

**ON TUESDAY, JUNE 28, 2011, AT 7:00 P.M., THE JACKSON TOWNSHIP
COUNCIL HELD ITS MEETING IN THE MUNICIPAL BUILDING**

ROLL CALL:

**COUNCILMAN KAFTON (7:15 P.M.)
COUNCILWOMAN RIVERE
COUNCILWOMAN UPDEGRAVE
COUNCIL VICE PRESIDENT BRESSI
COUNCIL PRESIDENT MARTIN**

**ATTORNEY CIPRIANI
TOWNSHIP CLERK EDEN**

ALSO IN ATTENDANCE:

**MAYOR MICHAEL REINA
ADMINISTRATOR TORRES
DANIEL BURKE, P.E., TOWNSHIP ENGINEER**

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

RESOLUTION 203R-11

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

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: BRESSI

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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: Update – JR Landscaping
 - c) Potential Land Sale/Land Acquisition:
 - d) Contracts/Agreements: Update – DPW Storage Building
3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

DATED: 6/28/11

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

7:30 PM RECONVENE PUBLIC MEETING

**PLEDGE OF ALLEGIANCE
MOMENT OF SILENCE**

ROLL CALL:

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

**ATTORNEY CIPRIANI
TOWNSHIP CLERK EDEN**

ALSO IN ATTENDANCE:

**MAYOR MICHAEL REINA
ADMINISTRATOR TORRES
SHARON PINKAVA, CFO**

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.

COMMENTS BY THE TOWNSHIP COUNCIL MEMBERS:

COUNCILMAN KAFTON - He began by wishing Councilwoman Rivere and her husband a Happy 52nd Wedding Anniversary. He then announced that Dave Benjamin a writer for the Tri-Town News is retiring. He asked Attorney Cipriani if later on in the meeting she could update everyone on the JR Landscaping matter. In closing, he wished everyone a Happy 4th of July.

COUNCILWOMAN RIVERE - She wished Dave Benjamin best wishes on his retirement and also wished everyone a Happy 4th of July.

COUNCILWOMAN UPDEGRAVE – She too wished Councilwoman Rivere and her husband a Happy Anniversary along with best wishes to Dave Benjamin on his retirement. She told everyone to be safe this weekend and enjoy the 4th of July.

COUNCIL VICE PRESIDENT BRESSI – He congratulated Councilwoman Rivere and her husband on their anniversary. He began by saying that Dave Benjamin has been the only reporter since 2006 to attend all the Planning Board Meetings regularly and report on land use. He then addressed Mr. Benjamin and wished him the best of luck and told him to enjoy his retirement.

COUNCIL PRESIDENT MARTIN – He addressed Dave Benjamin and stated he has always been fair and impartial and congratulated him on his retirement. He then wished Councilwoman Rivere and her husband a Happy Anniversary.

COMMENTS BY MAYOR REINA:

MAYOR MICHAEL REINA – He echoed the comments of the Council and wished Councilwoman Rivere and her husband a Happy Anniversary. He addressed Dave Benjamin and told him he will miss his Saturday morning calls. He then wished him the best on his retirement. He thanked the unions in Jackson Township who worked with the town and he believes they did a good job together. In closing, he wished everyone a Happy 4th of July.

ORDINANCES, SECOND READING:**ORDINANCE 21-11**

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY TO CHANGE THE ELECTION DATE OF THE NONPARTISAN MUNICIPAL ELECTION FROM THE SECOND TUESDAY OF MAY TO THE DATE OF THE NOVEMBER GENERAL ELECTION

PUBLIC HEARING OPENED:

DAN PEKARCHIK – 17 ALASKA DR.: He believes the Council got this right on January 25th when they agreed to have a referendum to put this question before the voters. He then stated that even though the “bully” in Trenton gave them the tools to change it, this should still be put out to the voters.

GARRY BLACK – 76 LEWIS LANE: He explained that he read over the Jackson Charter Study Commission report and has read through past minutes. The beginning question was whether this was going to be a Mayor/Council form of government. The partisan and non-partisan didn't come up until later on. It was Councilman Kafton who brought up that there was a more educated voter in a non-partisan election. He believes the Charter Study actually disenfranchised some voters. In the final report of the Charter Study Commission there is no mention of a May election date it only discusses Mayor/Council form of government and partisan and non-partisan. The only thing changing is the date and they would be saving \$45,000. He then added that if everything has to be put out for a referendum or they form a committee why is the Council up there anyway? In closing he stated he is in favor of this.

KATHY GENOVESE – 20 RUTGERS ROAD: She wanted to correct her comments from the last meeting where she said all five of them shouldn't be voting to extend their terms. Councilman Kafton and Councilwoman Rivere voted “no” so it is actually just the three of them. She then stated they were elected to make decisions, but when it comes to their terms that should be left to the voters.

DANIEL BURKE, P.E., MUNICIPAL ENGINEER: He explained that from a Department Head's standpoint he is in favor of moving the election either by ordinance or by vote. This will move the election cycle outside the regular budget cycle. Department Heads submit their budgets in November and they go through a process and it comes out sometimes as late as July. When you add an election cycle it complicates the process because the people who are running for office may act differently by delaying things and not making certain decisions. In closing, he stated he believes that moving the election to November will be the best thing for the town.

SHELDON HOFSTEIN – 40 BALTUSROL DRIVE: He spoke about the referendum back in August that was looking to increase our taxes up to \$1 Million Dollars for open space. He explained that Councilman Kafton was against the referendum. He then quoted Councilman Kafton who said that putting a referendum on the ballot is always nice but it is the governing bodies job to make decisions in the best interest of the taxpayers. After that Councilman Kafton abstained from the vote because he didn't have the courage to vote “no”. He addressed Councilman Kafton and asked him why he is on the opposite side now?

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE: He began by saying that prior to tonight he took a position that really didn't support moving the election to November. He thought by moving the election it disadvantaged independents and favored the two existing parties. However, the point made tonight by Mr. Burke made him think and now he has to agree with him. He has been involved with the budget for a number of years and he has watched members of the Township Committee and Township Council play silly games not wanting to get a budget approved in the earlier part of the year in fear of what it might due to their election campaigns. He believes that if changing the election to November will allow them to implement a budget without politics he is in favor of it.

PETER GREZLAK – 3 ABE’S WAY: He believes that all elections should be consolidated and moved to November. His biggest issue is that publicly elected officials are now going to decide to extend their own terms. He has heard people comment on how the Council was voted in to make the hard decisions, but he believes they should be making the decisions about the budget, legal issues, etc., and not extending their own terms. He believes that should be left to the voters.

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

COUNCILWOMAN RIVERE: She stated that contrary to what was in the paper she never said she was against the election moving to November. It is her opinion that she should not sit up here and extend her term and salary. She understands the Council has the power to do this, but she believes it still gives a feel of impropriety. She would be very happy to take the extra six months and the extra money, but she doesn’t think it is right. She believes the voters will vote to move the election to November and if they do so this November they would be saving the same \$45,000. In closing she reiterated that she is not opposed to a November election, but to the Council making that decision.

COUNCILMAN KAFTON: He addressed Township Clerk Eden and asked if the municipality still pays something for the November election? Township Clerk Eden stated it is about \$9,000. Councilman Kafton stated that they are throwing out the amount of \$45,000, but it is still costing the taxpayers money. Every November we pay \$10,000 and under the form of government we currently have there is an election every other year so you can deduct money right off the top. He stated that Mr. Burke did have a valid point regarding the budget. He then addressed Mr. Mayerowitz and read what he wrote in the Asbury Park Press about the May election allowing voters to concentrate on local government. He also said it will make it harder for independents because the funding will come from the County and State to fund their candidates. In November we are inundated with literature of everyone running for office and the locals get lost. This isn’t about politics, but concentrating on who is running locally because this is what impacts us the most. He explained that an election in Jackson costs between \$100,000 to \$150,000 to run. It is hard to get people involved who aren’t backed by the Democratic or Republican parties. At least in May they would only have to compete on a local level. He believes the voters should have the choice to choose between May and November. He then read the original ballot when this new form of government was voted in. The ballot stated the election would be in May. The voters should have the right to decide not the Council.

COUNCILWOMAN UPDEGRAVE: She explained that all the opinions tonight were listened by everyone in this room. Many people told her that when the change of government was put into effect people thought that the election was for directly electing the Mayor and they didn’t realize the election would stay in May. It was the consensus tonight that most people want the election moved to November. She doesn’t feel like they are violating anyone’s rights and they are giving more voters a chance to vote on a lot of issues at one time. Councilman Kafton stated that about six people came to the microphone tonight and there are 29,000 voters, therefore, they shouldn’t base their decision on that.

COUNCIL VICE PRESIDENT BRESSI: He stated he already spoke on this and just wanted to vote.

COUNCIL PRESIDENT MARTIN: He addressed Councilman Kafton and stated that two years ago when they wanted to put the open space referendum on he was against that, but now he’s for this. This referendum barely passed in 2006 and he shares Councilwoman Updegrave’s concern because he too spoke to many people and they didn’t realize the election was being moved to May. They thought they were voting on a directly elected Mayor. If the election is moved to November voter participation will increase almost 2 to 1 and they will also be saving taxpayers \$45,000. In his opinion this is a no-brainer. Councilwoman Rivere (for the public’s edification) stated that she did

vote for the open space referendum a few years ago. She went on to ask that if the voters vote in November 2011 to move the election to November 2012 how much would it cost us in May and will the voter turnout be the same? Council President Martin replied that they would have the same \$45,000 savings and the voter turnout would be the same.

COUNCIL VICE PRESIDENT BRESSI: He thanked everyone for coming up to the microphone to speak on this. He believes the savings will be more than \$45,000 with the effect it will have on the budget if this election is moved to November.

COUNCIL PRESIDENT MARTIN: He commented on how Council Vice President Bressi was independent in May 2010 and received about 20% of the votes. In November the two independents Mr. Stallone and Mr. Gaskill also received about 20% of the vote. This shows that this did not affect independents.

MOTION TO APPROVE ORDINANCE 21-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE

MOTION SECONDED BY: BRESSI

YES: UPDEGRAVE, BRESSI & MARTIN

NO: RIVERE & KAFTON

ORDINANCE NO. 21-11

WHEREAS, the New Jersey Legislature enacted P.L. 2009 c. 196, providing that any municipality governed by the provisions of the "Uniform Nonpartisan Elections Law" (N.J.S.A. 40:45-5 et seq.) may choose to conduct regular municipal elections on the day of the general election, the Tuesday after the first Monday in November; and

WHEREAS, the Mayor and the Township Council of the Township of Jackson recognizes that the likelihood of increased voter participation and decreased election expenses will be realized.

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

SECTION 1:

The Township of Jackson shall conduct nonpartisan regular municipal elections on the day of the general election, the Tuesday after the first Monday in November.

SECTION 2:

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by any 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 thereof.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 14th day of June, 2011, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 28th day of June, 2011 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Ann Marie Eden
Township of Jackson

ORDINANCE NO. 22-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE MUNICIPAL CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND CHAPTER 103, ENTITLED "VEHICLES AND TRAFFIC"

PUBLIC HEARING OPENED: NO ONE CAME FORWARD

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

MOTION TO APPROVE ORDINANCE 22-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW BY: UPDEGRAVE

MOTION SECONDED BY: BRESSI

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSTAIN: KAFTON

ORDINANCE NO. 22-11

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

SECTION 1. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, entitled "Vehicles and Traffic," so as to add Article LV entitled "Unregistered Vehicles" which shall include § 103-337 through § 103- 340.

SECTION 2. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, entitled "Vehicles and Traffic," so as to add § 103-337, entitled "Prohibition of unregistered vehicles" which shall read as follows:

No person shall store or abandon or permit the storage or abandonment of any motor vehicle which is unregistered or which has a suspended registration out of doors upon any public or private parking lots in any zone in the township or in any public parking spaces along the streets of the Township which are open to the public or to which the public is invited whether the lot is owned by the government or any private or business entity.

SECTION 3. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, entitled "Vehicles and Traffic," so as to add § 103-338, entitled "Exemptions" which shall read as follows:

A. The provisions of this article shall not apply to a vehicle on the premises of a private residence or other private property to which the public is not invited.

B. The provisions of this article shall not apply to unregistered motor vehicles which are exempt from registration under Title 39 of the New Jersey Statutes, for example vehicles stored on the lot of a car dealership, motor vehicle repair establishments or vehicles held in an appropriate storage place or depository maintained in a lawful place and manner by the Township.

SECTION 4. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, entitled "Vehicles and Traffic," so as to add § 103-339, entitled "Impoundment of unregistered vehicles" which shall read as follows:

Whenever any abandoned or unregistered vehicle is found in violation of the provisions of this article, any member of the police department is authorized to issue a summons to any person deemed to be in violation. In addition, any member of the police department is authorized to immediately remove or cause to be removed and impound such motor vehicle without the necessity of prior notification.

SECTION 5. The Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 103, entitled "Vehicles and Traffic," so as to add § 103-340, entitled "Fines and Fees" which shall read as follows:

- A. The expense of removal and storage of the vehicle shall be borne by the owner of the vehicle, except that in the case of a leased vehicle the expense is to be borne by the lessee.
- B. Violators pursuant to this article are subject to a fine of \$100.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 14 day of June, 2011, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 28th day of June, 2011 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Ann Marie Eden, RMC
Township of Jackson

ORDINANCE NO. 23-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 3 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, ENTITLED "ADMINISTRATION OF GOVERNMENT"

PUBLIC HEARING OPENED: NO ONE CAME FORWARD

MOTION TO CLOSE PUBLIC HEARING BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

COUNCILMAN KAFTON: He explained that they are doing away with the Department of Recreation and they are putting it under a division in Public Works. The Recreation Director's position will no longer be there. He asked if they have established guidelines for the two new positions one being the Recreation Supervisor and the other Recreation Program Administrator? Attorney Cipriani stated that she doesn't believe there is a salary range yet. You can create positions without having a salary range in place. In order to fill the position you would have to establish a salary. Council Vice President Bressi added that if they can't fund that position in the budget they wouldn't fill it. Council Vice President Bressi asked how much savings this would bring the township? Mayor Reina explained that in working on putting together this budget they had to try and find cost savings without eliminating services. He explained they are not eliminating the Department of Recreation. They are eliminating a Department Head who is basically doing the same thing as another Department Head. By removing this position they can save between \$50,000 and \$95,000. Once they form Recreation into a division instead of

a department they will see what positions need to be filled. Councilwoman Rivere asked if we decide not to create these positions who would do the services being performed by that department? Mayor Reina replied that the Director of Public Works will be taking over this division and will still be overseen by Dan Burke. Councilman Kafton stated that it looks like we are taking the position of Recreation Director and splitting it down into the two positions of Recreation Supervisor and Recreation Program Administrator, which is for the Senior Center. It looks like they will still have the same job responsibilities. He asked why they are lowering the qualifications to hold the position of Recreation Supervisor? In the current position they need a minimum of 3 year's experience and in the new position they are only asking for 1 year. He thinks they should keep the requirements the same. Attorney Cipriani stated she believes the ordinance was written like this because it is not a Department Head position. Councilman Kafton stated that the Department Head who would be covered under this is Public Works and under that position there are no requirements for recreation at all. Therefore the Recreation Supervisor only needs 1-year experience and the Director of Public Works who this position will be under doesn't need any. He would like to see that changed back to 3 years experience. Mayor Reina explained that they will be staying in-house and it is really just a restructuring. There will be no new hires and they will be saving money. He later added that our current Recreation staff has well beyond 3 years experience. When they didn't have a Recreation Director the staff within was able to work with Public Works without any issues. Mr. Rasiewicz won't be going into Recreation and saying this is how he wants childcare or softball run. Everything will stay the same that is why the wording wasn't changed. Councilman Kafton stated that he knows the individuals that work in Recreation and he has been to many of their events and they do a fantastic job. Unless they can guarantee that no one in that department will leave they need to change the requirements back to 3 years. Attorney Cipriani stated that it is her understanding they should change the ordinance to read 3 years experience from 1 years experience. This is not a substantial change so they do not have to readvertise.

**MOTION TO AMEND (SECTION 3.132(A) TO REFLECT THREE (3) YEARS EXPERIENCE) INCLUSIVE OF APPROVING ORDINANCE NO. 23-11 ON SECOND READING, ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED NEWSPAPER AS REQUIRED BY LAW
BY: RIVERE**

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

COUNCILMAN KAFTON: His concern is that everything in this ordinance is word for word out of the code except for the 3 years requirement of experience. He asked who made the decision to lower the standard? Attorney Cipriani explained that if the direction came over to get rid of the Department of Recreation and to have an assistant division head then the fact it is put together this way doesn't surprise her. It was sent over for review and it wasn't changed. She could see herself doing the same thing because if you were not going to have a Department Head but an Assistant Division Head then the qualifications would be different. She doesn't believe there was anything sinister about the way it was developed.

ORDINANCE NO. 23-11

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

SECTION 1. Chapter 3 of the Township Code of the Township of Jackson, entitled "Administration of Government," Article V, entitled "Administrative Organization," § 3-38, entitled "General plan," subsection A, entitled "Departments"

is hereby amended and supplemented so as delete subsection (6) in its entirety, and replace it with the word “Reserved.”

SECTION 2. Chapter 3 of the Township Code of the Township of Jackson, entitled “Administration of Government,” is hereby amended and supplemented so as delete Article XI, entitled “Department of Recreation and Senior Services,” in its entirety, and replace it with the word “Reserved.”

SECTION 3. Chapter 3 of the Township Code of the Township of Jackson, entitled “Administration of Government,” is hereby amended and supplemented so as amend Article X, entitled “Department Public Works,” § 3-126, entitled “Divisions within Department of Public Works,” so as to create a new subsection E, which shall read in its entirety as follows: “Division of Recreation and Senior Services.”

SECTION 4. Chapter 3 of the Township Code of the Township of Jackson, entitled “Administration of Government,” is hereby amended and supplemented so as amend Article X, entitled “Department of Public Works,” so as to create a new § 3-131, entitled “Powers and duties of Division of Recreation and Senior Services,” which shall read in its entirety as follows:

§ 3-131. Powers and duties of Division of Recreation and Senior Services.

The Division of Recreation and Senior Services shall:

- A. Administer the work of the Division, and administer and operate playgrounds, facilities for indoor and outdoor sports, athletic, cultural and recreational programs and activities for children, youth and adults of the Township, including celebration of events, holiday activities and summer camps; and where authorized by law and by ordinance of the Township Council, charge and collect on behalf of the Township a reasonable fee for each person for admission to or use of facilities, programs and activities provided for under this provision.
- B. Use public school property by agreement with the Board of Education.
- C. Plan and develop additional public recreational areas and facilities.
- D. Cooperate with other municipal departments, service clubs and organizations in furthering recreational and cultural interests in the Township.
- E. Adopt reasonable rules, regulations and bylaws, subject to approval of the Council, for the conduct of all persons

participating in programs and activities or utilizing recreational facilities or equipment sponsored by the Division.

- F. Study, investigate, develop and recommend recreation programs in conjunction with the Recreation Committee.
- G. Conduct studies of the present and future recreational needs of the Township and develop immediate and long-range plans in consultation with the Recreation Committee for recommendation to the Mayor and the Township Council.
- H. Maintain such records as may be required to control Division receipts, property and personnel, and provide information to the Mayor for budgeting and financing of recreational programs. Such records shall include time cards, or the equivalent Township-approved time-tracking device, for part-time and seasonal personnel.
- I. Be responsible to the Township Council for the proper custody and preservation of the books, records and property under the Division's control, and the faithful performance of the duties of the Division.
- J. Submit to the Mayor monthly reports concerning the conduct and progress of the Division, including receipts and monies.
- K. Administer the expenditure of funds in accordance with the annual budget.
- L. Hire part-time and seasonal staff as needed, with the approval of the Mayor, to carry out the functions of the Division.

SECTION 5. Chapter 3 of the Township Code of the Township of Jackson, entitled "Administration of Government," is hereby amended and supplemented so as amend Article X, entitled "Department of Public Works," so as to create a new § 3-132, entitled "Assistant Recreation Supervisor," which shall read in its entirety as follows:

§ 3-132. Assistant Recreation Supervisor.

- A. There may be an Assistant Recreation Supervisor who shall assist the Director in the administration and operation of the programs and activities of the Division. The Assistant Recreation Supervisor shall be appointed by the Director, with the approval of the Mayor. The Assistant Recreation Supervisor shall possess a bachelor's degree in recreation, or a closely related field, and have three years of experience in managing and operating recreational programs and activities. Additional experience may be substituted for the education requirement on a year-for-year basis, with 30 semester-hour credits being equal to one year of experience.
- B. The Assistant Recreation Supervisor shall carry out such duties as specifically designated by the Director and in the absence of the Director, assume all of the duties, responsibilities, and powers of the Director as designated for the Division in this section.

SECTION 6. Chapter 3 of the Township Code of the Township of Jackson, entitled "Administration of Government," is hereby amended and supplemented so as amend Article X, entitled "Department of Public Works," so as to create a new § 3-133, entitled "Senior Services Program," which shall read in its entirety as follows:

§ 3-133. Senior Services Program.

There is hereby created within the Division of Recreation and Senior Services, the Senior Services Program, the head of which shall be the Recreation Program Administrator. The Recreation Program Administrator shall be appointed on the basis of education, background and experience in the field of senior citizen program administration, which shall include graduation from a four-year course at an accredited college or university, and three years' experience in planning, developing and supervising recreational programs designed especially for the elderly. The Recreation Program Administrator shall coordinate and develop senior citizens programs and activities in the Township.

SECTION 7. Chapter 3 of the Township Code of the Township of Jackson, entitled "Administration of Government," is hereby amended and supplemented so as amend Article X, entitled "Department of Public Works," so as to create a new § 3-134, entitled "Powers and duties of the Senior Services Program," which shall read in its entirety as follows:

§ 3-134. Powers and duties of the Senior Services Program.

Under the direction and supervision of the Recreation Program Administrator, the Senior Services Program shall:

- A. Develop programs and coordinate projects directed to the development of needed senior services in the Township.
- B. Act as liaison between the Mayor and Township Council and various senior service agencies and programs, both public and private, on the local, state and federal levels.
- C. Actively seek out and advise of grants, funds and loans which may be available for senior services and related programs.
- D. Develop an understanding of the problems of senior citizens.
- E. Establish a central location where senior citizens facing the problems of aging can turn for assistance through information on community resources.
- F. Identify, locate and expand available community resources for senior citizens and the making of efforts to cause such resources to be more readily accessible and available to those who need them.
- G. Act as a liaison between individual senior citizens, senior citizen groups and community resources and facilities and assistance to senior citizens.

- H. Refer to the appropriate municipal officials of any problems of individual senior citizens or groups of senior citizens relating to the functioning of municipal government, its agencies and instrumentalities.
- I. Distribute information on resources available to senior citizens.
- J. Render assistance to senior citizens in dealing with the problems of aging, including assistance programs for senior citizens, recreation, social and entertainment programs available for senior citizens.

SECTION 8. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 9. 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 10. 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 **June 14, 2011**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **28th day of June, 2011**, 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**

ORDINANCE, FIRST READING

ORDINANCE 24-11

TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON, SO AS TO AMEND CHAPTER 109, ENTITLED “LAND USE AND DEVELOPMENT REGULATIONS,; ARTICLE VI, ENTITLED “NON-PINELANDS AREA ZONING DISTRICT REGULATIONS,” SO AS TO CREATE A NEW SECTION 109-45.1, ENTITLED “R-30 RESIDENTIAL ZONE”

**MOTION TO APPROVE ORDINANCE 24-11 ON FIRST READING,
ADVERTISE THE APPROVAL, NOTICE OF SECOND READING AND PUBLIC
HEARING TO BE HELD ON JULY 26, 2011: RIVERE
MOTION SECONDED BY: UPDEGRAVE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

ORDINANCE 24-11

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

SECTION 1. Pursuant to 40:55D-62 and subsequent to the adoption of the Township of Jackson Master Plan in August of 2009, the Township Code of the Township of Jackson is hereby amended and supplemented so as to amend Chapter 109, entitled "Land Use and Development Regulations," so as to create §109-45.1, entitled "R-30 Residential Zone", consistent with the Land Use Plan element provisions and recommendations, as follows:

§109-45.1. R-30 Residential Zone

A. Permitted principal uses of buildings and structures are as follows:

- (1) Community residences for the developmentally disabled.
- (2) Community shelters for victims of domestic violence.
- (3) Single family dwelling units.

B. Permitted accessory uses of buildings and structures are as follows:

- (1) Dog pens, provided that they are located behind the rear building line and not in the required side or rear yard setback.
- (2) Fences and walls, subject to the provisions of §109-70.
- (3) Off street parking, subject to the provisions of §109-177.
- (4) Private residential swimming pools, subject to the provisions of §109-189.
- (5) Satellite dish antennas, subject to the provisions of §109-152.
- (6) Sheds (garden, storage or tool).
- (7) Other customary accessory uses, buildings and structures, which are clearly incidental to the principal use and building.
- (8) Family day-care home.

C. Conditional uses, subject to the provisions of Article VIII of this chapter, are as follows:

- (1) Home occupations (§109-112).
- (2) Home professional offices (§109-113).

D. Density, area, yard and building minimum requirements are as follows for existing lots. New lots created by subdivision after the date of this ordinance shall comply with the R-1 Zoning Standards unless connected to public sewer:

Requirements R-30 District

Interior

Lot Minimums *

Area	30,000 SF
Width	100 FT
Frontage	75 FT
Depth	200 FT

Principal Building Requirements

Minimum Setbacks

Front Yard	35 FT
Rear Yard	40 FT
Side Yard (each)	20 FT
Maximum Height	35 FT

Accessory Building Requirements

Private garage (detached)

Front yard setback	Not Permitted
Rear yard setback	30 FT
Side yard setback	20 FT
Maximum Height	25 FT

Private residential swimming pool

Front yard setback	Not Permitted
Rear yard setback	15 FT
Side yard setback	20 FT

Shed (garden, storage, tool)

Front yard setback	Not Permitted
Rear yard setback	15 FT
Side yard setback	15 FT
Maximum height	15 FT

Maximum building Coverage 30%

Maximum Lot Coverage 70%

***NOTE:** All single family dwellings in existence prior to the adoption of this ordinance shall be considered conforming for purposes of lot size requirements, but shall be required to meet the above general, setback, and height requirements for all new additions or accessory structures and uses, except that all new accessory structures and uses on Lexington Court must meet the general, setback, and height requirements of the R-9 Zone.

Date: _____

MAYOR MICHAEL REINA

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Jackson held on the 28th day of June, 2011, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 26th day of July 26, 2011 at 7:30 p.m., at the Township Municipal Building, located at 95 West Veterans Highway, Jackson, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

 Ann Marie Eden
 Township of Jackson

**ITEMS RELATING TO THE CY 2011 MUNICIPAL OPERATING BUDGET
(RESOLUTIONS 201R-11 AND 212R-11)**

(RE-ADOPTION OF RESOLUTION NO. 201R-11 REQUIRED DUE TO THE OMISSION OF THE REVENUE SIDE CONTAINED IN THE BACK-UP ASSOCIATED WITH THE ORIGINAL AMENDMENT DISTRIBUTED TO COUNCIL. LEGAL PUBLICATION CONTAINED CORRECT INFORMATION THEREFORE PUBLIC HEARING WILL CONTINUE AS SCHEDULED)

RESOLUTION NO. 201R-11

TITLE: RE-ADOPT AMENDMENTS (#2) TO THE 2011 MUNICIPAL OPERATING BUDGET (CLARIFICATION ONLY)

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, the local municipal budget for the year 2011 was approved by the Township Council on the 5th day of April, 2011 and

WHEREAS, on April 27, 2011 the voters rejected the CY 2011 municipal cap levy referendum pursuant to N.J.S.A. 40A:4-45.45 et seq.; and

WHEREAS, the rejection of this referendum has resulted in the need to amend the CY 2011 Municipal Operating Budget in accordance with N.J.S.A. 40A:4-9; and

WHEREAS, the public hearing on the budget has been held as advertised, and

WHEREAS, it is the desire of this Governing Body to amend the approved CY 2011 Municipal Operating Budget in accordance with the provisions of N.J.S.A. 40A:4-9 and N.J.S.A. 40A:4-45.45.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Jackson, County of Ocean, that the following annexed Schedule of Amendments will change the budget appropriations for CY 2011 as previously amended by Resolution #181R-11 from \$38,528,833.29 to \$38,579,695.06.

TOWNSHIP OF JACKSON		Resolution Number 181R-	Resolution Number 201R-
		11	11
		FROM	TO
REVENUES		CY 2011	CY 2011
Total Amount to be Raised by Taxes for Support of Municipal Budget	07-199	27,695,532.01	27,746,393.78
7. Total General Revenues	13-299	38,528,833.29	38,579,695.06

DATED: 6/28/11

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

PUBLIC HEARING ON BUDGET AMENDMENT (#2) RESOLUTION NO. 201R-11 (ONLY):

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE: He began by saying that the current amended budget has an increase of salaries of \$80,000. He asked who’s salaries are they increasing? He later asked if there is any money in there for salary increases or merit raises? Sharon Pinkava explained that is for personnel they are bringing back. They were originally being laid off prior to the budget. There are no salary or merit increases in those numbers. Mr. Mayerowitz went on to say that when he looked at this budget the total spending is relatively flat in terms of the appropriations. When you look at this budget you wonder if it was cut too much to save jobs. He agrees they need to save jobs but they may have a budget they can’t obtain for the year. He is concerned because for example fuel and petroleum was cut by \$25,000. They have a budget about the same amount from 2009/2010 and today they are paying about \$1.00 more a gallon.

Unless they are drastically changing the way they use our vehicles, this is a budget line item they will be missing. He went on to speak about electricity and street lighting and stated they are budgeting for the same amount as they did in 2009/2010. He doesn't understand with the higher cost of energy how they are going to hit any of these line items. There are many other examples that are not only tight but also questionable. He spoke about comp time and unused sick time and how this is a ticking time bomb for the town because they don't set up a reserve to fund that. He believes this budget will help them get through 2011 but they will be faced with the same problems in 2012 and may be IN even worse shape because of the impact of the 2% cap. They deferred again critical equipment both in the DPW and the Police Department and that will drive up maintenance and repair costs. They have a problem but they are not coming up with the solutions to solve it.

RAY CATTONAR – 11 FORDHAM ROAD: He asked why some of the costs for the Police Department is hidden in the Public Works Department? He explained that gasoline usage, dedicated mechanics, maintenance of the police building and the cars are actually not in the police budget. Sharon Pinkava (CFO) explained that they could start separating within the Public Works Department and get an extra set of digits so they can get a true cost that way. Mr. Cattonar went on to say that he would love to see purchases in resolutions on line over \$5,000 and that the dollar amount could be put in there. Township Clerk Eden clarified that the amounts are in the resolution and he is asking for them to be put in the titles, which are listed in the agenda online. Councilman Kafton agreed that it should be listed in the title on the agenda. Council President Martin stated that is a good idea and they will discuss after the reorganization.

MOTION TO CLOSE PUBLIC HEARING ON RESOLUTION NO. 201R-11

BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

RESOLUTION NUMBER 212R-11

TITLE: AUTHORIZE ADDITIONAL AMENDMENTS (#3) TO THE 2011 MUNICIPAL OPERATING BUDGET

(TOWNSHIP CLERK READ IN FULL INTO THE RECORD BUDGET AMENDMENT (#3) RESOLUTION NO. 212R-11

MOTION TO APPROVE BUDGET AMENDMENT (#3) RESOLUTION NO. 212R-11, ADVERTISE THE APPROVAL, SUMMARY AND NOTICE OF PUBLIC HEARING TO BE HELD ON JULY 5, 2011 BY: UPDEGRAVE

MOTION SECONDED BY: BRESSI

YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN

ABSTAIN: KAFTON

COUNCILMAN KAFTON: He explained he abstained because this involves the Police.

WHEREAS, the local municipal budget for the year 2011 was approved by the Township Council on the 5th day of April, 2011 and

WHEREAS, on April 27, 2011 the voters rejected the CY 2011 municipal cap levy referendum pursuant to N.J.S.A. 40A:4-45.45 et seq.; and

WHEREAS, the rejection of this referendum has resulted in the need to amend the CY 2011 Municipal Operating Budget in accordance with N.J.S.A. 40A:4-9; and

WHEREAS, the public hearing on the budget has been held as advertised, and

WHEREAS, it is the desire of this Governing Body to amend the approved CY 2011 Municipal Operating Budget in accordance with the provisions of N.J.S.A. 40A:4-9 and N.J.S.A. 40A:4-45.45.

timely basis. As stated before this information needs to be put online so the public can look at them in the convenience of their own homes. Township Clerk Eden explained that when the ordinances are introduced the next day they are forwarded and put on the web. Any ordinance pending a public hearing is put on the web so the public can read it. Any document before the Council makes a decision on it is, technically, not disclosable. These documents get changed constantly so the public still won't have the correct information. Mr. Mayerowitz asked if the law prohibits a municipality from posting resolutions prior to a meeting? Council Vice President Bressi explained that the law doesn't require it, but doesn't preclude it from being done. Mr. Mayerowitz went on to say that the Mayor and Council have heard individuals on many occasions ask for these items to be posted on the web prior to a meeting. This will give the public the opportunity to look at it and understand it. Many questions that are asked at a meeting might not be if the public was able to read these ordinances/resolutions prior. If nobody is in disagreement that the public should be educated on what they are voting on then they should just do it.

CAMPBELL BROWN – P.B.A. PRESIDENT: He spoke about Resolution 217R-11 and asked if this memorandum of understanding is accepted by the township will any layoffs or demotions occur this calendar year? Council President Martin stated that it is his understanding that none would occur. Mr. Brown then addressed Administrator Torres and asked when has the layoff list been extended to? Administrator Torres explained that notification has been submitted to the Department of Personnel to postpone the layoff notice to the officers originally on the list to July 15th. Once the governing body adopts the budget on July 5th on July 6th notice will be sent to Civil Service to rescind it. In closing Mr. Brown stated that all officers currently on the list should report for duty on July 1st because the layoffs have been postponed to July 15th. He is glad they were able to come to some sort of understanding. Council President Martin congratulated him, the PBA, Administration and the Mayor for working on this and coming to an agreement the residents of Jackson will benefit from.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE: He realized that the negotiations with the PBA wasn't easy, but he is glad they came to an agreement because public safety is important. He asked what are the elements and concessions that make up this memorandum of agreement? It's been reported that they have had concessions from the other two unions and asked if there is a memorandum of agreement with them? He later asked if there were any restrictions relative to terminations beyond the end of this year? Administrator Torres explained that it was agreed by AFSCME and the TWU that they will aggressively move forward with negotiations as with the PBA. Those other agreements the dollar amount was smaller and this is actually an amendment to an agreement that was made last year. He explained that he does have communications from labor council for the other unions, which outlines the concessions and givebacks. Attorney Cipriani explained that the protections from layoffs go through the end of the calendar year.

PATRICIA WOOD – PRESIDENT – AFSCME: She addressed the Administrator and wanted confirmation that the AFSCME members should report to work on July 1st. Administrator Torres replied yes they should report to work on July 1st and the same applies to the PBA.

PATTI PENNINGTON – 3 CAMBRIDGE DRIVE: She stated that she had a question about the culvert on Buckingham and Cambridge. She is glad to see it on the agenda and asked what exactly is going to be done. Administrator Torres stated that they had to get DEP approval. It has gotten to the point where they can't put another steel plate there. All the plates are coming out and it will be paved. They are waiting for the invert piping, which is on special order and there is about a 4 to 5 week delivery time.

DAN PEKARCHIK – ALASKA DRIVE: He spoke about the agreement with the police officers and asked if the Mayor and the Council will live by this agreement? He asked because he understands last year there was a contract signed and the town didn't follow it. Council Vice President Bressi explained that they would because if they don't it is null and void and all the money has to go back to the SOA and PBA.

**MOTION TO CLOSE PUBLIC COMMENT ON RESOLUTIONS ONLY BY:
RIVERE
SECONDED BY: UPDEGRAVE
YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

RESOLUTIONS

RESOLUTION 198R-11 (TABLED FROM JUNE 14, 2011)

TITLE: AUTHORIZE CONTRACT AWARD TO H.A. DeHART & SONS FOR ONE (1) ASPHALT POT HOLE PATCHER FOR THE DEPARTMENT OF PUBLIC WORKS

COUNCIL PRESIDENT MARTIN: He began by explaining why they are spending \$20,000 more on this pothole patcher than the other. They will be using less manpower and less fuel, which will make up for the additional cost.

FRED RASIEWICZ – DIRECTOR – DPW: He explained that there were three bids the Falcon bid didn't even come within spec and H.A. DeHart was the lowest bidder. Councilman Kafton asked why the one bid didn't meet spec? Mr. Rasiewicz explained that it didn't have an auger or an agitator. Councilman Kafton explained that he called Falcon and asked them why they didn't include the auger and the agitator. They told him they don't build them like that anymore because those pieces of equipment are in the yard more than on the road because the augers and agitators are down more often and require more maintenance. The piece of equipment he bid on works with gravity and there is always mix there. Mr. Rasiewicz explained that he has checked with other Public Works Departments that have highly recommended this type of equipment because it is more efficient and it also eliminates a person to do the work. He also explained that the mix he uses is a hot mix, which is \$56.81 a ton vs. a cold mix patch, which costs \$131.00 a ton. A lot has to do with the maintenance of the equipment. Councilman Kafton agreed that a lot has to do with how you take care of it. This is a piece of equipment bought by the taxpayers and if someone forgets to clean it we will have a problem because this material will harden in there and damage the auger and agitator. In the long run does it make sense to have a piece of equipment with less moveable parts yet still does the same job. Mr. Rasiewicz explained that Jackson Township has about 1,200 streets and roads. He has to go out of town to get this material and has to worry about getting his people to work on the roads in a short timeframe before the material sets. He needs this type of equipment so they can spend the time on the road and keep this material flowing. Council Vice President Bressi stated that gravity feed chute sounds great but if it were not cleaned it would clog up. Also you wouldn't be able to keep the material from solidifying so you would have to keep the materials in another truck until you're ready to dump it. You also have the cost of cold patch compared to hot tar. He later added that he has disagreed on many occasions with Mr. Rasiewicz when it comes to purchasing equipment, but he believes that the research he did and the way he has explained it makes this worth while. The cost savings and less manpower also have to be considered. Councilwoman Rivere asked if when they went out to bid did they include an auger and agitator? She later went on to say if they didn't meet the specs then they were not the lowest responsible bidder. Mr. Rasiewicz explained that the bid specs did include the auger and agitator. He added that his men are so happy to have this type of equipment they will gladly maintain it. Attorney Ciprinai explained they would have to reject this and go out to bid and not include the auger and agitator if they wanted to go in that direction.

**MOTION TO APPROVE BY: RIVERE
MOTION SECONDED BY: BRESSI
YES: RIVERE, UPDEGRAVE, BRESSI & MARTIN
NO: KAFTON**

COUNCILMAN KAFTON: He explained that he is voting "no" because he has been around equipment his whole life and the more moveable parts the more time the equipment will be down. He believes the town could save \$26,000 if they went with the first bid and it would still get the job done.

COUNCIL VICE PRESIDENT BRESSI: He stated he too has been around equipment his whole life. He believes that Councilman Kafton spoke to a good salesman when he made that call and fell for it.

COUNCIL PRESIDENT MARTIN: He explained that he is going to take the advice of the Director of Public Works. They will be saving money and manpower.

WHEREAS, utilizing the Fair and open Process in accordance with N.J.S.A. 19:44A-20.4, et. seq., Jackson Township previously re-advertised for the receipt of bids on April 28, 2011 at 10:00 a.m. for one (1) new Asphalt [pothole Patcher; and

WHEREAS, at the time and place for the 2nd receipt of bids, the following vendors submitted proposals:

<u>Vendor</u>	<u>Quote</u>
Falcon Road Maintenance Equipment	\$35,388.00
H.A. DeHart & Son	\$58,886.00
Norcia Corporation NJ	\$64,915.00

; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6.1, any purchases, contracts or agreements which require public advertisement for bids shall be awarded to the lowest, responsible bidder; however, the lowest bid did not meet the Township's specifications as outlined in the attached correspondence dated June 7, 2011; and

WHEREAS, Fred Rasiewicz, Director of Public Works, has reviewed all bid specifications and has determined that H.A. DeHart & Son submitted the lowest responsible bid relative to the Township's bid specification requirements; and

WHEREAS, the Chief Financial Officer has certified that sufficient funding is available for this purpose in an appropriation in the Capital Budget; and

WHEREAS, now it is the desire of this Township Council to act upon the recommendation of the Jackson Township Recycling Coordinator.

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

1. That the Township Council hereby formally awards a contract to H.A. DeHart & Son the amount of \$58,886.00 for the purchase of one (1) Asphalt pot Hole Patcher in accordance with the Township's bid specifications.

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

3. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to H.A. DeHart & Son, Falcon Road Maintenance Equipment and Norcia Corporation NJ, Township Administrator, Director of Public Works, Chief Financial Officer, Purchasing Department and any other interested parties.

DATED: 6/28/11

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

RESOLUTION 208R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY RENEWING LIQUOR LICENSES FOR THE PERIOD JULY 1, 2011 THROUGH JUNE 30, 2012

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

WHEREAS, the current holders of Plenary Retail Consumption, Plenary Retail Distribution and Club Alcoholic Beverage Licenses have filed their renewal applications for the fiscal year July 1, 2011 through June 30, 2012; and

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

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

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

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

1. Plenary Retail Consumption Licenses be issued to the following corporations for the fiscal year July 1, 2011 through June 30, 2012:

LICENSEE	LICENSE NUMBER
CASSVILLE TAVERN, INC. t/a Cassville Tavern NE Corner Routes 571 & 528 P.O. Box 13 Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-002-002
CHARLIE BROWN’S OF JACKSON, LLC 1450 US Highway 22 West Mountainside, New Jersey 07092 License Fee: \$2,000.00	1511-33-025-001* (Pursuant to N.J.S.A. 33:1-12.39)
HAPPY TIME CAFÉ 10 South New Prospect Road Jackson, New Jersey 08527 License Fee: \$2000.00	1511-33-021-002
METEDECONK HOSPITALITY SERVICES t/a Metedeconk National Golf Club 50 Hannah Hill Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-019-005
PINE BARRENS GOLF CLUB, L.L.C. 540 South Hope Chapel Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-007-007
ROVA FARMS RESORT, INC. 120 Cassville Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-008-001 (Pursuant to N.J.S.A. 33:1-12.39)
SIX FLAGS GREAT ADVENTURE LLC Route 537 Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-33-004-009
STEVEN NUSSBAUM 651 Morris Turnpike Springfield, NJ 07081	1511-33-023-001 * (Pursuant to N.J.S.A. 33:1-12.39)

License Fee: \$2,000.00

CBP VENTURES LLC 1511-33-003-006
 400 S New Prospect Rd, Store 9
 Jackson, New Jersey 08527
 License Fee: \$2000.00

JUST PLAIN JANES, INC. 1511-33-005-004
 581 East Veterans Highway
 Jackson, New Jersey 08527
 License Fee: \$2000.00

JACKSON CROSSING ALE & SPIRITS 1511-33-027-005
 t/a Stadium Pub & Grill
 21 South Hope Chapel Road
 Units 101-103
 Jackson, New Jersey 08527
 License Fee: \$2,000.00

SURF'S UP JACKSON CORPORATION 1511-33-026-003
 SURF TACO
 21 South Hope Chapel Road
 Jackson, New Jersey 08527
 License Fee: \$2,000.00

VINCI'S BAR & GRILL, LLC 1511-33-017-008
 571 Monmouth Road
 Cream Ridge, NJ 08514
 License Fee: \$2,000.00

*Pocket License

2. Plenary Retail Distribution Alcoholic Beverage Licenses be issued to the following corporations for the fiscal year July 1, 2011 through June 30, 2012:

LICENSEE	LICENSE NUMBER
GLORY'S DISCOUNT MARKET, INC. t/a Glory's Discount Market 584 Cedar Swamp Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-018-002
JACKSON WINE & LIQUORS, LLC t/a Wine & Liquor Depot 2080 West County Line Road Jackson, NJ 08527 License Fee: \$2,000.00	1511-44-028-001
TARANTINO COMPANIES, INC. t/a Plaza Wine & Liquors 260 North County Line Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-022-001
REDDY & REDDY, INC. t/a Willy's Corner Liquors 10 South Hope Chapel Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-006-009
ANTHONY PRISCO, INC. t/a Spirits Unlimited 2275 West County Line Road Jackson, New Jersey 08527 License Fee: \$2,000.00	1511-44-001-003

3. Club Alcoholic Beverage Licenses be issued to the following organizations for the fiscal year July 1, 2011 through June 30, 2012:

LICENSEE	LICENSE NUMBER
AM VETS POST #2, OCEAN COUNTY 1290 Toms River Road Jackson, New Jersey 08527 License Fee: \$150.00	1511-31-012-002
LAKESWOOD ESTONIAN ASSOCIATION, INC. t/a Lakewood Estonian Club Veterans Highway and Cross Street Jackson, New Jersey 08527 License Fee: \$150.00	1511-31-014-001
LOYAL ORDER OF MOOSE #1459 1240 East Veterans Highway Jackson, New Jersey 08527 License Fee: \$150.00	1511-31-011-001
BENEVOLENT AND PROTECTIVE ORDER OF ELKS, LODGE #2744 1059 East Veterans Highway Jackson, New Jersey 08527 License Fee: \$150.00	1511-31-020-001
KNIGHTS OF COLUMBUS 401 Bartley Road Jackson, New Jersey 08527 License Fee: \$150.00	1511-31-010-001

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

DATED: 6/28/11

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

RESOLUTION 209R-11

TITLE: CONFIRMATION OF NON-RENEWAL OF VFW POST 4703 CLUB LIQUOR LICENSE FOR THE 2011-2012 TERM

MOTION TO APPROVE BY: KAFTON

MOTION SECONDED BY: RIVERE

YES: KAFTON, RIVERE, UPDEGRAVE & MARTIN

ABSTAIN: BRESSI

WHEREAS, Jackson VFW Post 4703, located at 54 Magnolia Drive, Jackson Township, was issued a Club Liquor License #1511-31-013-001 on July 1, 2010, and

WHEREAS, this license is set to expire on June 30, 2011; and

WHEREAS, Jackson VFW Post 4703 has indicated that it does not seek to renew this liquor license for the 2011-2012 term.

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

1. That the Township Council of the Township of Jackson does hereby approve the non-renewal of Jackson VFW Post 4703, Inc. Club License #1511-31-013-001 for the year 2011-2012.

- 2. That a copy of this Resolution, duly certified, be forwarded to the Division of Alcoholic Beverage Control of the State of New Jersey.

DATED: 6/28/11

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

RESOLUTION 211R-11

TITLE: RESOLUTION OF THE TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE EMERGENCY PURCHASE OF A PRECAST CONCRETE CULVERT TO REPLACE FAILING CULVERT AT BUCKINGHAM AND CAMBRIDGE DRIVES, JACKSON TOWNSHIP

MOTION TO APPROVE BY: RIVERE

MOTION SECONDED BY: BRESSI

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, an emergency exists due to a structural failure of the corrugated arch metal culvert at Buckingham and Cambridge Drives, Jackson Township; and

WHEREAS, the Township Engineer has applied for and obtained an emergency permit from NJDEP to replace this critical drainage structure; and

WHEREAS, the Township Engineer has solicited quotes from a concrete precasting vendor for the fabrication and delivery of the required replacement culvert sections as specified by NJDEP; and

WHEREAS, pursuant to N.J.S.A.40A:11-6 a contract may be negotiated or awarded for a contracting unit without public advertising for bids and bidding therefor, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funding exists for this purpose in an amount not to exceed \$70,000.00

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Township Council of the Township of Jackson, County of Ocean, State of New Jersey do hereby authorize the purchase of a precast concrete culvert with a properly executed purchase order and in compliance with all Local Public Contracts Laws.

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

DATED: 6/28/11

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

RESOLUTION 213R-11 – NOT USED

RESOLUTION NO. 214R-11

TITLE: AUTHORIZE 2011 EMERGENCY TEMPORARY APPROPRIATIONS #6

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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

WHEREAS, the PBA represents all regular, full-time police officers of the Jackson Township Police Department below the rank of Sergeant; and

WHEREAS, the SOA represents all regular, full-time police officers of the Jackson Township Police Department above the rank of Police Officer; and

WHEREAS, the Township and the PBA and the Township and the SOA are parties to collective negotiations agreements, the terms of which expired on December 31, 2010, but remain in full force and effect until successor agreements are negotiated and finalized by the parties; and

WHEREAS, the Township has advised both the PBA and the SOA as to the possibility of laying a certain number of police officers off, due to economic and other financial pressures; and

WHEREAS, in order to avoid the necessity of any layoffs, the Township and the PBA have agreed on the substantive terms of employment for the term commencing with the first paycheck in July 2011, and continuing until the last paycheck in December 2011, which are memorialized in a Memorandum of Agreement, dated June 27, 2011; and

WHEREAS, in order to avoid the necessity of any layoffs, the Township and the SOA have agreed on the substantive terms of employment for the term commencing with the first paycheck in July 2011, and continuing until the last paycheck in December 2011, which are memorialized in a Memorandum of Agreement, dated June 27, 2011; and

WHEREAS, the Township desires to ratify and authorize the execution of said Memorandums of Understanding.

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

1. That the governing body hereby ratifies the Memorandum of Agreement, dated June 27, 2011, between the negotiating committee of the Township of Jackson and the negotiating committee of the Jackson Township PBA Local #168 with regard to the terms and conditions of employment, which is attached hereto as Schedule A.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to the Memorandum of Agreement, dated June 27, 2011, with the Jackson Township PBA Local #168.
3. That the governing body hereby ratifies the Memorandum of Agreement, dated June 27, 2011, between the negotiating committee of the Township of Jackson and the negotiating committee of the Jackson Township SOA Local #168A with regard to the terms and conditions of employment, which is attached hereto as Schedule B.
4. That the Mayor is hereby authorized to execute and the Township Clerk to attest to the Memorandum of Agreement, dated June 27, 2011, with the Jackson Township SOA Local #168A.
3. That this resolution shall become effective immediately.
4. That a certified copy of this resolution be provided by the Township Clerk to Jackson Township PBA Local #168, Jackson Township SOA #168A, the Township Administrator, and the Chief Financial Officer.

DATED: 6/28/11

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

BILLS AND CLAIMS

COUNCILMAN KAFTON: He began by asking why they paid \$13,713.00 to Liberty Power Holdings, LLC? He later asked if Pepco Energy Services was also a co-op? He asked to see a copy of both agreements. Sharon Pinkava (CFO) explained that it is a co-op and we have an agreement through the County with for electricity. It is a third party company who provides the electricity and JCP&L transports it. Councilman Kafton also asked for a copy of all the bills for P1100250 for this year. He then explained that he was voting “no” on all professionals except Remington & Vernick because they seem to be the only ones that gave the Township a drastic reduction in their fees this year.

MOTION TO APPROVE BILLS AND CLAIMS BY: RIVERE

MOTION SECONDED BY: UPDEGRAVE

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

NO: KAFTON (P1100250, P1100318, NO ON ALL PROFESSIONALS EXCEPT REMINGTON & VERNICK)

ABSTAIN: UPDEGRAVE (DASTI, MURPHY & MCGUCKIN, WINDING WAYS); MARTIN (JUAN BELLU & R.C. SHEA ASSOC.)

(See Pages 29 through 36)

CHECK#	VENDOR	AMOUNT
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06/29/11
09:02:10

JACKSON TOWNSHIP
Check Register By Check Date

Page No: 1

Diva

Range of Checking Accts: First to Last Range of Check Dates: 06/28/11 to 06/28/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check # Check Date Vendor Amount Paid Reconciled/Void Ref Number

CAPITAL

61286	06/28/11	GAR36	GARY KUBIAK & SON ELECTRIC INC	66,296.80		3922
61287	06/28/11	REH04	REHABCO, INC.	1,458.00		3922

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	2	0	0.00	67,754.80
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	0.00	67,754.80

CURRENT

84736	06/28/11	JAC15	JACKSON TOWNSHIP P/R ACCOUNT	643,696.18		3911
84828	06/28/11	JAC15	JACKSON TOWNSHIP P/R ACCOUNT	631,552.67		3908
84829	06/28/11	ACT02	ACTION OFFICE SUPPLIES INC.	1,101.37		3915
84830	06/28/11	AGW01	NEW EGYPT AGWAY	296.24		3915
84831	06/28/11	AME51	AMERICAN ASPHALT COMPANY, INC	1,210.44		3915
84832	06/28/11	ANN04	PETER ANNUNZIATA	25.00		3915
84833	06/28/11	APR01	APRIL SHOWERS FLORIST	159.00		3915
84834	06/28/11	ASB01	ASBURY PARK PRESS, INC.	0.00	06/28/11 void	0
84835	06/28/11	ASB01	ASBURY PARK PRESS, INC.	591.00		3915
84836	06/28/11	ATT06	ATT	48.70		3915
84837	06/28/11	BEL15	JUAN BELLU & ASSOC.	1,306.00		3915
84838	06/28/11	BR115	BRICK NAPA, LLC	101.63		3915
84839	06/28/11	CAN06	CANYON SPRING WATER	60.00		3915
84840	06/28/11	CAR50	CARTUS FINANCIAL CORP.	1,977.03		3915
84841	06/28/11	CDW01	CDW GOVERNMENT, INC.	142.44		3915
84842	06/28/11	CEN22	CENTRAL JERSEY WASTE AND	47,950.00		3915
84843	06/28/11	CIN02	CINTAS DOCUMENT MANAGMENT	234.30		3915
84844	06/28/11	CIT01	CITTA, HOLZAPFEL & ZABARSKY	2,320.50		3915
84845	06/28/11	CO016	RICHARD & SANDRA COOK	287.73		3915
84846	06/28/11	COR14	CORE MECHANICAL, INC.	770.50		3915
84847	06/28/11	COR35	CORONATO, BRADY & KUNZ, P.C.	3,333.34		3915
84848	06/28/11	COU24	COUNTRY SUDSER CAR WASH	160.00		3915
84849	06/28/11	DAD01	RAYMOND L. DADENO, ESQ.	632.61		3915
84850	06/28/11	DAV16	CHRISTIAN DAVID	99.95		3915
84851	06/28/11	DEL02	DELTA PRODUCTS, INC.	1,062.46		3915
84852	06/28/11	DIA13	DIAMOND COMMUNICATIONS, LLC	4,278.58		3915
84853	06/28/11	DOW01	DOWNS FORD, INCORPORATED	3,140.33		3915
84854	06/28/11	DRA03	DRAEGER SAFETY DIAGNOSTICS, INC	142.00		3915
84855	06/28/11	DSS01	DISTRIBUTION & SUPPORT SERVS.	720.10		3915
84856	06/28/11	EDW04	EDWARDS TIRE COMPANY, INC.	1,922.28		3915
84857	06/28/11	EME01	EMERGI-CLEAN INC.	470.00		3915
84858	06/28/11	EYE01	EYEMED VISION CARE/FAA INC.	530.88		3915
84859	06/28/11	FC01	F & C AUTOMOTIVE SUPPLY, INC.	753.24		3915
84860	06/28/11	FLE15	FLEETSOURCE, LLC	598.79		3915
84861	06/28/11	FO502	FOSTER & COMPANY, INC.	598.67		3915
84862	06/28/11	FOU04	FOUR SEASONS (METEDECOK) LAKES	33,241.18		3915
84863	06/28/11	FRA20	FRANCINE S. SHAMES CONSULTING	1,143.75		3915
84864	06/28/11	GAR20	GARDEN STATE HWY PRODUCTS, INC.	4,155.00		3915

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JACKSON TOWNSHIP
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
84865	06/28/11	GER12 GERTNER WANDEL & PESLAK	534.13		3915
84866	06/28/11	GIL02 GILMORE & MONAHAN, P.A.	9,930.05		3915
84867	06/28/11	GOO05 JOSEPH W & GAIL A GOODWIN	254.88		3915
84868	06/28/11	GPA01 GPAUJ	32.00		3915
84869	06/28/11	HAR02 HARTER EQUIPMENT, INC.	654.55		3915
84870	06/28/11	HOL19 HOLMAN & FRENIA, P.C.	10,260.00		3915
84871	06/28/11	HUN03 HUNTER JERSEY PETERBILT	310.50		3915
84872	06/28/11	IKO01 IKON OFFICE SOLUTIONS, INC.	0.00	06/28/11 VOID	0
84873	06/28/11	IKO01 IKON OFFICE SOLUTIONS, INC.	3,094.29		3915
84874	06/28/11	JAC12 JACKSON TWP. BOARD OF ED.	6,481,112.00		3915
84875	06/28/11	JAC13 JACKSON TWP.GENERAL TRUST FUND	10,000.00		3915
84876	06/28/11	JAC20 JACKSON TWP. FIRST AID SQUAD	15,000.00		3915
84877	06/28/11	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	06/28/11 VOID	0
84878	06/28/11	JCP01 JERSEY CENTRAL POWER & LIGHT	0.00	06/28/11 VOID	0
84879	06/28/11	JCP01 JERSEY CENTRAL POWER & LIGHT	15,347.89		3915
84880	06/28/11	KEN06 KENNEDY CULVERT & SUPPLY	2,501.90		3915
84881	06/28/11	KHO03 K HOWNANIAN @ METEDECOMK	3,015.00		3915
84882	06/28/11	KRU01 SYDNEY KRUPNICK	1,519.79		3915
84883	06/28/11	LIB05 LIBERTY POWER HOLDINGS,LLC	0.00	06/28/11 VOID	0
84884	06/28/11	LIB05 LIBERTY POWER HOLDINGS,LLC	13,713.92		3915
84885	06/28/11	LOT01 SUSAN LOTITO	825.00		3915
84886	06/28/11	LOW01 LOWE'S COMPANIES,INC.	132.41		3915
84887	06/28/11	MAR54 MARSHALL & SWIFT	1,062.95		3915
84888	06/28/11	MAZ04 MAZZA RECYCLING,INC.	19,452.66		3915
84889	06/28/11	MON37 MONMOUTH TELECOM	1,233.37		3915
84890	06/28/11	MRB01 MR. BOBS	803.00		3915
84891	06/28/11	NAP02 NAPCO/R.S.KNAPP CO.INC	260.50		3915
84892	06/28/11	NJM03 NEW JERSEY NATURAL GAS	0.00	06/28/11 VOID	0
84893	06/28/11	NJM03 NEW JERSEY NATURAL GAS	2,877.96		3915
84894	06/28/11	NJS19 NEW JERSEY SOCIETY OF	95.00		3915
84895	06/28/11	OCE05 OCEAN COUNTY RECYCLING	173.67		3915
84896	06/28/11	OFF06 OFFICE NEEDS	1,872.46		3915
84897	06/28/11	OWE01 OWEN LITTLE & ASSOCIATES INC.	949.37		3915
84898	06/28/11	PAU05 ANDREAS & JOYCE PAULUS	981.33		3915
84899	06/28/11	PED01 PEDRONI FUEL COMPANY, INC.	27,272.52		3915
84900	06/28/11	PET02 PEIRCE-PHELPS, INC.	345.81		3915
84901	06/28/11	PEP04 PEPCO ENERGY SERVICES, INC.	2,023.93		3915
84902	06/28/11	PIN19 PINA M.INC.	399.50		3915
84903	06/28/11	RUM02 BRIAN E. RUMPF	1,323.00		3915
84904	06/28/11	STED2 JOHN SIEDLER	122.50		3915
84905	06/28/11	STA26 NEW JERSEY DIVISION OF ABC	78.00		3915
84906	06/28/11	STE26 STEERED STRAIGHT INC.	1,500.00		3915
84907	06/28/11	T&M T&M ASSOCIATES	423.11		3915
84908	06/28/11	TRE01 TREC - ADVANCED COMPUTER	6,000.00		3915
84909	06/28/11	UNU01 UNUMPROVIDENT	8,396.44		3915
84910	06/28/11	VER03 VERIZON WIRELESS	48.08		3915
84911	06/28/11	VER04 VERIZON	0.00	06/28/11 VOID	0
84912	06/28/11	VER04 VERIZON	1,129.81		3915
84913	06/28/11	VER08 VERIZON WIRELESS	320.08		3915
84914	06/28/11	WAG04 BILL WAGNER AND SON	165.23		3915
84915	06/28/11	WBM01 W.B.MASON COMPANY	2,435.02		3915
84916	06/28/11	WEL08 WELLS FARGO HOME MORTGAGE INC.	250.00		3915
84917	06/28/11	WEL13 WELLS FARGO HOME MORTGAGE	1,522.10		3915
84918	06/28/11	WIN11 KELLY WINTHROP, LLC	72.00		3915

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JACKSON TOWNSHIP
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
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Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	85	7	0.00	8,042,641.60
Direct Deposit:	0	0	0.00	0.00
Total:	85	7	0.00	8,042,641.60

DEV FEES-COAH	DEV FEES - COAH (NEW)			
161	06/28/11	JAC74	JACKSON TOWNSHIP BUILDING DEPT	675.00 3923
162	06/28/11	OCE15	OCEAN COUNTY CLERK	16.00 3923
163	06/28/11	REH04	REHABCO, INC.	1,458.00 3923

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	3	0	0.00	2,149.00
Direct Deposit:	0	0	0.00	0.00
Total:	3	0	0.00	2,149.00

DEVELOPERS-OF	DEVELOPERS-OCEAN FIRST			
63178	06/28/11	JAC15	JACKSON TOWNSHIP P/R ACCOUNT	33,600.00 3916
63197	06/28/11	JAC15	JACKSON TOWNSHIP P/R ACCOUNT	16,335.00 3917
63198	06/28/11	AAR02	AARON DEVELOPERS INC.	500.00 3918
63199	06/28/11	CHE16	CHESTNUT ARBORICULTURAL &	0.00 06/28/11 VOID 0
63200	06/28/11	CHE16	CHESTNUT ARBORICULTURAL &	0.00 06/28/11 VOID 0
63201	06/28/11	CHE16	CHESTNUT ARBORICULTURAL &	1,818.75 3918
63202	06/28/11	DAS01	DASTI, MURPHY, MCGUCKIN PC	336.00 3918
63203	06/28/11	FRE10	FRENCH & PARRELLO ASSOC., P.A.	1,370.00 3918
63204	06/28/11	GER12	GERTNER MANDEL & PESLAK	3,434.54 3918
63205	06/28/11	INN02	INNOVATIVE ENGINEERING INC	108.00 3918
63206	06/28/11	KHOV	K. HOVANIAN AT JACKSON, LLC	31,051.95 3918
63207	06/28/11	ONE01	OWEN LITTLE & ASSOCIATES INC.	0.00 06/28/11 VOID 0
63208	06/28/11	ONE01	OWEN LITTLE & ASSOCIATES INC.	6,558.34 3918
63209	06/28/11	PAR04	PARAMOUNT HOMES @ JACKSON	500.00 3918
63210	06/28/11	REM01	REMINGTON, VERNICK & VENA ENG.	40.50 3918
63211	06/28/11	TM02	T & M ASSOCIATES	5,026.35 3918

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	13	3	0.00	100,679.43
Direct Deposit:	0	0	0.00	0.00
Total:	13	3	0.00	100,679.43

DOG	DOG ACCOUNT - NEW			
480	06/28/11	OCE02	OCEAN COUNTY BOARD OF HEALTH	4,497.00 3920
481	06/28/11	OFF06	OFFICE NEEDS	585.00 3920

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	2	0	0.00	5,082.00
Direct Deposit:	0	0	0.00	0.00

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JACKSON TOWNSHIP
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
Total:		2	0	0.00	5,082.00
GENERAL TRUST					
61032	06/28/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	8,271.66		3914
61036	06/28/11	ASP01 ASPEN TREE EXPERT CO., INC.	16,800.00		3919
61037	06/28/11	CHE16 CHESTNUT ARBORICULTURAL &	2,225.00		3919
61038	06/28/11	EAS17 EAST COAST NO SPAY CLINIC	128.00		3919
61039	06/28/11	FER16 CARLOS FERREIRA	1,000.00		3919
61040	06/28/11	RCS02 R.C.SHEA & ASSOCIATES	2,000.00		3919

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	6	0	0.00	30,424.66
Direct Deposit:	0	0	0.00	0.00
Total:	6	0	0.00	30,424.66

PARKS REC	Check #	Check Date	Vendor	Amount Paid	Ref Number
	63556	06/28/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	4,217.00	3913
	63580	06/28/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	2,646.26	3910
	63581	06/28/11	ACK04 STEFANI ACKERMAN	59.00	3921
	63582	06/28/11	ARC09 JOYCE ARCAESE	121.00	3921
	63583	06/28/11	ARN06 JILL ARNSTEIN	215.00	3921
	63584	06/28/11	BER23 LAURA BERNIS	7.00	3921
	63585	06/28/11	BRU12 MARIA BRUCE	75.00	3921
	63586	06/28/11	CAL15 JENNIFER CALDERON	313.00	3921
	63587	06/28/11	CLA34 JAZME & MARCIA CLAUDED	15.00	3921
	63588	06/28/11	DIG04 LORI DI GIOVANNE	21.00	3921
	63589	06/28/11	DIO01 BRITTANY L DIODATO	41.00	3921
	63590	06/28/11	DSS01 DISTRIBUTION & SUPPORT SERVS.	291.58	3921
	63591	06/28/11	FRE20 CHRISTINE FREEMAN	50.00	3921
	63592	06/28/11	FRI16 SUELY FRIES	35.00	3921
	63593	06/28/11	FUR05 MARCY FURLONG	40.00	3921
	63594	06/28/11	GEL11 SUSAN GILL	22.00	3921
	63595	06/28/11	HAY03 KRISTY HAYES	55.00	3921
	63596	06/28/11	HOM02 MICHAEL HOMMANN	925.00	3921
	63597	06/28/11	HUC01 HEIDI HUCHKO	35.00	3921
	63598	06/28/11	JAC132 TARANNE JACQUES	47.00	3921
	63599	06/28/11	KIR10 STACEY KIRK	15.00	3921
	63600	06/28/11	KLA05 DONNA KLAMMER	20.00	3921
	63601	06/28/11	LEO05 FRANK LEONARD	34.00	3921
	63602	06/28/11	LIB06 MICHAEL LIBASSI	35.00	3921
	63603	06/28/11	MAR61 CHRISTINE MARINO	34.00	3921
	63604	06/28/11	MAS19 DIANA MASSIMILLO	15.00	3921
	63605	06/28/11	MCC25 AZILEEN MCCOURT	46.00	3921
	63606	06/28/11	PAN14 LYNN PANCKERI	15.00	3921
	63607	06/28/11	PIT07 TERRI PITED	20.00	3921
	63608	06/28/11	PUS01 SONAL PUSHKO	20.00	3921
	63609	06/28/11	REE10 LAURA REEVES	41.00	3921
	63610	06/28/11	ROS25 KENYA ROSARIO	131.00	3921
	63611	06/28/11	SAN24 MICHELLE SAMBEG	34.00	3921
	63612	06/28/11	SAP01 LISA SAPKOWSKI	31.00	3921
	63613	06/28/11	SHA18 REBECCA SHACK	41.00	3921
	63614	06/28/11	SHO13 SHOPRITE/PERLMART, INC.	79.41	3921

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JACKSON TOWNSHIP
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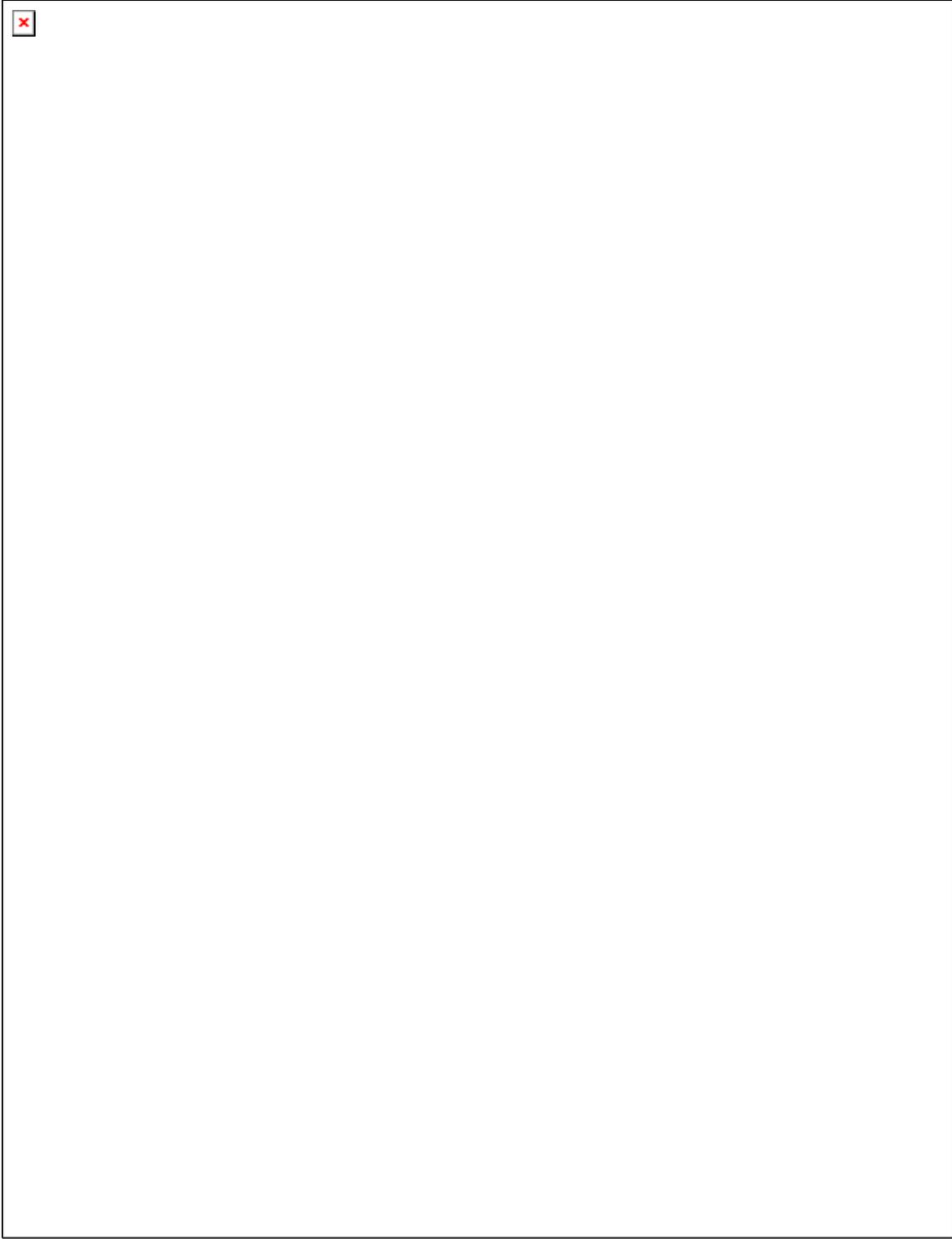
Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
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63616	06/28/11	TER08 TINA TERMINE	15.00		3921
63617	06/28/11	THA01 DEBORAH THAISS	50.00		3921
63618	06/28/11	THO28 KELLY THOMSON	15.00		3921
63619	06/28/11	VAN28 CRYSTAL VAN DEZILVER	23.00		3921
63620	06/28/11	VAR02 Vincent Vargas	40.00		3921
63621	06/28/11	WAL31 MICHELE WALDRON	40.00		3921
63622	06/28/11	WEI15 DANIELLE WEINING	92.00		3921
63623	06/28/11	WIS03 JEFFREY WISH	30.00		3921
Checking Account Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	45	0	10,182.25
		Direct Deposit:	0	0	0.00
		Total:	45	0	10,182.25
VOID					
63178	06/28/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	33,600.00	06/28/11 VOID	3912
63197	06/28/11	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	16,335.00	06/28/11 VOID	3909
Checking Account Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	0	2	0.00
		Direct Deposit:	0	0	0.00
		Total:	0	2	0.00
Report Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	156	12	8,258,913.74
		Direct Deposit:	0	0	0.00
		Total:	156	12	8,258,913.74

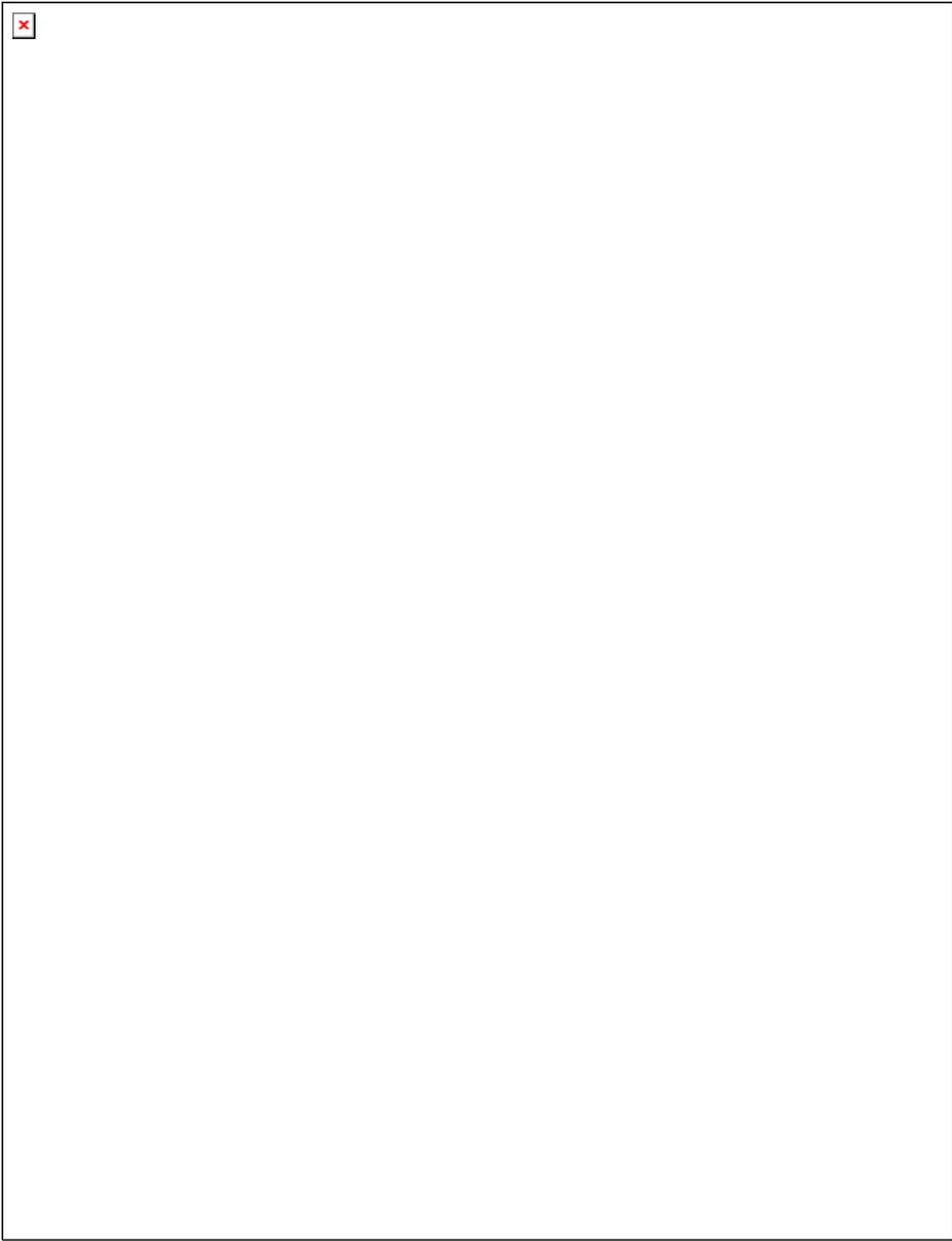
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JACKSON TOWNSHIP
Check Register By Check Date

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Fund Description	Fund	Budget Total	Revenue Total
	0-01	60,234.10	0.00
	1-01	7,975,328.57	3,040.00
	C-04	67,754.80	0.00
	G-02	4,038.93	0.00
	T-12	30,424.66	0.00
	T-13	10,182.25	0.00
	T-17	5,082.00	0.00
	T-20	2,149.00	0.00
	Year Total:	47,837.91	0.00
Total of All Funds:		8,155,194.31	3,040.00





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

RESOLUTION 204R-11

TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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

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

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

1. The Tax Collector is hereby authorized to make overpayment refunds in the amount shown and to the taxpayers, as appears on Schedule “A” which made apart hereof.

**TOWNSHIP OF JACKSON
OVERPAYMENT REFUNDS
RESOLUTION NO. 204R-11**

JUNE 28, 2011

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
902	20	Goodwin, Joseph W & Gail A	2011 – 2 nd	\$ 254.88
1501	30	Cartus Financial Corporation C/o Eric Wasser, Esq	2010 – 4 th	1,977.03
4302	13	Wells Fargo Home Mortgage	2010 – 4 th	250.00
8001	23	Raymond L Dademo, Esq – Trust Acct	2010 – 4 th	632.61
8307	5	Kurpnick, Sydney Trust	2011 – 1 st 2011 – 2 nd	759.90 759.89
11407	12	Paulus, Andreas & Joyce	2010 – 4 th	981.33
13401	22	Cook, Richard J & Sandra	2011 – 2 nd	287.73
6701	20	Wells Fargo Home Mortgage	2011 – 2 nd	<u>1,522.10</u>
TOTAL:				\$7,425.47

2. Copies of this Resolution to the Tax Collector.

DATED: 6/28/11

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

RESOLUTION 205R-11

TITLE: APPROVE BINGO/RAFFLE LICENSE

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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

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:

- #SBL-184 – Senior Citizens Club of Westlake
- #RA-1422 – Loyal Order of Moose #1459
- #RA-1423 – Jackson Soccer Club
- #RA-1424 – Liberty Parents Club Inc.
- #RA-1425 – Liberty Parents Club Inc.

- 2. Copies of the Resolution to interested parties.

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

DATED: 6/28/11

RESOLUTION 206R-11

TITLE: APPROVE TOWNSHIP COUNCIL MEETING MINUTES OF DECEMBER 14, 2010

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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

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

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

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

December 14, 2010

- 2. Copies of this resolution to any interested parties.

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

DATED: 6/28/11

RESOLUTION 207R-11

TITLE: ACKNOWLEDGE RECEIPT AND AUTHORIZE EXECUTION OF CY 2011 CDBG SUBRECIPIENT AGREEMENT BETWEEN THE TOWNSHIP OF JACKSON AND THE COUNTY OF OCEAN (COMMUNITY DEVELOPMENT BLOCK GRANT FOR CY 2011)

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, the Ocean County Freeholder Director received written notification that the County of Ocean has been qualified for participation in the Community Development Block Grant Program as an Urban County for fiscal years 2011 - 2013 based on automatic renewal of cooperative agreements previously executed between the County of Ocean and the Township of Jackson

WHEREAS, the Township of Jackson has applied for inclusion within the Ocean County Community Development Block Grant Program for CY 2011, and;

WHEREAS, per 2011 application Ocean County has awarded Jackson Township \$ 151,200.00 in Community Development Block Grant Funding, and;

WHEREAS, all activity must be located in, or directly serve residents of Designated Target Neighborhoods (DTN's) and;

WHEREAS, the DTN's is an area or neighborhood having fifty-one (51%) or more low and moderate income persons, physical deterioration and economic disinvestment., and;

WHEREAS, the construction or upgrading on necessary neighborhood facilities in low and moderate income areas is eligible funding activity, and;

WHEREAS, the Township Engineer, Daniel Burke, P.E. has identified a project that will install Potable Water Line to the residents of the Legler DTN, and;

NOW, THEREFORE, BE IT RESOLVED, that the Jackson Township Council County of Ocean, State of New Jersey, authorize the Mayor to accept and execute the agreement in the amount of \$151,200.00 as a subrecipient and;

BE IT FURTHER RESOLVED that a certified copy of this resolution and executed copy of the agreement shall be forwarded to the Ocean County Freeholder, Director Ocean County Planning Board and the CBDG Program Monitor.

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

DATED: 6/28/11

RESOLUTION 210R-11

TITLE: AUTHORIZE THE EXECUTION AND SUBMISSION OF THE 2012 AREA PLAN CONTRACT PROGRAM GRANT FOR THE DEPARTMENT OF RECREATION AND SENIOR SERVICES THROUGH THE OCEAN COUNTY OFFICE OF SENIOR SERVICES

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

WHEREAS, the Jackson Township Department of Recreation and Senior Services is requesting authorization to submit the 2012 Area Plan Contract Program Grant through the Ocean County Office of Senior Services; and

WHEREAS, the Township of Jackson is desirous in obtaining funding to be utilized toward information and assistance at the Jackson Township Senior Center; and

WHEREAS, the Ocean County Office of Senior Services has identified the following priorities in their 2012 Area Plan Contract Update Summary: improve access to available service, promote healthy aging, foster greater independence for frail older adults, support family caregivers and advocate at the local, State and Federal level; and

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

1. The Jackson Township Council authorizes the submission of the 2012 Area Plan Contract Program grant through the Ocean County Office of Senior Services and wishes to participate to the fullest extent possible in this program.
2. Certified copies of this resolution forwarded to Administration, Chief Financial Officer, Jackson Township Department of Senior Services and any other interested parties.

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

DATED: 6/28/11

RESOLUTION 215R-11

TITLE: APPROVE CHIEF FINANCIAL OFFICERS REPORT FOR MONTH OF MAY 2011

MOTION TO APPROVE BY: UPDEGRAVE

MOTION SECONDED BY: KAFTON

YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN

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 monthly report for May 2011 is hereby approved.
2. Copies of this Resolution to Treasurer, Administrator, Township Attorney, and any other interested parties.

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

DATED: 6/28/11

**RESOLUTION 216R-11
TITLE: AUTHORIZE ISSUANCE OF FIREWORKS PERMIT TO SIX
FLAGS GREAT ADVENTURE FOR 2011**

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

WHEREAS, Six Flags, Great Adventure has applied for a fireworks permit for a display to be held July 4, 2011; and

WHEREAS, said display(s) to be produced by Pyrotechino, P.O. Box 149, New Castle, PA 16103; and

WHEREAS, the applicant has presented a Certificate of Insurance and Performance Bond and is currently operating under Federal Permit No. 8 NJ 029-54-1J-00277 and has executed a Hold Harmless Agreement on behalf of the Township; and

WHEREAS, the current Federal Permit No. 8 NJ 029-54-1J-00277 from the Bureau of Alcohol, Tobacco and Firearms for Great Adventure is in effect until September 1, 2011; and

WHEREAS, the current State Permit to store explosives No. 09802 issued by the State of New Jersey, expires March 10, 2012; and

WHEREAS, the appropriate Township Officials have either inspected or have no objection to the issuance of a permit to the applicant.

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

1. A fireworks permit is hereby authorized to be issued pursuant to N.J.S.A 21:3-3 to Six Flags, Great Adventure for July 4, 2011 within said amusement park.
2. The Township Clerk is hereby authorized to issue the aforesaid permit to the applicant and forward a copy of said permit to the New Jersey Department of Labor and Industry.
3. The Clerk is hereby authorized and directed to forward a certified copy of it to Six Flags Great Adventure, appropriate Township Officials and any other interested parties.

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

DATED: 6/28/11

DISCUSSION AGENDA:

1. **Township Clerk Eden** – Easement (Arbeit)
Councilman Bressi explained that they received a letter and brought this up at the Planning Board. It was unanimous by the members and the professionals that they do not move on this easement. Attorney Cipriani stated that no formal action is needed by the Council.
2. **Township Clerk Eden** reminded everyone that the Reorganization meeting will be on July 5, 2011 at 7:00 p.m in the main meeting room. They will also do the budget amendment and the budget adoption.
3. **Township Clerk Eden** – Tonight the Council approved an Amendment to Ord. 22-11 amending Chapter 102-2, which deals with the unregistered vehicles. It has come to her attention by Code Enforcement that they also need to amend Chapter 103 of our code. Attorney Cipriani explained they are not actually in conflict and they cover different areas. Therefore, no further action is needed.
4. **Township Clerk Eden** – She explained that they should all have a memo from Officer Mackin addressing the Bus Stop requests from NJ Transit. The County is looking for a letter from the Township Officials that they would agree to support these bus stop. The next step would be that the Board of Chosen Freeholders would adopt a resolution approving said bus stops (along their roadways) and the Township may be required to adopt an ordinance establishing same. Attorney Cipriani explained they could do a motion that they support this and direct a letter to be sent.

**MOTION OF SUPPORT FOR NJ TRANSIT BUS STOPS BY:
UPDEGRAVE****SECONDED BY: BRESSI****YES: KAFTON, RIVERE, UPDEGRAVE, BRESSI & MARTIN**

5. Attorney Cirprini gave an update on JR Landscaping. She stated that during the last update she explained that this was a civil case. They were successful in getting a consent order signed by the Judge in Superior Court. There has been a lack of compliance with the order. This morning her office filed an application with the judge due to lack of compliance with the order. They are seeking attorney fees because they have to go back again for noncompliance. Also they would like clarification because there is some confusion. They would like to see JR come before the court to explain why they are not complying. The appearance before the Zoning Board regarding the Bennetts Mills site is still scheduled for July 20th.

COUNCILWOMAN RIVERE: She stated that it is June 28th and they are approving the budget on July 5th and there was no election this year.

PUBLIC COMMENT – ANY TOPIC

CHRIS DUNTON – 124 ADAM’S WAY: He asked about Resolution 209R-11 regarding the non-renewal of the VFW license. He later added that he was an employee of this town for 26 years and they never approved a budget before May and it has nothing to do with election cycles. Council Vice President Bressi explained that the non-renewal of the liquor license was by request from the VFW due to not being able to afford it.

ROGER DOWNING – 4 MOUNT OLIVE LANE: He spoke about a friend who has a trailer parked on his property for 3 years. He just got a notification that he has to remove it. Council Vice President Bressi explained that each zone is different and he needs to check with Code Enforcement.

REANN WALKER – 2 EVERGREEN COURT: She explained that she heard a rumor that JR Landscaping has filed a lawsuit against Jackson Township and asked if that was true? She later asked if you sue the township could you still put in bids for future work? She later spoke about Ordinance 23-11 and asked if Mr. Rasiewicz is going to be in charge of the Recreation Department? She explained she wanted to know this because they wasted a lot of money on a pilot program and now they are putting him in charge of something else. Attorney Cipriani stated that she hasn't received a lawsuit regarding JR suing the town. She then explained there is nothing from stopping someone from putting in a bid. There are factors that you get to consider such as past performance. There's nothing that will let you reject solely on the fact the contractor has sued the town. Councilwoman Updegrave explained that the Division of Recreation will be under the Department of Public Works, but Mr. Rasiewicz isn't going to run it. Attorney Cipriani explained that the Recreation Department employees would be under the Assistant Program Supervisor who will have 3 years experience. Council Vice President Bressi explained the reason they did this was because of duplication of services.

MARIE CHAMBRA – 12 HARVEST COURT: She began by saying that the school has a phone system that calls everyone and lets them know when there are meetings, etc. She asked if the township's phone system is only for emergency use? Council President Martin stated it is for emergency notifications only. Ms. Chambra went on to say that she called Public Works the week she was suppose to have bulk pick-up because she didn't want to put it out too soon and she was told 2 days in advance is fine, but they were running about a week behind. She put her stuff out (glass, mirrors, metal, etc.) based on that phone call. They hadn't come so she called again and was told they won't be around for 3 to 4 weeks and was given many excuses such as the equipment breaking down. Now she can't move this stuff back so she needs to get an answer on when they will come. Council President Martin stated they would have someone call her with a date.

STEPHANIE BROWN – 310 SO. NEW PROSPECT ROAD: She spoke about when her and her friends voted for the change of government they thought that was it. They didn't know about the date of the election changing. They just wanted to directly elect the mayor.

JUDY SHERRY – 7 MARYBETH LANE: She began by saying that a few meetings ago they spoke about the fees for the registrar. She asked if those fees were required to be shared with the registrar or could they be collected as income for the town? Attorney Cipriani stated she did supply a memo to the town regarding this. The question was what manner must the registrar be paid. The way it is being done now is permissible, but it also can be done by salary. Council President Martin stated after the reorganization this will be addressed by ordinance.

ELEANOR HANNUM – 7 EVERGREEN COURT: She asked where in the codebook does it allow for pilot programs? Council President Martin explained this has to do more will policy. This is a tricky situation because there is still an investigation. Department Heads are supposed to run their departments and create different programs. Council Vice President Bressi explained she is talking about land use law, which deals with what you are allowed to do or not to do. What happened was JR had certain permissions from the Zoning Board that he interpreted one way. When the Zoning Board awards a variance if it is not abided by it can be revoked. That is what is happening July 20th with the interpretations. A pilot program isn't part of the land use laws. Ms. Hannum asked if any Department Head could initiate a pilot program without going to Council? Attorney Cipriani stated they couldn't speak in such general terms about a pilot program it depends on the scale of the program. She believes that members of the Council have already stated that the procurement process in this case was not what it should have been. Ms. Hannum then went on to say that according to the injunction JR is not suppose to bring in debris. She asked why Aspen Tree Service, who's owner is also Chairman of the Shade Tree Commission is dumping debris at both the Conselina Site and the Bennetts Mills site every day? This debris is coming from the Nature Blvd. power lines. Attorney Cipriani explained that is why they are going back to court. She doesn't believe that anyone from the township authorized anybody to drop debris there. Ms. Hannum stated that the person doing this is the Chairman of the Shade Tree Commission, why is he still the chairman? Attorney Cipriani stated they did receive the pictures and are looking into the

matter. Councilman Kafton in closing stated that there was a bill, which he abstained on, was on the bill list tonight for \$16,800 to that tree service. So, they are taking the trees that are being cut down and paid for by the taxpayers to this vendor, which they are in a lawsuit with. He doesn't understand why no one on this Council was aware of this and asked if anyone knows where this tree service is taking the material? Council Vice President Bressi explained that he found out about this last night and Ms. Cipriani told him they are going back to court. This was a private business that brought stuff there and it is being addressed. Mayor Reina explained that Administrator Torres signs the purchase orders and he would know the answer. He then added that if they are taking down the trees by the power lines that is a JCP&L easement and they are paying someone to do that. He said they need to find out where the debris is coming from and who is paying for it. He then stated that he knows they have a hazardous tree list that Dan Burke works with the Forester on. Those purchase orders might be coming from there, but he knows they are not paying Aspen to remove trees from the power lines for JCP&L. Council Vice President Bressi asked the Administrator to advise anybody who is working for the town that debris cannot be taken to those sites. He would also like a letter sent to JCP&L advising them that there is a court order saying it can't be done. Administrator Torres stated he would look into this and give them a full report.

CHRIS DUNTON – 124 ADAM'S WAY: He addressed Administrator Torres and asked according to the DCA regulations what is the date the budget has to be approved by without extensions? Administrator Torres stated that it was March 24th. Mr. Dunton suggested that they put a policy in place that would create benchmarks for the municipal budget. They don't have benchmarks where they have a start date, implementation date for department heads to have something in place, an implementation date for the creation of the municipal budget, an implementation date for review, etc. This would allow them to have a budget prepared in a timely fashion. Council Vice President Bressi explained that there are basically benchmarks they work from. The biggest misnomer is that they don't know what the State is giving them. He thinks they should have the best budget available prepared and then plug in the number when they get it.

RICHARD ZAUNER – 109 NO. COUNTY LINE ROAD: He addressed Attorney Cipriani and asked for a legal definition of something being "grandfathered"? Attorney Cipriani explained that when a law is passed and the provisions of that new law are not applied to existing situations that predated that law. When a law is passed there would have to be a provision that states this law only applies to situations that were not in existence prior to the effective date. Mr. Zauner then addressed Councilman Kafton and asked why a house on his street is being built that is three stories with a basement and its well within that 300-foot buffer? Councilman Kafton told Mr. Zauner that he should have checked with the zoning officer on this?

DAN BURKE, P.E. (JACKSON TWP. MUNICIPAL ENGINEER): He endorsed what Mr. Dunton said and he had written a letter to Administration and the Mayor about that topic. As a Department Head it has been their obligation to submit their budgets no later than the end of November and they won't see the results of that budget for about seven months and then they are only effective for five or six months. Then come November the process of taking back anything expedited begins and they go right back into the cycle. He believes it is a poor way of managing an annual budget process. It should not take six to seven months to pass a budget for a 12-month cycle. The draft budget should be awaiting the State's numbers. He believes that the layoffs and the furloughs would have been diminished if they acted earlier. In closing he stated that it needs to be fixed and asked them all to work together to get this done.

PAUL MAYEROWITZ – 91 CYPRESS POINT LANE: He began by saying that he and Mr. Burke have been on the same page regarding the budget for years. The process is more than slightly broken. They have their budgets that are due in the 4th quarter and Mr. Burke always manages to get his budget in on a timely basis. However, there are certain Department Heads that consistently fail to meet those budget deadlines. They can review the budget in two to three weeks. He then stated that they need to take a closer look at the budget. He asked the members of the Council and the Mayor's office to provide them with documentation relative to what their roles were in this budget process so they can formulate specific approaches going into the 2012 budget. Councilman

Kafton addressed Mr. Mayerowitz and stated he has a copy of a memo that was sent out on the discussion forum in his community. The memo stated he was involved with a project that would impact Jackson property taxes and spending and if someone has financial expertise they should call him. Mr. Mayerowitz explained this is a project that he initiated relative to the demographics of Jackson, review of the electorate, who impacts the election by district, and what segments of Jackson pay the highest property taxes. This is a personal project he is doing and is writing a "white paper" on it. Councilman Kafton added that people outside his community might be able to help out with that. Mr. Mayerowitz explained that he is one person and can't contact everyone in the town. He addressed the Mayor and asked if he would support this project and help with volunteers. Mayor Reina replied that he would and he will sit down and speak with Mr. Mayerowitz. He has been asking for years for volunteers to come forward. Mr. Mayerowitz then stated now he has a vehicle to include more people and will contact the Mayor's office.

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

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

10:30 P.M.

RESPECTFULLY SUBMITTED,

COUNCIL PRESIDENT MARTIN

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

AME/tvc