giving 60 Acres for this money they are paying? Council President Kafton listed the services you get as a municipality (Police, Public Works, Playgrounds). He then explained that 60 Acres falls under the Kelly Bill, which is a reimbursement for snow removal and lighting. Ms. Esmer explained that it has been three years since they received a check from the Township for snow removal. When a contract was sent over to them from the last Mayor there was double taxation. He included the trucks and workers, which they are paying for in their taxes already. She would like to see the money moved from the Township back to 60 Acres and she is going to recommend to the board to hire their own contractors for this. Mr. Kafton explained it is a formula that is utilized throughout all the communities in Town. She then asked if 60 Acres has public or private Streets? Council President Kafton he thought Title 39 was done and they are patrolled by the Police Department. He believes the roads are open for the public to go through there. They can't stop the public from accessing the roads, but they talked about adding speed bumps, but they couldn't because of emergency vehicles and snowplows. Ms. Esmer stated that if they have public roads why don't they get street sweeping and their road paved. In closing she again stated she wanted to if they were under Title 39 and if they had public or private streets? Mr. Kafton said he would check into this and to leave her phone number with the Administrator. Ms. Esmer went on to speak about how she called the Tax Assessor to ask why they have two different land assessments. The bottom units were assessed at \$70,000 and \$90,000 on top. The Tax Assessor replied this is because if you live on top you don't have anyone living on top of you. Another reason they are assessed so high is because they have a pool. There are units in there that are newly sided with brand new windows. She asked why they didn't assess the buildings that have been improved higher? She was told that if they wanted to appeal they would have to look at the listings from January through October 2008. She added that they didn't have to hire someone for a million dollars to come in and assess the Town when they just could have looked at the real estate listings for the comparisons. She didn't feel they did a good job.

**STEPHANIE BROWN – N PROSPECT ROAD:** First she congratulated Janice on the fine job she did tonight. She congratulated Councilman Tilis on the birth of his grandchild. She thanked Council President Kafton on what took place at the Skate Park Monday night because without him this wouldn't have happened. It gave her another reason to be happy to live in Jackson watching people come together for a common

cause. She went on to say that she cleared this with Sgt. Cindy Boyd of Ocean County Prosecutors office before she mentioned it. Jackson had a horrific bias crime incident regarding Facebook. There was a memorial page put on there for two young adults who died in a car accident about a year ago. Someone hacked into the page and changed the heading and pictures on the page to something derogatory toward African Americans. She would like assistance from the Council to work with the Human Relations Council to put an end to bias crime in Jackson. They have the third highest rate in Ocean County.

**JOHN GASKILL-25 N LAKESIDE DR:** He asked if they established a date for the Clean Communities Clean-Up Project? Administrator Del Turco replied that the date is on the website. Mr. Gaskill went on to ask if the transfer of the land from the Township to the Fire District is the location on Brewers Bridge Road? The Administrator confirmed it was. He talked about the renewal of massage licenses and how last year he went to get his wife a massage. It was called the Woman's Health Center because men weren't allowed to go there for massages. He asked if this Ordinance was overturned and if men can get massages now in Jackson? Mr. Del Turco replied that they could. He went on to speak about the issue with the campsites and why we can't keep them open all year round? He suggested they start a pilot program and get COAH credits because of the kids that are going to our schools? Council President Kafton explained that campsites are not recognized as Mobile Home Parks by the State so they can't get COAH credits. He then spoke about the Solar Panel Plan -- 15 years for \$15 million dollars. He stated he knows that the panels wear down after 10 years and after 15 years the investors tend to dump those off on the Townships. He asked if we are going to assume ownership of them after 15 or 20 years? Are we going to be responsible for the maintenance during the first 15 years or if we do take ownership of the panels do we know what the cost will be? Council President Kafton explained that the company they spoke to gives a 15-year contract and said the solar panels last up to 25 years. The company will do the maintenance on the entire life of the contract. They also have a teaching program that would teach students in our schools who are interested in learning about this field. After 15 years we have the ability to extend the contract or buy it out. Mr. Gaskill asked if the company would be taking the renewable energy credits? Mr. Kafton answered that they will be taking the renewable energy credits because it will not cost the Township anything. The municipality will get a reduction in energy costs over the 15 years with a minor increase and that is negotiated through the life of the contract. Mr. Gaskill suggested that when they talk to them again they should be aware that the renewable energy credits are a stock traded commodity. As more and more establishments are getting the panels the market will be flooded and we have to make sure that they don't put a loophole in the contract stating that if the commodity price drops we don't have to make up the difference. Council President Kafton agreed and said they will be bringing someone in that has a background in it so they can bid this out. He then thanked Mr. Gaskill for volunteering for the Going Green Committee.

**RICHARD EGAN-24 OVERLOOK DRIVE:** He addressed Administrator Del Turco and spoke about Mr. Grillo's proposal for the parks and how he needs to add people who set up "housekeeping" to the Ordinance. This is to keep the squatters and transients out of there. The surrounding areas not owned by the park or the park owners can call Mr. Grillo and he can get them out of there. The way this is written now it is too ambiguous and there is not enough teeth in there.

**KIMBERLY LUM-8 MONROE LANE:** She began by saying that she too wanted to talk about the solar panels and that Mr. Gaskill made a very good point about making sure we are not charged because the company might be taking a loss. She asked how many companies they are looking at or do they know who the consultant will be? Council President Kafton stated they don't know, but they have spoken with one company who approached him and got a lot of information from them. They still need to look at other companies and see what they are offering before a decision is made. They need someone with a background in this to look at them and he wants to get the School Board and the municipality in agreement to move forward on this. Administrator Del Turco stated that there are some recent disclosures by the State and it is a biddable item. Ms. Lum said it was great that they are offering this with no cost to us and they will teach the students, but is it possible to look at other plans, where we would have to put up some money at the beginning, but it may be more profitable to get back the energy from the

power company. Mr. Kafton explained that the consultant would be encouraged to look at that and how other municipalities have gone out and bonded. Jackson is a large municipality and it could become very costly. They can get some State and Federal funding, but the taxpayers would still have to lay out some money. With this plan there is no charge and they will reduce our energy cost by 30% and it is maintained with a minimal increase over the years. Ms. Lum asked for an update on Solar Avenue. Council Vice President Rivere stated they have not heard anything. Ms. Lum then asked if they had an update from Mr. Russo about suspending COAH because of the economic times? Council President Kafton stated the State has not suspended COAH and they are working on it. They have a couple of lawsuits challenging what the requirements are for a municipality like Jackson. The Governor's office has temporarily suspended the commercial aspect of it, so businesses won't have to worry about it, which is great for Jackson. Councilwoman Updegrave explained that it hasn't passed yet, but they supported a bill a couple of meetings ago about that. Ms. Lum then gave her opinion about how she didn't think it was a good idea to close the campgrounds in the winter because people do camp all year round. She doesn't understand how people who are staying there all year round and allowed to send their children to the schools when they don't have a permanent residency here. Council President Kafton stated they need to check with the school board to see how this is happening.

**GEORGE FISCHER-84 BOWMAN ROAD:** He stated that a week ago Monday "the man" slammed Jackson again. About a 1 ½ years ago the Planning Board denied the application for Grawtown Estates. It is about 500 homes being built on 300 acres. The Township denied it for all the right reasons. After that time the Planning Board working with Pinelands Commission did numerous things to try and change the Zoning Ordinances in the town that are affected by the Regional Growth zones and the Pinelands Commission. In July the Council agreed with the Planning Board that there was a need for a change to the Zoning. Since that time Toms River Court has decided to overrule the wishes of the people of Jackson. As of Monday the Planning Board was forced to give Preliminary approval to 500 homes in Grawtown Estates. They were also forced to hear about additional building of about 200 homes going across the street. They are appealing the rulings and we can't afford to lose the appeal. This project alone will cost the taxpayers hundreds of millions of dollars and affect the quality of life. He hopes the leadership of the Council and Planning Board discusses what this appeal process is going to mean. He also is requesting that they have an independent council to look at what they have come up with because they can't afford to lose this.

**JOYCE JONES-14 HARVEST COURT:** She was at a parent meeting for lacrosse at Jackson Liberty. They showed them a video on safety. The freshman team plays in the back of the school on the Lakewood/Jackson border. The field is a wreck and someone is going to get hurt. The other fields the girls are playing on have glass coming up. This has been discussed before and they were going to put more soil down. Council President Kafton stated that his son plays there and has complained about the rocks on the field. There are three School Board members here who can maybe give them an answer since it is their fields.

**MARTY SPIELMAN-37 SHOAL ROAD:** He began by saying he will answer questions about the fields, but that isn't the reason he is getting up to talk. He spoke about next Tuesday the Board of Education's budget is put out at a public meeting. He asked the Council if they could meet with them after it is introduced and before it is voted upon so if the budget doesn't pass they will be knowledgeable about it. Council President Kafton stated they received an e-mail regarding this. The issue the Council had is if the budget fails it comes to the Town Council and they don't want it to have the appearance that some inside deal is being made with the School Board. Mr. Spielman explained that they aren't trying to influence them they are trying to educate them on what is there. He asked the Council Members to be polled to see who would be willing to meet with the School Board. They would like them to be more knowledgeable about the budget if it comes to them then they have been in the past. Mr. Kafton stated he already polled the Council and the feeling is they are optimistic that the School Board put together a strong budget that will be passed and they won't have to deal with it. If the budget is turned down they have 30 days to review it and they don't want the residents to think they are making backroom deals. Councilwoman Updegrave explained they have

two liaisons to the Board of Education who could be looking at this budget as it is being put together and they can always discuss things with the Council before the budget is given to the people for their input. Councilman Martin agrees with Mr. Kafton. The last two years when the budget was turned down he feels they handled it in a very professional manner. They hired an outside professional to do an analysis of the budget, which was brought back to the Council Members and a public hearing was held on that. The members of the School Board and parents had the opportunity to question the changes that were made and what was being voted on. He added that him and Council Vice President Rivere will be going to the budget workshop and if the budget fails they will hire a consultant to analyze the budget and will make recommendations. Council Vice President Rivere explained that she has 23 years background on a School Board and does not like to see a budget fail. After they talked about the e-mail she thought it might be okay and after further thought if the budget is going to come back to her to make cuts she doesn't want the look of any impropriety. She will be at the meeting next week and will take the budget and study it and will talk to the Council. Councilman Tilis stated he has come to many of their preliminary budget meetings. The statute says that if the budget fails it comes back to the Council to make recommendations. They will have an opportunity as a board if the budget fails within that 30-day window to state their case and educate the Council. He doesn't understand what the difference is if they look at it before or after. Mr. Spielman then spoke about the lacrosse fields. There are four sod fields and the other fields there is litigation going on with them. Since there is litigation he is not able to speak about it. He explained that sometimes they are able to use the turf fields at the Justice Complex. Council President Kafton stated he understands they are in litigation, but it is a safety issue and maybe they should look into fixing them so the kids don't get hurt. Mr. Spielman went on to say that after 7 budgets have failed they do not have the money to sod the fields.

**PAUL MAYEROWITZ-91 CYPRESS POINT LANE:** He feels the Board of Education should be commended this year for trying to educate the public in what is in the proposed budget this fiscal year. They have had budget workshops, a Budget Review Committee and they are trying to be as open as possible. Their offer to educate the Council in what is in that budget is an excellent idea, but he disagrees with Mr. Spielman's reasoning of "just in case the budget is voted down". He thinks it makes sense for them to explain the budget to the Council now and after they approve it and before the election for the best reasons possible. They have a Council that is loaded with individuals that have an educational background. They have expertise beyond what the Budget Review Committee that the Board has chosen has. He thinks this Council could provide opinions on the soundness of the budget and offer their opinions of the worthiness of the budget and why it should be passed. He is not talking about this budget being voted down, but the Board of Education and the Township Council working together to develop the best budget they can to educate the children of Jackson. He went on to say that when they hired a consultant last year that consultant reported back to the Council on a number of cuts that got to a proposed target reduction of a \$1.5 Million Dollars. At that meeting where the recommendations were presented it was obvious the consultant was given a target of \$1.5 Million and when he got to that number he stopped. He stated if they hire a consultant he wants the consultant to present them with a list of multiple recommendations where he thinks they could reduce the budget without impacting the quality of education given to our children. They didn't get that last year and he hopes if they are in that position again they will get it. Councilman Martin explained that the past two years they began by making sure that the cuts made would not impact the quality of education for the students in Jackson. The law changed last year for what the maximum cut was. The person that we hired did find more cuts, but according to the law they couldn't make a bigger cut than they did. He later added that they can give the recommendations to the Board of Education, but the Board of Education can decide to cut in other places. Mr. Mayorowitz explained that when he asked the question last year of the consultant about what he found beyond the \$1.5 Million, he said he didn't find anything because he didn't look. If he shared that information with the Township Council, that's good to know, but he didn't share that with the public. Councilman Martin stated that he might have been "glib" in his response, but he couldn't go any further than he did. Mr. Mayorowitz replied he thought he was irresponsible for not going any further because the Township could have prioritized those recommendations. Council Vice President Rivere addressed Mr. Mayorowitz and said he remembers the meeting and the

cuts, but she doesn't remember whether or not the cuts were enumerated at that meeting? Mr. Mayorowitz replied that they were and the principal cut being transportation.

**TIM JONES-14 HARVEST COURT:** He thanked the Board of Education for letting the public know that they are in litigation over the fields. He commented on the campground and explained that when he camps he puts out everything he owns in his home there. You can't really go in there and say people are homesteading. He understands that children are going to our schools without paying taxes. The reality is the previous Board did vote on Solar Avenue and that is 112 units where hardly anything will be going to our School Board. He went on to talk about the Skate Park and stated the half pipe is gone and one roll in, but asked what happened to the framework. What is left still can be used. It's not what it was but it doesn't need to be closed. They don't want to make the kids skateboard behind supermarkets. Administrator Del Turco replied that the framework is being held in Public Works. Steve Eisenstein is looking into stronger components. Mr. Jones later spoke about Grawtown Estates and preliminary approval that was granted by the Court. If you look at the Planning Board agenda you know well in advance what will be going on. He asked why the Zoning Board doesn't have that? There are 300 units going before the Zoning Board and no one knows when this will happen. Deputy Clerk Janice Kisty explained that the Zoning Board does publish in advance. The way the person sets up the agenda is she duplicates the agenda and then runs another page. The application he spoke about will either be on April 15<sup>th</sup> or in May. She believes it is published in advance, but she will check with Dawn D'Agostino the Zoning Board Secretary to be sure.

**STEPHANIE BROWN-310 SOUTH NEW PROSPECT ROAD:** She spoke about the lacrosse fields and suggested that maybe they can get a team together to pick up the rocks? Council President Kafton stated they would have to talk to the Board of Education to see if they could do something like that.

**JOYCE JONES-14 HARVEST COURT:** She stated that earlier when she spoke about the lacrosse fields she didn't get an answer. She understands they are in litigation, but they showed the safety video and her son comes home every day and ices his feet. The Township is setting itself up for a lawsuit. This is why parents get annoyed and maybe the reason why the budget is shot down. Council President Kafton stated that maybe she should bring this up at the next School Board Meeting. Ms. Jones later spoke about the campgrounds and how they aren't paying taxes, but Solar Avenue is going to be the same thing.

**JOHN GASKILL-25 N LAKESIDE AVE:** He stated that if we are going to relocate our leaf facility to Vista and then over to Legler why don't we shut this field down for a little while move our leaf facility over to the Pat fields compost for a little while and stay away from Vista.

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

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

9:58 PM

RESPECTFULLY SUBMITTED,

\_\_\_\_\_  
COUNCIL PRESIDENT KAFTON

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

JK/tvc