



# Township of Jackson

95 West Veterans Highway | Jackson, NJ 08527 | (732) 928-1200

*Office of the Township Clerk*

MARY MOSS, RMC  
TOWNSHIP CLERK

November 15, 2022

Re: Addendum/Revision to Public Agenda

The following updates has been included for the November 15, 2022 Township Council Agenda:

1. **REVISION to Resolution 409R-22:**  
RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY SUPPORTING A-4801 SPONSORED BY ASSEMBLYMAN ALEX SAUICKIE DIRECTING THE STATE BOARD OF EDUCATION TO RESCIND THE NEW JERSEY STUDENT LEARNING STANDARDS IN COMPREHENSIVE HEALTH AND PHYSICAL EDUCATION
2. **ADD- Resolution 423R-22:**  
RESOLUTION AWARDING A CONTRACT TO EARTHWORKS, INC., OF FARMINGDALE, NEW JERSEY FOR SITE WORK FOR BASIN WATER QUALITY IMPROVEMENTS (EARTHWORKS INC.)
3. **ADD- Resolution 424R-22:**  
RESOLUTION AUTHORIZING EXECUTION OF RIGHTS-OF-WAY AGREEMENT BY AND BETWEEN THE TOWNSHIP OF JACKSON ("MUNICIPALITY") AND COMCAST BUSINESS COMMUNICATIONS, LLC, TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES

Respectfully,  
Mary Moss, RMC  
[mmoss@jacksontownshipnj.net](mailto:mmoss@jacksontownshipnj.net)

TOWNSHIP OF JACKSON

RESOLUTION NUMBER: 409R-22

**TITLE: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY SUPPORTING A-4801 SPONSORED BY ASSEMBLYMAN ALEX SAUICKIE DIRECTING THE STATE BOARD OF EDUCATION TO RESCIND THE NEW JERSEY STUDENT LEARNING STANDARDS IN COMPREHENSIVE HEALTH AND PHYSICAL EDUCATION**

**WHEREAS**, the State Board of Education has previously adopted the "New Jersey Student Learning Standards in Comprehensive Health and Physical Education" which standards require every local Board of Education to adopt curriculum consistent with same; and

**WHEREAS**, said standards have been adopted without the approval of the New Jersey State Legislature by bureaucratic political appointees; and

**WHEREAS**, these new mandated standards, which are required to be taught in the Jackson Township School District, are not in the best interest of the students, parents and families of Jackson Township; and

**WHEREAS**, the Township Council of the Township of Jackson believes that these standards should be rescinded and that the State Board of Education should be prohibited from adopting any future student learning standards or mandating any similar curriculum standards on these issues; and

**WHEREAS**, Assemblyman Alex Sauickie has introduced and sponsored Assembly Bill 4801 which, if adopted, would accomplish this goal and direct each local Board of Education to establish a Parental Advisory Committee to work with the Board and School District on the development of curriculum standards in the subjects of health and physical education; and

**WHEREAS**, the Township Council of the Township of Jackson fully supports Assembly Bill 4801; and

**NOW, THEREFORE, BE IT RESOLVED**, this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Township Council of the Township of Jackson in the County of Ocean, State of New Jersey as follows:

1. The Jackson Township Council hereby supports Assembly Bill 4801 and urges its quick passage to the New Jersey General Assembly and ultimately, the New Jersey State Senate.

**BE IT FURTHER RESOLVED**, a copy of this Resolution be forwarded to the following:

1. Phil Murphy, Governor;
2. Sheila Oliver, Lt. Governor;
3. New Jersey State Legislature;
4. All 12<sup>th</sup> District Legislators;
5. Ocean County Commissioners;
6. New Jersey League of Municipalities;
7. Mayor and Council of all towns in Ocean County;
8. All Boards of Commissioners in the State of NJ;
9. Assembly Speaker Coughlin;
10. Senate President Scutari;
11. Jackson Board of Education members

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be forwarded to the Jackson Township Board of Education and all Legislative Delegations in the 9<sup>th</sup>, 10<sup>th</sup> and 12<sup>th</sup> Legislative Districts.

Councilman \_\_\_\_\_ presents the following resolution  
Seconded by \_\_\_\_\_

and carried upon the following roll call vote:

TOWNSHIP COUNCIL	AYES	NAYS	ABSENT	ABSTAIN
COUNCILMAN BORRELLI				
COUNCILMAN CHISHOLM				
COUNCILWOMAN O'NEILL				
COUNCIL VICE PRESIDENT KERN				
COUNCIL PRESIDENT FLEMMING				

I, Mary Moss, RMC, Municipal Clerk of Jackson Township, do hereby certify the foregoing to be a true, complete and correct copy of resolution adopted by the Township Council at a regular meeting held on \_\_\_\_\_, 2022.

In witness whereof, I have hereunto set my hand affix the official seal of Jackson Township, Ocean County, New Jersey this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mary Moss, RMC- Municipal Clerk

TOWNSHIP OF JACKSON

RESOLUTION NUMBER: 423R-22

TITLE: RESOLUTION AWARDING A CONTRACT TO EARTHWORKS, INC., OF FARMINGDALE, NEW JERSEY FOR SITE WORK FOR BASIN WATER QUALITY IMPROVEMENTS

WHEREAS, the Township of Jackson has previously advertised for and received a bid for the project known as "Site Work for Basin Water Quality Improvements", which bids were received on November 10, 2022; and

WHEREAS, a total of four (4) bids were received as follows:

<u>BIDDING CONTRACTOR</u>	<u>BID AMOUNT</u>
Earthworks, Inc., 13 Morell Ct. Farmingdale, NJ 07727	\$288,876.00
Capela Construction Inc. 20 Tranquility Court Southampton, NJ 08088	\$300,445.00*
Down to Earth Landscaping, Inc. 705 Wright Debow Rd. Jackson, NJ 08527	\$319,916.75
Sum Co Eco Contracting 2 Centennial Dr. #4D Peabody, MA 01960	\$387,097.50

WHEREAS, By letter dated November 11, 2022, the Township Engineer has recommended to the Township Council that the Township should award a Contract to the apparent low bidder, Earthworks, Inc., in the total amount of \$288,876.00; and

WHEREAS, it appears that Earthworks, Inc., is the lowest responsive bidder for this project; and

WHEREAS, the Township Council wishes to accept their recommendation of its Consulting Engineer;

NOW, THEREFORE, BE IT RESOLVED, this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Township Council of the Township of Jackson, County of Ocean and State of New Jersey, states as follows:

- The Township hereby awards a Contract to Earthworks, Inc., of Farmingdale, New Jersey in the amount of \$288,876.00 in accordance with the bid specifications and bid received for this project.
- The Mayor and Township Clerk be and they are hereby authorized to execute any and all documents necessary to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

- Stephen Schreiber, P.E., CME, Township Engineer
- Terence Wall, Township Administrator
- Marianne Horta, QPA, Purchasing Agent
- Mary Moss, Township Clerk
- Sharon Pinkava, CFO
- Shawn Thomas, Superintendent of Public Works
- Gregory P. McGuckin, Esq., Township Attorney
- All bidders

Councilman \_\_\_\_\_ presents the following resolution  
Seconded by \_\_\_\_\_

and carried upon the following roll call vote:

TOWNSHIP COUNCIL	AYES	NAYS	ABSENT	ABSTAIN
COUNCILMAN BORRELLI				
COUNCILMAN CHISHOLM				
COUNCILWOMAN O'NEILL				
COUNCIL VICE PRESIDENT KERN				
COUNCIL PRESIDENT FLEMMING				

I, Mary Moss, RMC, Municipal Clerk of Jackson Township, do hereby certify the foregoing to be a true, complete and correct copy of resolution adopted by the Township Council at a regular meeting held on \_\_\_\_\_, 2022.

In witness whereof, I have hereunto set my hand affix the official seal of Jackson Township, Ocean County, New Jersey this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Mary Moss, RMC- Municipal Clerk

TOWNSHIP OF JACKSON

RESOLUTION NUMBER: 424R-22

**TITLE: RESOLUTION AUTHORIZING EXECUTION OF RIGHTS-OF-WAY AGREEMENT BY AND BETWEEN THE TOWNSHIP OF JACKSON ("MUNICIPALITY") AND COMCAST BUSINESS COMMUNICATIONS, LLC, TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES**

**WHEREAS**, Comcast Business Communications, LLC ("CBC"), a local exchange and interexchange telecommunications services provider, with offices located at 1701 JFK Boulevard, Philadelphia, Pennsylvania 19103, is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey pursuant to an Order dated February 15, 2001, issued by the New Jersey Board of Public Utilities ("NJBP") in Docket No. TE00100789; and

**WHEREAS**, CBC has requested the consent of the Municipality to occupy public rights-of-way within the Municipality for the purpose of constructing, installing, operating, repairing, maintaining, or replacing a telecommunications system; and

**WHEREAS**, it is deemed to be in the best interest of the Municipality and its citizenry, particularly including the commercial and industrial citizens, for the Municipality to grant municipal consent to CBC to occupy the public rights-of-way within the Municipality for this purpose; and

**WHEREAS**, the granting of such consent is and shall be conditional upon CBC's compliance with all existing and future applicable ordinances of the Municipality and its entering into a written agreement with the Municipality to, *inter alia*, indemnify and hold the Municipality harmless as to all claims and liability resulting from any injury or damage caused by CBC which may arise from the construction, installation, operation, repair, maintenance, disconnection, replacement and removal of its telecommunications system within certain public rights-of-way and its provision of liability insurance coverage for personal injury and property damage;

**NOW, THEREFORE, BE IT RESOLVED**, this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the Township Council of the Township of Jackson in the County of Ocean, State of New Jersey as follows:

1. That non-exclusive consent is hereby granted to CBC to occupy the public rights-of-way within the Municipality for the purpose of construction, installation,

operation, repair, maintenance and replacement of a telecommunications system for a period of fifty (50) years;

2. That the within granted permission is conditioned upon CBC entering into the attached Rights-of-Way Use Agreement with the Municipality and providing liability and property damage insurance coverage;
3. That the Mayor and Municipal Clerk are hereby authorized to execute the attached Rights-of-Way Use Agreement; and
4. That a copy of this Resolution and the executed Rights-of-Way Use Agreement shall be filed in the Office of the Municipal Clerk.

**BE IT FURTHER RESOLVED**, the Mayor and Township Clerk be and they are hereby authorized to execute any and all documents necessary to implement the intent of this Resolution.

**BE IT FURTHER RESOLVED**, a copy of this Resolution be forwarded to the following:

1. Comcast Business Communications, LLC
2. Terence Wall, Township Administrator
3. Gregory P. McGuckin, Township Attorney

Councilman \_\_\_\_\_ presents the following resolution  
Seconded by \_\_\_\_\_

and carried upon the following roll call vote:

TOWNSHIP COUNCIL	AYES	NAYS	ABSENT	ABSTAIN
COUNCILMAN BORRELLI				
COUNCILMAN CHISHOLM				
COUNCILWOMAN O'NEILL				
COUNCIL VICE PRESIDENT KERN				
COUNCIL PRESIDENT FLEMMING				

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In witness whereof, I have hereunto set my hand affix the official seal of Jackson Township, Ocean County, New Jersey this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mary Moss, RMC- Municipal Clerk