

**ON TUESDAY, APRIL 28, 2020, AT 5:30 P.M. THE JACKSON TOWNSHIP COUNCIL HELD ITS (EXECUTIVE SESSION) MEETING IN THE MUNICIPAL BUILDING**

**ROLL CALL:**

**COUNCILMAN BRESSI (via teleconference)      ATTORNEY MCGUCKIN**  
**COUNCILMAN FLEMMING                              TOWNSHIP CLERK KISTY**  
**COUNCILMAN KERN**  
**COUNCIL VICE PRESIDENT SAUICKIE**  
**COUNCIL PRESIDENT CALOGERO- absent**

**ALSO IN ATTENDANCE: BUSINESS ADMINISTRATOR TERENCE WALL**

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.

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**RESOLUTION 193R-20**

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

**MOTION TO APPROVE BY: FLEMMING**

**MOTION SECONDED BY: KERN**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**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)        Litigation/Potential Litigation: Update on lawsuits

3. It is anticipated that the subject matter discussed may be made public upon its conclusion or final disposition.

**DATED: 4-28-20**

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**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

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**6:05 P.M. -CONVENE PUBLIC MEETING IN THE MAIN MEETING ROOM OF THE MUNICIPAL BUILDING VIA ZOOM**

**PLEDGE OF ALLEGIANCE**

**COUNCIL VICE PRESIDENT SAUICKIE-** please keep in mind all First Responders and hospital staff who are required to work helping those who are ill. Keep our First Responders, medical staff, and our Military in your prayers.

**ROLL CALL:**

<b>COUNCILMAN BRESSI (via teleconference)</b>	<b>ATTORNEY MCGUCKIN</b>
<b>COUNCILMAN FLEMMING</b>	<b>TOWNSHIP CLERK KISTY</b>
<b>COUNCILMAN KERN</b>	
<b>COUNCIL VICE PRESIDENT SAUICKIE</b>	
<b>COUNCIL PRESIDENT CALOGERO- absent</b>	

**ALSO IN ATTENDANCE: BUSINESS ADMINISTRATOR TERENCE WALL**

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.

**COUNCILMAN BRESSI** – waived comments.

**COUNCILMAN FLEMMING** - waived comments.

**COUNCILMAN KERN-** thanked the Jackson Chamber of Commerce and the Jackson Rotary Club for helping start the Jackson Feed First Responders Program. It has raised over \$1,500 and thanked those who made donations. Thanked all local organizations who are trying to help their neighbors. Thanked the Women of Today Food Bank, and Jackson Football and Cheer. Jackson Football and Cheer are selling masks to parents and their families without price gouging. Thanked the volunteer efforts conducted around town over the past weeks. Please feel free to contact the township by email if anyone needs assistance. We will connect you to the proper departments or organizations that can provide aid.

**COUNCIL VICE PRESIDENT SAUICKIE** - complimented Councilman Kern for all of his efforts on the food train. Our third Zoom Council meeting is being held tonight and upgrades were made to the audio and visual. Hopes both audio and visual are clear. If they are not, we will work to ensure that audio and visual is working properly. He stated Council President Calogero apologizes for being absent as he is not feeling well. He wishes everyone well. Mayor Reina has attended the council meetings regularly during these times. At the last meeting, Mayor Reina stated that Governor Murphy’s meetings regarding COVID-19 have been overlapping with our council meetings. The Mayor encourages everyone to stay safe. He continues to work with the Governor’s office to determine a responsible method of reopening business within the town. Last week, the Council unanimously voted on the soil/fill importation ordinance who came before us by the Department of Environmental Protection. They encouraged this legislation to be approved at the municipal level. This year protecting Jackson’s unique environment will continue to be a top priority and thanked the NJDEP for their recommendations and support. Addressed several questions that were asked by residents prior to the second reading of the ordinance. The township will confirm that the soil being brought into our town is acceptable. With the new regulations, a certification would be required by the supplier which is regulated by the State. It would need to be provided to the Township Engineer in advance prior to the soil entering our township. This requirement was not available prior to this ordinance. There is no limit to frequent testing and it is at the town’s discretion on the frequency of testing. The testing can be conducted on a weekly or monthly basis. It can also be tested by the truckload or based on the size of the project. There are fees associated with this ordinance which will include fees for testing of the soil among other things. Our town is following the regulations set forth by the NJDEP. If after approval of this ordinance, we conclude that our ordinance needs strengthening then we will do so. We hope to continue to keep Jackson the beautiful place residents have come to love. Thanked the Council in advance and hopes this ordinance will be approved this evening.

**COUNCIL PRESIDENT CALOGERO-absent**

**APPROVE EXECUTIVE SESSION MEETING MINUTES: APRIL 14, 2020**

**MOTION TO APPROVE BY: KERN**  
**SECONDED BY: FLEMMING**  
**YES: BRESSI, FLEMMING, KERN, SAUICKIE**  
**ABSENT: CALOGERO**

## **CY 2020 MUNICIPAL OPERATING BUDGET**

**OVERVIEW –BUSINESS ADMINISTRATOR TERENCE M. WALL-**on behalf of Mayor Reina we are proud to present the overview of the Municipal Operating Budget. Thanked the Mayor, Assistant Business Administrator Samantha Novak and the Finance Department. Our CFO Sharon Pinkava and Municipal Assistant Patricia Schwark are present today from our Finance Department. A file will be listed and be available on our township website. It will give us an opportunity to provide an overview for the public hearing process consideration and final adoption made by the governing body this evening. The Municipal Operating Budget is a yearly process and during the year we are preparing and planning. We are preparing today for the public hearing and adoption. As the year progresses we monitor the budget closely to come under budget and this year we were successful at doing so. All the departments within the township worked fiscally responsible budgets. The State of New Jersey dictates the budget process itself by statutes and regulation. The State of New Jersey also dictates the financial management and accounting practices by municipalities. The Department of Community Affairs approves all budgets, financial statements and annual audits. There are two principal components in the Municipal Budget - the operating budget (everyday expenses) and the capital budget (projects such as road improvements). It is organized into two expense categories: salaries and wages and other expenses. The budget by law must always balance revenue and expenses. The municipality collects property taxes for the County, Board of Education, Fire Districts and the Township. The County, Board of Education and Fire Districts receive 100% of what is anticipated whether it is collected or not. The municipality covers any gaps of dollars from a calculation called a “Reserve for Uncollected Taxes”. The budget process is affected by different fiscal years. The State of New Jersey and the Jackson Board of Education calendar year begin on July 1 through June 30. Township of Jackson fiscal calendar year begins on January 1 through December 31.

Administrator Wall then presented the CY 2020 budget presentation via Power Point for the benefit of the Council and public. This document is also posted on the Township website.

**COUNCILMAN VICE PRESIDENT SAUICKIE-** asked the average tax increase for last year. He stated the tax increase for 2020 is lower than the previous year He stated the slides provided by Business Administrator Wall are important as they indicate what services are paid by the residents. Confirmed the amounts used for the Board of Education which were \$96,572,578.90 as the Municipal tax \$33,646,396.96. Taxpayers are paying almost the same amount for Municipal tax and County tax. Each department mentioned determines its own annual budget. The governing body works with the township, which is responsible for collecting the municipal tax but the amount of \$33,646,396.96 is allotted to the town. Questioned Business Administrator Wall in regards to the open space tax. He stated an increase in Open Space funds was a question voted on the ballot. Jackson residents approved an increase in this tax to preserve open space. Asked if the open space tax is collected separately to identify parcels of land to preserve. At this point it is approximately \$1.4 million a year. Jackson Township has an AA+ S &P bond rating which is amazing in the State of New Jersey. Jackson Township is rated number two with an AA+ rating. The State of New Jersey has downgraded to a BBB+ rating. This is due to the financial woes occurring at the State level. Jackson can be very proud of our AA+ rating which translates into lower financial rates and it lowers the taxes for the residents.

**COUNCILMAN KERN –** Based on an average home of \$327,707.00 the tax bill indicates that approximately \$1,600 of your taxes will used for Police, Senior services, recreation, programs and events. \$1,600 of the tax bill versus \$8,228.00 of your tax bill be used for these purposes. \$68.00 of your tax bill will allotted for open space preservation. This is a

small amount but it will provide an opportunity for residents to appreciate more open space and protect our unique environment. The Gov Pilot program is convenient for our residents and it will aid in keeping costs down in our town. Thanked the Mayor Reina, Business Administrator Wall, and the Finance Department for working diligently for preparing the budget.

**BUSINESS ADMINISTRATOR WALL-** asked CFO Sharon Pinkava to provide the average increase amount for last year to Councilman Kern and answer any questions residents may have. Confirmed the open space tax increase was approved by residents on a ballot. The open space program is for land owners to partner with the County multi-jurisdictional or on their own to preserve land. He confirmed the amount allotted for open space tax. He stated that recently they financed vehicles and the rate was at 1.52% and this is testament to the financial stability of the municipality in the Standard & Poor rating. In the commercial aspect, businesses are looking for higher S& P rating to conduct business with. We have a higher rating than the State of New Jersey. Thanked all departments as they are working with Gov Pilot to make transactions easier and conduct business online. On tonight's agenda there is a resolution to approve credit card processing for our residents. With social distancing regulations, residents will want to process and apply for services quickly. It will allow people to conduct their business without processing in person. We are looking to enhance our township website and accept credit card transactions so conducting business in town can be faster, easier and efficiently. It will aid in costs during the year and staff will have the ability to process quickly. During this pandemic our staff has been working alternating shifts. They have been engaging in project work benefitting from the time resource. We are maximizing our time as employees are working remotely. Hopes to resume normal working hours very soon. Employees have the ability to maximize this time to be able to work more quickly and efficiently once our offices reopen. Thanked the Mayor and Council. Mayor Reina submitted an email to all employees showing his appreciation and congratulating them for all the work conducted during this time. It's an honor and pleasure to deliver results to the public.

**CFO SHARON PINKAVA** – stated in 2019 the tax increase was \$26.54. Concurred with Business Administrator Wall that our financing rate for vehicles purchased was a great rate.

## **RESOLUTIONS PERTAINING TO THE CY 2020 BUDGET**

### **PUBLIC COMMENT OPENED, RESOLUTIONS 194R-20 AND 195R-20 (ONLY)**

**At this time, we will have public comment on Resolution 194R-20 or 195R-20. Anyone wishing to speak on these two resolutions only may do so at this time. Please identify yourself utilizing the CHAT function.**

**BUSINESS ADMINISTRATOR WALL-** reminded the Council to speak into the microphone so everyone can hear them clearly. Any questions made by the public will be read and answered accordingly.

**TOWNSHIP CLERK KISTY-** clarified the public comment is in regards to 194R-20 and 195R-20 which pertain to the budget. It considers the local examination of the budget and reading of the budget by title only. The public comment for these two resolutions must be completed prior to the public hearing on the budget .

**NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC COMMENT ON RESOLUTIONS 194R-20 AND 195R-20 ONLY**

**MOTION TO APPROVE BY: KERN**

**SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**RESOLUTION: 194R-20**

**TITLE: AUTHORIZE LOCAL EXAMINATION OF CY 202 BUDGET  
RESOLUTION #166R-20**

**MOTION TO APPROVE BY: KERN  
SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Jackson has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2020 budget year.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Jackson that in accordance with N.J.A.C. 5:30-7.6(a) and 7.6(b) and based upon the Chief Financial Officer’s certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges.
  - b. Deferred charges and statutory expenditures.
  - c. Cash deficit of preceding year.
  - d. Reserve for uncollected taxes.
  - e. Other reserves and non-disbursement items.
  - f. Any inclusions of amounts required for school purposes.

**DATED: 4-28-20**

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**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

**RESOLUTION 195R-20  
TITLE: AUTHORIZE THE READING OF THE CY 202 MUNICIPAL  
OPERATING BUDGET BY TITLE ONLY:  
MOTION TO APPROVE BY: FLEMMING  
SECONDED BY: KERN  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**WHEREAS**, N.J.S.A. 40A:4-8 provides that the budget shall be read in full at the public hearing, or that it may be read by its title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget:
  - a. Shall be made available for public inspection by contacting the Township Clerk due to the closure of the Ocean County Library because of the public health emergency. Copies will be provided to anyone requesting same. The complete budget document is also posted on the Jackson Township website, [www.jacksontownpnj.net](http://www.jacksontownpnj.net).
  - b. Copies are made available to each person requesting same during said

week and during the public hearing.

**DATED: 4-28-20**

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**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

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**PUBLIC HEARING OPENED RESOLUTION 166R-20 ONLY CY 2020  
MUNICIPAL OPERATING BUDGET**

**At this time, we will have public comment on Resolution 166R-20- CY 2020 Municipal Operating Budget (only). Anyone wishing to speak on the CY 2020 Municipal Operating Budget may do so at this time. Please address the Council by using the CHAT function.**

**TOWNSHIP CLERK KISTY-** stated there was a question regarding Ordinance 04-20 and it will be discussed at the public hearing of that ordinance. The public comment only pertains to the CY 2020 Municipal Operating Budget at this time.

**DIANE CAMPAGNA- 5 TOPAZ DRIVE-** asked what savings or expenses have accrued due to COVID-19 for the school district. Asked if unused funds from the Jackson School District be allotted to the township so funds are not wasted.

**CFO SHARON PINKAVA** –stated the question made by Ms. Campagna will need to be addressed by the Jackson School Board. The Township set a million dollars for the Board of Education.

**BUSINESS ADMINISTRATOR WALL-** stated separately from the million dollars that is allocated from the Jackson Township School District, the question should be referred to the Board of Education and their operations.

**COUNCILMAN VICE PRESIDENT SAUICKIE-** stated a Board of Education meeting will be held tomorrow. Residents can comment at that meeting.

**DIANE CAMPAGNA-5 TOPAZ DRIVE** –asked if there were any township savings.

**BUSINESS ADMINISTRATOR Wall-** the budget is an ongoing process and expenses and revenue will be monitored throughout the year. The departments within the township are vigilant in their spending. Our Finance Department is also vigilant especially when purchasing. We try to utilize the lowest responsible provider at all times and businesses who are State contracted. If anyone is interested in reviewing these items, reports can be printed indicating every expense and what it is spent for. These reports are conducted monthly and are mindful as we have been under budget.

**DENISE GARNER- 14 EVERGREEN COURT-**questioned if the council has considered land by the Metedeconk watershed for open space land or have contacted other municipalities for shared resources for preservation.

**BUSINESS ADMINISTRATOR WALL-** we are in contact with the County on every land listed for open space. The open space vote provides approval from the residents. It confirms they wish to move forward to preserve open space and farm land.

**COUNCILMAN VICE PRESIDENT SAUICKIE-** earlier this year we stated that open space is a top priority for the governing body. Last year we purchased Rova Farms to preserve that land and many residents supported the decision. We hope to continue obtaining open space and there is a fair amount of funds currently available. We continue to add \$1.4 million aside annually for open space. As Councilman Kern mentioned council has received positive feedback regarding an increasing to that amount. This would need approval from the residents and historically residents have been proactive about open space. Ms. Garner encouraged the town to purchase land near Metedeconk watershed. Council Vice President Sauickie stated he is open to that idea. The council is pro-environment and preserving open space in Jackson.

**CATHERINE GIANCOLA- RESIDENT OF JACKSON-** questioned the reason for not purchasing additional open space if funds are available.

**BUSINESS ADMINISTRATOR WALL-**preservation of land takes time. The process includes the gathering of resources, buyers and sellers. It takes time for those programs to come forward. Concurred with comments made by Ms. Giancola. There are available funds in the account and looks forward to open space preservation. The 2020 Council has spent time researching and preservation agreements must be made with the seller.

**COUNCILMAN KERN-** stated even though funds are available and we have been trying to acquire land but it is a process. We are unable to comment on potential land until a point of agreement is obtained.

**MOTION TO CLOSE PUBLIC HEARING ON CY 2020 MUNICIPAL OPERATING BUDGET- RESOLUTION NO. 166-20**

**MOTION TO APPROVE BY: KERN**

**SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**BUDGET RESOLUTION**

**RESOLUTION 166R-20**

**TITLE: APPROVE THE ADOPTION OF THE MUNICIPAL OPERATING BUDGET FOR CY 2020**

**MOTION TO APPROVE BY: KERN**

**SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: ABSENT**

**MUNICIPAL BUDGET NOTICE**

**Section 1.**

Municipal Budget of the \_\_\_\_\_ TOWNSHIP \_\_\_\_\_ of \_\_\_\_\_ JACKSON \_\_\_\_\_, County of \_\_\_\_\_ OCEAN \_\_\_\_\_ for the Fiscal Year 2020

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020;

Be it Further Resolved, that said Budget be published in the \_\_\_\_\_ Asbury Park Press \_\_\_\_\_

in the issue of \_\_\_\_\_ April 1st \_\_\_\_\_, 2020

The Governing Body of the \_\_\_\_\_ TOWNSHIP \_\_\_\_\_ of \_\_\_\_\_ JACKSON \_\_\_\_\_ does hereby approve the following as the Budget for the year 2020:

**RECORDED VOTE**  
(insert last name)

Ayes	Bressi Flemming Kern Sauickie Calogero	Nays		Abstained	
				Absent	

Notice is hereby given that the Budget and Tax Resolution was approved by the \_\_\_\_\_ COMMITTEEPERSONS \_\_\_\_\_ of the \_\_\_\_\_ TOWNSHIP \_\_\_\_\_ of \_\_\_\_\_ JACKSON \_\_\_\_\_, County of \_\_\_\_\_ OCEAN \_\_\_\_\_, on \_\_\_\_\_ March \_\_\_\_\_ 24th \_\_\_\_\_, 2020.

A Hearing on the Budget and Tax Resolution will be held at \_\_\_\_\_ JACKSON TOWNSHIP \_\_\_\_\_, on \_\_\_\_\_ April \_\_\_\_\_ 28th \_\_\_\_\_, 2020 at \_\_\_\_\_ 7:30pm \_\_\_\_\_ o'clock \_\_\_\_\_ p.m. \_\_\_\_\_ at which time and place objections to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons.

**EXPLANATORY STATEMENT**  
**SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET**

		YEAR 2020
General Appropriations For: (Reference to item and sheet number should be omitted in advertised budget)		XXXXXXXXXXXX
1. Appropriations within "CAPS" -		XXXXXXXXXXXX
(a) Municipal Purposes ((Item H-1, Sheet 19)(N.J.S.A. 40A:4-45.2))		38,989,032.90
2. Appropriations excluded from "CAPS" -		XXXXXXXXXXXX
(a) Municipal Purposes ((Item H-2, Sheet 28)(N.J.S.A. 40A:4-53.3 as amended))		5,860,917.74
(b) Local District School Purposes in Municipal Budget (Item K, Sheet 29)		-
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)		5,860,917.74
3. Reserve for Uncollected Taxes (Item M, Sheet 29) Based on Estimated	98.43%	Percent of Tax Collections 2,686,292.58
4. Total General Appropriations (Item 9, Sheet 29)		47,536,243.22
5. Less: Anticipated Revenues Other Than Current Property Tax (Item 5, Sheet 11) (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)		13,889,846.26
6. Difference: Amount to be Raised by Taxes for Support of Municipal Budget (as follows)		XXXXXXXXXXXX
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes (Item 8(a), Sheet 11)		33,646,396.96
(b) Addition to Local District School Tax (Item 6(b), Sheet 11)		-
(c) Minimum Library Tax		-

Sheet 3

**EXPLANATORY STATEMENT - (Continued)**  
**SUMMARY OF 2019 APPROPRIATIONS EXPENDED AND CANCELED**

	General Budget	Utility	Utility	Utility	Utility	Utility	Utility
Budget Appropriations - Adopted Budget	44,789,978.87	-	-	-	-	-	-
Budget Appropriations Added by N.J.S.A. 40A:4-87	697,736.66						
Emergency Appropriations	-	-	-	-	-	-	-
Total Appropriations	45,487,715.53	-	-	-	-	-	-
Expenditures:							
Paid or Charged (Including Reserve for Uncollected Taxes)	42,645,534.77	-	-	-	-	-	-
Reserved	2,842,162.37	-	-	-	-	-	-
Unexpended Balances Canceled	18.39	-	-	-	-	-	-
Total Expenditures and Unexpended Balances Canceled	45,487,715.53	-	-	-	-	-	-
Overexpenditures *	-	-	-	-	-	-	-

Sheet 3a

**ORDINANCES, SECOND READING:**

**ORDINANCE: 04-20**

**TITLE: AN ORDINANCE OF THE TOWNSHIP OF JACKSON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE BY ADDING CHAPTER 364 "SOIL/FILL IMPORTATION PERMIT"**

**PUBLIC HEARING OPENED:**

**STEVEN DALTON- (ATTORNEY FOR NJ BUILDERS ASSOCIATION & SHORE BUILDERS OF CENTRAL NJ) -** stated the proposed ordinance must be deferred. He stated this council meeting allows our members with interest within Jackson Township an

opportunity to work with the council to address concerns and input to the proposed ordinance. Thanked the folks being nimble with us as we interact functionally.

**COUNCILMAN VICE PRESIDENT- SAUICKIE-** this ordinance was brought forth by the NJDEP and it's in place by other towns in NJ. The goal of this ordinance is not to work against businesses. The council looks to strike a balance between bringing smart commercial businesses to the town in order to offset the tax revenue of the residents. At the same time we want to ensure our unique town is protected. Jackson is the beginning of the Pinelands and the beginning of watershed to surrounding towns. It is very important to non-residents of Jackson too. We are happy to hear any concerns and it may not be perfect. It is based on the NJDEP recommendations with stricter items related to inspections and it is in the best intentions. This ordinance is not to make it difficult for developer to conduct businesses here. These regulations are to ensure soil and fill transported to our town is clean. In terms of cost, it is a minor cost to major projects. It is a matter of doing the best for the town and making sure to correct any wrongdoing of the past. The ordinance will ensure the cleanliness of soil and fill brought into our town. We are open to feedback and changes can be made to the ordinance after its approval.

**ELENOR HANNUM-6 EVERGREEN COURT-** this ordinance still relies on "honor system" on the company dumping the soil and it does not indicate whether the soil is tested by a lab. Ms. Hannum questioned what occurs if the soil or fill is mixed with clean and "dirty" dirt. There are certain matters that need to be addressed with this ordinance. Some residents in Jackson use well water and this can lead to another Legler situation.

**COUNCILMAN VICE PRESIDENT SAUICKIE-** prior to any soil coming into the town, it must be tested and certified by the State supplier. There are three parties involved during this process the town, the developer, and the actual supplier. The supplier is regulated by the State which was not a prior requirement. The Township Engineer requires the documentation from the supplier certifying the soil or fill. It is to the discretion of the town and fees are associated to enforce these regulations. If there are items within the ordinance that must be amended they will be addressed at a later time. The ordinance has stricter regulations and supplier must certify where the soil is coming from and that the soil is clean. In the inspection process, the soil or fill must be 100% clean and cannot be mixed. The inspections will be conducted by the town. The town will be determined based on the size of the project and it would be expected that larger projects would have frequent inspections. The NJDEP viewed our ordinance. Any developer who does not follow the regulations they may lose the ability to conduct business in our town. Any soil from 100 cubic yard - 500 cubic yard is exempt from this ordinance. Any soil 500 cubic yards – 1,000 cubic yards would be considered a minor soil/fill permit and over 1,000 cubic yards would be major soil/fill permit. A major soil/fill permit would require an escrow account and fees would cover expenses for inspections. All unused monies associated with an escrow account would be refundable.

**BUSINESS ADMINISTRATOR WALL-** we will work within the law and work diligently on how the ordinance is carried out.

**DENISE GARNER- 14 EVERGREEN COURT-** questioned if the NJDEP module used Chapter 634. Asked the testing requirements by the town, what will be acceptable soil or fill, what will the duration period for the permit, how will the fees be established for the permit, and who will be testing the soil.

**RESIDENT MADE COMMENT BY IPHONE-** is against any foreign soil brought to the town at this time.

**ELENOR HANNUM-6 EVERGREEN COURT-** has an issue with an outsider unions being involved with this ordinance. They do not have vested interest of the residents of Jackson.

**JOSEPH SULLIVAN- 31 CATHY COURT-** applauded the council in being proactive and seeking the safety of the residents of Jackson Township and hopes Ordinance 04-20 is approved. It is important ordinance in protecting our environment.

**JEFFREY RIKER-15 WALTER DRIVE-** thanked council for working diligently ensuring the future environmental protection of unique and precious resources which do not exist outside of Jackson. The protection of our resources and the future of our town are high priority.

**DIANE CAMPAGNA- 5 TOPAZ DRIVE –** has an issue with an outside union being involved in this ordinance as they do not have the best interest of our residents. It is important to protect our town as we have Pinelands within Jackson.

**STEVEN DALTON-(ATTORNEY FOR NJ BUILDERS ASSOCIATION & SHORE BUILDERS OF CENTRAL NJ)-**our organizations have concerns of the costs and burdens associated with this ordinance. They have contacted the NJDEP to revise their model and other municipalities who have adopted ordinances based on the recommendations made by the NJDEP. COVID -19 has interfered with members not having the time for revisions. The members are asking for additional time.

**RESIDENT MADE COMMENT BY IPHONE-** an independent lab is needed for soil testing.

**CATHERINE GIANCOLA-573 HENRY STREET-** asked council to address the question made by Ms. Hannum.

**ELENOR HANNUM-6 EVERGREEN COURT-** for a large project it would require additional employees to complete their duties. This will cost the township additional funds and questioned if costs can be paid by the developer.

**DENISE GARNER- 14 EVERGREEN COURT-** stated township should request the developer or developers to bring the soil or fill from the Pine Barrens or Pinelands region. The town needs to protect all its natural resources especially our water resources.

**ATTORNEY MCGUCKIN-** received a letter this evening from Mr. DelValle who represents EL at Jackson and stated they oppose the ordinance on multiple grounds. They have outlined the reasons for their opposition to the ordinance in the letter. They believe this ordinance would not pertain to their property.

**COUNCILMAN SAUICKIE-**confirmed that the letter received was from Mr. DelValle who represents EL at Jackson (Jackson Park). Appreciated the comments made by Mr. DelValle and Mr. Dalton. We took guidelines from the NJDEP. As per comments made by Ms. Garner's further research would be necessary to determine if this is feasible. He understands her comment as it would be native. If there are no objections by the council we will move forward with the approval.

**BUSINESS ADMINISTRATOR WALL-** read Mr. Dalton questions.

**STEVE DALTON--(ATTORNEY FOR NJ BUILDERS ASSOCIATION & SHORE BUILDERS OF CENTRAL NJ)-** the required testing is an issue and is of concern. The fees associated with the ordinance cause further costs to be paid by the developer. It will be an excessive review timeframe at the town's discretion. These are vague standards incorporated in this ordinance. He requested a deferred action to a future date to review and make the ordinance more workable. The applicants would like to address their concerns before approval.

**JEFF NEMETH- 397 PERRINEVILLE ROAD-** questioned if council has contacted other jurisdictions that may have had mass soil deportations and found any issues from tainted soils to meet these standards. He stated additional research is needed to determine how to proceed.

**COUNCILMAN SAUICKIE-** appreciated the comments made and the public contacting the NJDEP. If the NJDEP has amendments to be made to the module then we are open to making changes. They have a template of an ordinance that municipalities have adopted and this ordinance began with their recommendations. Our environment is unique and we want action to protect it. He stated comments were made in regards to builders union not

being involved in this ordinance and we respectfully disagree with that statement. Appreciates all the comments and feedback provided. We have looked at other ordinances adopted by other towns and most have adopted very similar ordinances. This process began with a template provided by the NJDEP and the township made all the necessary adjustments. During our investigation no violations were discovered. We are representing a higher standard for our town. Any residents with further questions can reach me by email located on our township website.

**DENISE GARNER-14 EVERGREEN COURT-** questioned if the ordinance can be amended after approval.

**BUSINESS ADMINISTRATOR WALL AND COUNCIL VICE PRESIDENT SAUICKIE-** confirmed that the ordinance can be amended after its approval.

**MOTION TO CLOSE PUBLIC HEARING ON ORDINANCE 04-20 BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**MOTION TO APPROVE ORDINANCE 04-20 ON SECOND READING,  
ADVERTISE THE NOTICE OF PASSAGE AND APPROVAL IN AN APPROVED  
NEWSPAPER AS REQUIRED BY LAW BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**ORDINANCE 04-20**

**WHEREAS**, the Municipal Code does not provide for the regulation and permitting of Soils and or Fill being imported to the Township; and

**WHEREAS**, in accord with the New Jersey Department of Environmental Protection, the Governing Body desires to be proactive by enacting reasonable regulations of soils and fill, particularly soils and fill to be utilized for fill; and

**WHEREAS**, the Governing Body of the Township of Jackson finds that the general public, health, safety, and welfare is preserved and sustained by the provision of such reasonable regulation; and

**WHEREAS**, the Governing Body of the Township of Jackson recognizes that establishing a procedure to be followed regarding the importation of soil provides for a framework of understanding for the betterment of public health, safety, and general welfare of our citizens; and

**WHEREAS**, it is a further purpose of the article to exercise the municipal police power implicit in the New Jersey Constitution and granted pursuant to N.J.S.A. 40:48-2 and, inter alia, to promote the welfare of the municipality and its inhabitants; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Jackson, County of Ocean, and State of New Jersey, that Chapter 364 “Soil/Fill Importation Permit is hereby added to the Township of Jackson Township Code as follows:

**Chapter 364– SOIL/FILL IMPORTATION PERMIT**

- I. Title
- II. Purpose and Findings
- III. Definitions
- IV. Permit required for acceptable soil/fill materials

- V. Exceptions and Exemptions
- VI. Application for Permit
- VII. Supporting Documentation
- VIII. Fees and Escrow
- IX. Review of Application
- X. Action by Land Use Board
- XI. Factors to be considered in granting permit
- XII. Issuance of Permit
- XIII. Duration of Permit
- XIV. Method of Operation
- XV. Regulation of Operation
- XVI. Deposit of Soil/Fill
- XVII. Compliance
- XVIII. Nuisances and Unsafe Conditions
- XIX. Restoration of Area
- XX. Storage Limitations
- XXI. Enforcement and Inspections
- XXII. Use of Streets
- XXIII. Permit and Inspection Fees
- XXIV. Revocation of Permit; Violations and Penalties
- XXV. Appendix: Form S-1

ARTICLE I Title; Findings; Definitions; Permit Requirements

364-I. Title

This chapter shall be known as the “Soil/Fill Ordinance of the Township of Jackson”

364-II. Purpose and Findings

Whereas the Township of Jackson has an environment unique to The State of New Jersey, the County of Ocean, and its surrounding municipalities, the Township finds that the unregulated and uncontrolled placement and movement of soil, fill and other mineral deposits can result in conditions detrimental to the public safety, health and general welfare. Such conditions substantially hamper and deter the efforts of the Township to effectuate the general purposes of municipal planning. Soil and fill movement operations and filling operations should relate to the overall physical development of the area within which the operation is located. It is essential that all soil and fill movement operations and filling operations be reviewed and approved by the Township Zoning Officer and/or Township Engineer. All soil and fill movement operations and filling operations must be conceived and operated in such a way that there will be no appreciable harmful effects to the environment. In order to best ensure that all soil movement operations and filling operations are an asset to the Township of Jackson, rather than a liability, all such operations shall adhere to the conditions, restrictions and provisions outlined in this chapter.

The purpose of this chapter is to manage the importation and deposition of soil/fill to protect the safety, public health, and general welfare of the community and the environment. The adoption and enforcement of this chapter does not exempt an applicant from other required local, State or Federal approvals or local Soil Conservation District

requirements and is meant to act in conjunction with all Soil Conservation District requirements and other applicable requirements with regards to acceptability and placement of soil/fill materials.

This chapter does not apply to soil/fill imported for the purposes of remediation pursuant to the Administrative Requirements for the Remediation of Contaminated Sites (ARRCS, N.J.A.C. 7:26C) and Technical Requirements for Site Remediation (N.J.A.C. 7:26E), operation and/or closure of sanitary landfills (N.J.A.C. 7:26) or dredge repository sites approved by State or Federal agencies.

### 364-III Definitions

For purposes of this chapter, the terms used herein are defined as follows:

#### **ACCEPTABLE SOIL/FILL**

Non-water-soluble, non-decomposable, inert solids such as soil, fill, subsoil, topsoil, sand, clay, loam, gravel, humus, rock, concrete, brick, glass, and/or clay or ceramic products, free of construction/demolition debris, garbage, refuse, or sludge and not containing concentrations of one or more contaminants that exceed the New Jersey Department of Environmental Protection (NJDEP) Residential Direct Contact Soil Remediation Standards or Non-Residential Direct Contact Soil Remediation Standards, whichever is more stringent, as set forth in N.J.A.C. 7:26D, Remediation Standards.

#### **APPLICANT**

The property owner / developer requesting a soil/fill importation permit as provided for in this chapter.

#### **APPROVED PLAN**

A plan for the placement of soil/fill approved by the Township Engineer (minor permit) or by the Township Zoning Board of Adjustment (major permit) pursuant to the provisions of this chapter.

#### **CONSTRUCTION/DEMOLITION DEBRIS**

Mixed waste building material and rubble resulting from construction, remodeling, repair, and demolition operations on houses, commercial buildings, pavements and other structures that includes, but is not limited to, treated and untreated wood scrap; tree parts, tree stumps and brush; plaster and wallboard; roofing materials; corrugated cardboard and miscellaneous paper; ferrous and nonferrous metal; non-asbestos building insulation; plastic scrap; carpets and padding; and other miscellaneous materials.

#### **CONTAMINATED SOIL/FILL**

Any soil/fill containing contaminants exceeding the current requirements for the most stringent concentrations between the Non-residential and Residential Direct Contact Soil Remediation Standards pursuant to N.J.A.C. 7:26D, Remediation Standards.

#### **CONTAMINATED PROPERTY**

Any property, including but not limited to structures, sediment, soil and water, that contains a contaminant which is present at such levels or concentration as to require action pursuant to any federal or state statutes or regulations.

#### **DREDGED MATERIAL**

Sediments removed from under a body of water such as, but not limited to, a bay, harbor, lake, stream and river, removed during a dredging operation or otherwise that are displaced or removed to another location.

**FILL**

Material placed at a location for the purpose of filling low areas, changing the contours of an area, stabilizing existing grades and/or raising the grade of an area. Fill usually consists of soil, but may also include non-water-soluble, non-decomposable, inert solids, such as rock, gravel, brick, block, and/or clay or any combination thereof.

**PERMIT**

The official document issued by the Zoning Officer, Township Engineer, Zoning Board of Adjustment, or Planning Board approving the Soil Importation Application.

**MAJOR SOIL/FILLIMPORTATION PERMIT**

A permit for the fill of more than 500 cubic yards or more of soil/fill.

**MINOR SOIL/FILLIMPORTATION PERMIT**

A permit for the fill of more than 100 cubic yards but less than 500 cubic yards or more of soil/fill.

**PERSON**

Includes an individual, firm, corporation, association, society or partnership, or other business entity and their agents or employees.

**REMEDIAL ACTION**

As defined in the Technical Requirements for Site Remediation (Technical Requirements) at N.J.A.C. 7:26E-1.8, those actions taken at a contaminated site as may be required by the New Jersey Department of Environmental Protection ("NJDEP"), including, without limitation, removal, treatment measures, containment, transportation, securing, or other engineering or institutional controls, whether to an unrestricted use or otherwise, designed to ensure that any contaminant is remediated in compliance with the applicable remediation standards. A remedial action continues as long as an engineering control or an institutional control is needed to protect the public health and safety and the environment, and until all unrestricted use remediation standards are met.

**REMEDIATION**

As defined in the Technical Requirements at N.J.A.C. 7:26E-1.8, all necessary actions to investigate and cleanup or respond to any known, suspected, or threatened discharge, including, as necessary, the preliminary assessment, site investigation, remedial investigation and remedial action; provided, however, that

"remediation" or "remediate" shall not include the payment of compensation for damage to, or loss of, natural resources.

**364-IV Permit Required**

No person shall fill or cause the placement of any soil and/or fill on any premises in the Township of Jackson whether such soil and/or fill be for sale, gift or otherwise, unless a permit therefore is first secured from the Township Zoning Officer or Township Engineer, or the Township Zoning Board of Adjustment as hereinafter provided. A permit shall not be required for the moving or placement of fill of less than 100 cubic yards of soil.

**364-VExceptions and Exemptions**

- A. The provisions of this chapter shall not apply to excavations or fill for septic tanks or sanitary installations, provided that no excavation or construction of any kind shall take place until a site plan or permit has been approved by the Construction

Official and/or Department of Health as required by law.

- B. Nothing in this chapter shall be construed to affect or apply to any person engaged in the moving of soil in and upon lands enrolled in the Soil Conservation Program of the Ocean County, Department of Agriculture Soil Conservation Service and for which lands an approved farm plan has been established by said agency, provided that all soil moving operations and fill operations in and upon such lands are performed in accordance with said approved farm plan and provided further that a copy of said approved farm plan is placed on file with the Township prior to any soil moving operations or fill operations.
- C. Nothing in this chapter shall be construed to affect or apply to any person engaged in a state-mandated cleanup plan; provided that all soil moving, removal operations and fill operations are performed in accordance with said cleanup plan and provided further that notice of the state-mandated cleanup plan is placed on file with the Township Engineer prior to any soil moving, removal operations or fill operations.
- D. The provisions of this chapter shall not apply to the storage of sand, soil, stone, topsoil, mulch or other similar materials on lawfully existing landscaping and contractor yards, provided that the outdoor storage of materials on said property has previously been established and does not require site plan approval pursuant to Land Development Code of the Township of Jackson.
- E. This chapter does not regulate the movement and placement of soil fill directly related to agricultural uses on farm properties within the Township of Jackson and does not supersede any rights granted under the Right to Farm Act.

#### 364-VI Application for Permit

- A. Application for a Minor Soil/Fill Importation Permit including application and escrow fees shall be filed with the Township Zoning Officer who shall issue the permit based upon compliance with the provisions of this chapter; provided, however, that the Township Zoning Officer shall have the authority to deny a permit if he/she determines that the placement of fill would be detrimental to the health, welfare or safety of the general public. The denial shall be in writing setting forth reasons for same. Any party denied a Permit shall have the right to an Appeal as set forth in N.J.S.A. 40:55D-70(a).
- B. Application for Major Soil/Fill Importation Permit shall be filed with the Township Zoning Board of Adjustment and shall be accompanied by such fees prescribed in **Section 364**, Fees and Escrows. Copies of the application shall be submitted on forms prescribed by the Township Zoning Board of Adjustment and supplied by the Secretary to the Board.
- C. The Township Planning Board, and its professionals, shall have jurisdiction to review and approve, to the same extent as the Township Zoning Board of Adjustment, any Application for a Major Soil Importation Permit that is included with or required as a consequence of, a land use development application properly before the Township Planning Board.
- D. The application for minor and major soil fill permits shall set forth the following:
  - a. Name and address of the applicant.
  - b. Name and address of the owner, if other than the applicant.
  - c. The description and location of the land in question, including the tax map block and lot numbers.
  - d. The purpose or reason for placement of soil/fill.

- e. The nature and quantity, in cubic yards, of soil to be filled.
- f. The source of material to be used as fill and certification that the fill can be considered “acceptable soil/fill” as regulated by local and state regulations.
- g. The location to which the soil/fill is to be placed.
- h. The proposed date of completion of the soil and/or fill.
- i. Supporting documentation as required to adequately address and comply with the purpose and the provisions of this chapter.
- j. An approved soil erosion and sediment control permit (if applicable).

E. Any approval of a Board of relevant jurisdiction shall be memorialized by that Board.

F. The application shall include FORM SI-1 ACCEPTABLE SOIL/FILL MATERIAL CERTIFICATION FORM to be completed as follows:

By the soil/fill material supplier

Part 1: The date the form is completed, the soil/fill supplier's name, title, company name, address, telephone number, and email contact information.

Part 2: The site name(s), address(es), and block/lot of the property(ies) supplying the soil/fill material.

Brief history of the source property(ies), including current or past use of the property.

Answers to questions 1 through 3.

A date soil/fill material was subject to analytical testing.

Analytical data shall include documentation consistent with Municipality’s requirements.

Certification (signature) from the soil/fill supplier that the soil/fill being imported meets the definition of acceptable soil/fill.

By the person receiving or placing acceptable soil/fill material

Part 3: The date the form is completed, the name, title, company name, address, telephone number, and email contact information.

The address of the location where soil/fill placement will be.

Answers to questions 1 through 5.

Certification (signature) from the person receiving or placing the soil/fill material.

364-VIISupporting documentation for a major soil fill application

The application for a major soil fill permit shall be accompanied by a topographic map or maps prepared and certified by a professional engineer or land surveyor. The scale of said map shall not be more than 100 feet to the inch and shall include the following:

- 1. Key map.
- 2. Existing contour lines at one -foot intervals.
- 3. Proposed contour lines at one-foot intervals after fill of the soil.
- 4. All existing structures, all existing roads and drainage within 200 feet of the property.
- 5. Location of all property lines.

6. Location of any wetlands, streams, or other environmentally sensitive areas on the property.
7. Location of any topsoil storage areas.
8. Soil erosion and sediment control measures.
9. Cross sections of the fill areas at fifty-foot intervals.
10. Supporting documentation as required to adequately address and comply with the purpose and the provisions of this chapter, which may include but not be limited to hours of operation, haul routes for transporting material and interim traffic and safety measures.

#### 364-VIII Soil/Fill Placement

1. Minor Soil/Fill Permit (100 to 500 cubic yards) Fee: \$1000 Escrow: \$2000.
2. Major Soil/Fill Permit (greater than 500 cubic yards) Fee: \$2,000 for every 1,000 cubic yards up to a maximum fee of \$10,000. Escrow: \$2,500 for the first 1,000 cubic yards; \$1000 for every additional 1,000 cubic yards up to a maximum escrow of \$25,000.

#### 364-IX Review of Major Soil/Fill Importation Permit Application

- 1) A Major Soil/Fill Importation Permit Application shall be deemed an Application for Development as defined in the Township's Land Use Development Code Regulations. A Major Soil/Fill Importation Permit Application, submitted as part of a separate land use development application, shall not require separate notices and the Major Soil/Fill Importation Permit Application shall be deemed a part of the land use development application for purposes of compliance with the notice and other requirements of an Application for Development. As part of a separate land use development application, a Major Soil/Fill Importation Permit Application shall only, require submission of separate permit applications fees and additional permit escrow deposits as required herein.
- 2) Upon receipt of an application for a Major Soil/Fill Importation Permit, the Zoning Board of Adjustment Secretary shall forthwith send a copy of same to the Zoning Officer, Zoning Board of Adjustment Professionals, Township Engineer and the Environmental Commission who shall review the application, and submit their professional reports and recommendations, to the Zoning Board of Adjustment.
- 3) Pursuant to NJAC 40:55D-1 et seq and this code, the Zoning Board of Adjustment shall, within 120 days after an Application is deemed administratively complete, (or such later date as consented to by the applicant) review the application and either approve, conditionally approve or deny the application. If the application for Major Soil/Fill Importation Permit is submitted with or as a part of a land use development application, then the date on which that land use application is deemed administratively complete shall control for the purposes of this section.

#### 364-X Factors to be considered in approving permits

In considering and reviewing the application and arriving at a decision, the Township Engineer in consultation with the Township Zoning Officer (minor permit) and the Zoning Board of Adjustment (or Planning Board if submitted with a Land Use Application (major permit) be guided by and take into consideration the public health,

safety and general welfare and the general purposes of municipal planning, and particular consideration shall be given to the following factors:

- A. Soil erosion by water and sand.
- B. Surface water drainage.
- C. Soil fertility.
- D. Lateral support of abutting streets and lands.
- E. Public health and safety.
- F. Land values and uses.
- G. Contours, both existing and proposed.
- H. Existing contours and topographic character of the land prior to the placement of any soil and proposed contours which will result subsequent to the placement of soil in accordance with the soil fill application.
- I. Whether the proposed placement of soil is necessary and incidental to the development of the property for its intended use or whether the proposed placement of fill constitutes primarily a commercial activity.

#### 364-XI Issuance of permit

A permit shall be issued after the approval of the application by the Zoning Officer (minor permit) or by the Township Zoning Board of Adjustment or Planning Board (major permit). The approval shall specifically list the total number of cubic yards of soil authorized to be filled as calculated by the Township Professionals based upon the maps and exhibits submitted and approved. The Township Engineer shall be empowered to determine the necessity of requesting a bond related to the issuance of the permit.

#### 364-XIIDuration of permit

Each permit issued under the terms of this chapter shall be valid only for the location(s) and soil/fill material described therein and shall be valid for one year from the date of issuance. No more than one (1) minor soil/fill importation permit per lot and block may be issued within a calendar year from the date of the initial permit unless the cumulative volume is less than or equal to 500 cubic yards.

#### 364-XIII Method of operation

If a permit is issued for the placement of soil/fill as provided herein, the owner or person in charge shall so conduct the operations that there shall be no sharp declivities, pits or depressions, and in such manner that the area shall be properly leveled off, cleared of debris, and graded to conform with the contour lines and grades as required and shown on the approved plan.

#### 364-XIV Regulation of operation

No soil/fill shall be placed nor shall any operation be conducted so as to violate any of the regulations contained in this article after a permit is granted.

#### 364-XV Deposit of soil on adjoining property or public roads

Soil/fill shall not be deposited or in any way thrown or placed upon adjoining property or public roads. Any soil or material resulting from any such operation accumulating on any adjoining property or public road shall be removed there from immediately upon notice to the permittee of such accumulation.

#### 364-XVI Compliance with other standards and terms of permit

All operations shall be conducted in strict accordance with any federal law including but not limited to the Pinelands Comprehensive Management Plan (if applicable), or state law, other ordinances of the Township, and the terms and conditions of any permit granted for such operations.

#### 364-XVII Nuisances and unsafe conditions

The operation shall be so conducted as not to constitute a nuisance, and in no event shall

said operation create any hazardous or unsafe condition with regard to any person or persons. Natural screening is to be preserved by the applicant.

#### 364-XVIII Restoration of area

- A. Upon completion of any operation delineated on the approved plan, said area shall be properly leveled off, cleared of debris, and graded to conform to the contours and grades as approved by the Zoning Officer and/or Township Engineer. A final map for all major soil fill permits shall be submitted containing and complying with all requirements as set forth in this chapter.
- B. No trash, junk or debris may be stored in any area, and no safety hazards will be permitted, either during or after the completion of operations.

#### 364-XIX Storage limitations

The material stored shall not exceed a height of 20 feet, and the maximum storage slope shall be 45 degrees.

#### 364-XX Enforcement and Inspections

The Zoning Officer is hereby designated as the officer whose duty it shall be to enforce the provisions of this chapter. He/she shall, from time to time, upon his/her own initiative, and whenever directed by the Township, inspect the premises for which permits have been granted to ensure compliance with the terms of the permit and of this chapter. The Zoning Officer shall have the right to enter upon any lands for the purpose of examination and inspection of the operation without advance notice.

#### 364-XXI Use of Streets for soil transportation

In the placement of soil or fill operation, the applicant shall cause such streets to be kept free from dirt and debris resulting from such soil or fill operation.

#### 364-XXII Permit and Inspection Fees

- A. The fees for a minor or major soil placement permits are set forth in Chapter 364 (see below), Fees and Escrows.
- B. The obligor shall be responsible for all of the inspection fees of the Township Engineer incurred in making the inspections.

#### 364-XXIII Revocation of Permit; Violations and Penalties.

- A) The permit of any person may be revoked or suspended for such period as the Township Zoning Officer may determine for any violation of the terms hereof or the terms and conditions of any permit granted hereunder.
- B) In addition to the revocation provided for herein, any person who violates this chapter or any director or officer of a corporation who participates in a violation of this chapter shall, upon conviction thereof, be subject to a maximum fine of \$2,500, or imprisonment for a period not to exceed 90 days, or both, at the direction of the municipal court. Every day in which such violation continues after due notice has been served shall constitute a separate violation or offense. Upon order of the Court, the violator shall pay all costs associated with analytical testing, remediation, removal and proper disposal of soil/fill material determined to not to comply with the definition of acceptable soil/fill.
- C) In addition to the remedies provided herein, if any person, firm or corporation violates any of the provisions of this chapter or fails to comply with the provisions of a Soil Fill Permit, the Township of Jackson may institute a civil action in the Superior Court for injunctive relief and damages to prohibit and prevent such violation or violations
- D) The Superior Court and Municipal Court shall have jurisdiction to enforce this

chapter. If the violation hereof is of a continuing nature, each day during which it continues shall constitute an additional, separate and distinct offense.

364-XXIV Other permits

Nothing contained in this chapter shall be construed to affect the owner’s application for soil erosion and sediment control permits or any other state or federal regulations or permits as required.

364-XXV Appendix Form S-1

**FORM SI-1 ACCEPTABLE SOIL/FILL MATERIAL CERTIFICATION FORM**

**Instructions: The supplier shall make the acceptability determination at the site of soil/fill origin and will complete Parts 1 and 2 of this form. Part 3 will be completed by the person receiving the material to be used as acceptable soil/fill material.**

**Part 1: Supplier of soil/fill material information**

Date: \_\_\_\_\_

Name (print): \_\_\_\_\_ Title: \_\_\_\_\_

\_\_\_\_\_

Company Name: \_\_\_\_\_

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

\_\_\_\_\_

**Part 2: Source of acceptable soil/fill material site information**

Source Site Name: \_\_\_\_\_

Past Site Name(s) if known: \_\_\_\_\_

Street Address: \_\_\_\_\_

Block \_\_\_\_\_ Lot(s) \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

\_\_\_\_\_

Brief history of the source property, including all property uses:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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1. Has the source property ever been known or suspected to be contaminated?  
\_\_\_\_\_
2. Do historical operations at the property reflect or suggest the potential for radiological contaminants? \_\_\_\_\_
3. Are there naturally occurring radiological materials known or suspected at the source property? \_\_\_\_\_

Date soil/fill material was subject to analytical testing (provide copies):

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Justification for not providing testing results:

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Certification

I, the undersigned, certify under penalty of law, that the information provided in Parts 1 and 2 of this form is true and correct to the best of my knowledge and that the soil/fill material meets the definition of acceptable soil/fill as identified in Chapter 364xx. I also certify, based upon visual inspection, that the soil material does not contain solid waste, any free liquid other than water, obvious signs of staining or discoloration, and that it will not create a public nuisance such as, but not limited to, odors.

Signature:

---

Part 3: Person receiving or placing acceptable soil/fill material

Date: \_\_\_\_\_

Name (print): \_\_\_\_\_ Title:

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Company Name: \_\_\_\_\_

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

\_\_\_\_\_

Phone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

\_\_\_\_\_

Physical address of soil/fill placement: \_\_\_\_\_

Block \_\_\_\_\_ Lot(s) \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

1. Purpose for importing soil/fill:

\_\_\_\_\_

2.

quantity, in cubic yards, of acceptable soil/fill material to be imported or placed:

\_\_\_\_\_

Q

3. Anticipated date of placement: \_\_\_\_\_

4. Anticipated date of final grading: \_\_\_\_\_

5. Anticipated date of securing the deposited fill (seeding, macadam, etc.):

\_\_\_\_\_

Certification

I, the undersigned, certify under penalty of law that the information provided is true and correct to the best of my knowledge, information and belief. I also certify, based upon visual inspection, that the soil material does not contain solid waste, any free liquid other than water, obvious signs of staining or discoloration, and that it will not create a public nuisance such as, but not limited to, odors.

Signature:

\_\_\_\_\_

Section II.

**Severability.**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or

holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section III

This Ordinance shall take effect immediately upon its final passage and publication as required by law.

Date: \_\_\_\_\_

MAYOR MICHAEL REINA

**NOTICE**

TAKE NOTICE that the ordinance entitled as of above was introduced and passed on first reading at a regular meeting of the governing body of the Township of Jackson held on the **14<sup>th</sup> day of April, 2020** and will be further considered upon second reading for final passage at a regular meeting of the said Mayor and Council of the Township of Jackson to be held on the **28<sup>th</sup> day of April, 2020** at the Municipal Complex, 95 West Veterans Highway, Jackson, New Jersey, at 6:30 p.m. or as soon thereafter as the matter may be reached, at which time and place any person desiring to be heard thereon will be given such opportunity.

\_\_\_\_\_  
Janice Kisty, RMC  
Municipal Clerk

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**ORDINANCES, FIRST READING:**

**NONE AT THIS TIME.**

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**PUBLIC COMMENT ON RESOLUTIONS ONLY:**

**NO ONE CAME FORWARD.**

**MOTION TO CLOSE PUBLIC COMMENT, RESOLUTIONS ONLY BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT” CALOGERO**

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**RESOLUTION 196R-20- WAS REMOVED FROM THE AGENDA AS THE BUDGET PASSED**

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**RESOLUTION 197R-20  
TITLE: ESTABLISH AN ELECTRONIC RECEIPT PROGRAM FOR CREDIT CARD PROCESSING SERVICES FOR VARIOUS TOWNSHIP DEPARTMENTS FOR PROGRAMS AND SERVICES OFFERED BY THE TOWNSHIP AND AUTHORIZE EXECUTION OF ALL NECESSARY AGREEMENTS WITH MUNICIPALITY**

**MOTION TO APPROVE BY: FLEMMING  
MOTION SECONDED BY: KERN  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**WHEREAS**, the Government Electronic Payment Acceptance Act (P.L. 1955.c.325) (“Act”) authorizes a municipality to establish a credit card payment system upon the passage of a Resolution by the Governing Body: and

**WHEREAS**, acceptance of this method will serve as a convenient alternative for payments and will enable Jackson Township to offer various payments to be made online; and

**WHEREAS**, quotes have been obtained from service providers to provide the above services; and

**WHEREAS**, it has been determined that MuniPAY can provide the most reasonable and least expensive option with fees passed to the cardholder of 2.65% for Visa, MasterCard, Discover, and Amex with a minimum fee of \$3.00 and Electronic Checks at \$1.50; and

**WHEREAS**, pursuant to N.J.S.A. 40A:5-45, credit card and electronic check payments shall be enabled to cover all fees and/or costs for licenses, permits, applications, township services and events, following regulations in N.J.A.C. 5:30-9.1, et seq.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Jackson, County of Ocean, State of New Jersey pursuant to the provisions of the Act and the rules and regulations established by the Division of Local Government Services that the Township establish online credit card payment processing for various programs and services offered by the Township of Jackson; and

**BE IT FURTHER RESOLVED** by the Township Council of the Township of Jackson, County of Ocean, State of New Jersey, that the Township of Jackson enter into a contract for one (1) year with the option to renew for an additional one (1) year with MuniPAY.

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

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

**DATED: 4-28-20**

\_\_\_\_\_  
**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

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**RESOLUTION 198 R-20**

**TITLE: AUTHORIZE THE USE OF THE STORM RECOVERY RESERVE FOR EXPENDITURES RELATED TO THE CORONAVIRUS EMERGENCY**

**MOTION TO APPROVE BY: KERN**

**MOTION SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**WHEREAS**, municipalities and counties with Storm Recovery Reserves may use those funds for the coronavirus response; and

**WHEREAS**, N.J.S.A. 40A:4-62.1 permits a municipality or county to adopt a resolution authorizing storm recovery reserve funds to be used for “any purpose necessary to protect the safety, security, health, and welfare, of its citizens from the damage caused by an emergency declared by the Governor or the President of the United States”; and

**WHEREAS**, any reimbursement of these expenditures shall be deposited back into the reserve; and

**WHEREAS**, it is in the best interest of the Township to utilize its Storm Recovery Reserve to ensure the safety, security, health and welfare of its citizens from damage caused by the Coronavirus Emergency; and

**WHEREAS**, Local Finance Notice 2020-06 requires the Governing Body to adopt a resolution in order to utilize its Storm Recovery Reserve for the above stated purpose, to be submitted to the Division of Local Government Services.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Jackson, County of Ocean, New Jersey that it hereby will utilize its Storm Recovery Reserve to be used for the Coronavirus Response in accordance with N.J.S.A. 40A:4-62.1; and

**BE IT FURTHER RESOLVED** that the Township Clerk forward a certified copy of this resolution to the Director of Local Government Services and Chief Finance Officer.

\_\_\_\_\_  
**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

**DATED: 4-28-20**

**RESOLUTION 199R-20**

**TITLE: RESOLUTION AUTHORIZING THE TRANSFER OF SURPLUS REVENUE TO THE JACKSON TOWNSHIP BOARD OF EDUCATION IN ACCORDANCE WITH N.J.S.A. 40:48-17.1**

**MOTION TO APPROVE BY: KERN**  
**MOTION SECONDED BY: FLEMMING**  
**YES: BRESSI, FLEMMING, KERN, SAUICKIE**  
**ABSENT: CALOGERO**

**WHEREAS**, N.J.S.A. 40:48-17.1 permits a municipality, whose boundaries are identical with the boundaries of a local school district, to transfer to said Board of Education any such part of surplus revenues available to the municipality or unappropriated anticipated receipts, as the Governing Body shall deem advisable for school purposes; and

**WHEREAS**, the Township of Jackson has included within its local municipal budget such revenue for the purposes of transferring \$1 million (\$1,000,000.00) to the Jackson Board of Education for the year 2020; and

**WHEREAS**, said budget has been appropriately introduced, advertised and adopted as required by the Local Government Budget Law; and

**WHEREAS**, the Township of Jackson wishes to transfer for the use of the Jackson Township Board of Education \$1 million (\$1,000,000.00) of said surplus revenues for school purposes; and

**WHEREAS**, the Township of Jackson recognizes that its local Board of Education is facing unprecedented budget cuts as a result of reductions in state financial aid to the local school district; and

**WHEREAS**, the Jackson Township School District shall utilize said funds to sustain its children’s programs for an additional year, despite the lack of funding received from the State of New Jersey; and

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

1. The Township hereby authorizes the transfer of \$1 million (\$1,000,000.00) in surplus revenues and/or anticipated receipts to the Jackson Township Board of Education in accordance with the provisions of N.J.S.A. 40:48-17.1
2. A copy of this Resolution be forwarded to the following:

- a) Janice Kisty, Township Clerk/Registrar;
- b) Sharon Pinkava, Township Chief Financial Officer;
- c) Honorable Michael Reina, Mayor;
- d) Terence Wall, Township Administrator;
- e) Jackson Township Board of Education
- f) Honorable Michael Reina, Mayor

**DATED: 4-28-20**

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**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

**RESOLUTION 206R-20**

**TITLE: RESOLUTION EXTENDING THE GRACE PERIOD TO JUNE 1, 2020 FOR THE PAYMENT OF SECOND QUARTER 2020 PROPERTY TAXES DUE ON MAY 1, 2020 PURSUANT TO EXECUTIVE ORDER NO. 130.**

**MOTION TO APPROVE BY: FLEMMING**

**MOTION SECONDED BY: KERN**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**WHEREAS,** Jackson Township currently provides a 10 day grace period for the Quarterly installments of Property taxes due February 1, May 1, August 1 and November 1 pursuant to N.J.S.A. 54:4-67, and;

**WHEREAS,** Due to many New Jerseyans being impacted financially as a result of the COVID-19 pandemic the Governor signed Executive Order No. 130 allowing municipalities to extend the grace period, by Resolution, for the property tax quarter due on May 1<sup>st</sup>, 2020 to June 1<sup>st</sup>, 2020, and;

**WHEREAS,** The Mayor and Council desire to provide relief to the taxpayers of Jackson Township by extending the grace period on the May 1<sup>st</sup> tax quarter to June 1, 2020 pursuant to Executive Order No. 130.

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

1. The Grace Period for the property tax quarter due May 1, 2020 is hereby extended to June 1, 2020 pursuant to Executive Order No. 130. This extension does not apply to any previous or future tax quarter or affect any current delinquency. If the May 1, 2020 tax quarter, or any part of it, is not paid by June 1, 2020 Interest will run at the rates of the Municipality from the May 1<sup>st</sup> due date until paid in full.
2. Copies of this resolution to Administrator, CFO, Tax Collector, the Director of the Division of Local Government Services, DCA and any other interested parties.

**DATED: 4-28-20**

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**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**



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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CURRENT		Continued			
102588	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7032
102589	04/28/20	NJN03 NEW JERSEY NATURAL GAS	12,553.11		7032
102590	04/28/20	OCE05 OCEAN CTY RECYCLING CTR, INC.	358.60		7032
102591	04/28/20	OCJ01 OCEAN COUNTY MUN. JUDGE'S ASSOC	100.00		7032
102592	04/28/20	OCM02 OC MUNICIPAL JOINT INS. FUND	627,182.00		7032
102593	04/28/20	POR11 PORTER LEE CORP.	1,383.00		7032
102594	04/28/20	REM01 REMINGTON, VERNICK & VENA ENG.	7,910.00		7032
102595	04/28/20	RJW01 R. J. WALSH ASSOCIATES, INC.	936.00		7032
102596	04/28/20	ROM09 ROMEO'S PIZZA & PASTA	160.00		7032
102597	04/28/20	RRD01 RR DONNELLEY	147.00		7032
102598	04/28/20	SHI04 SHI INTERNATIONAL CORP.	5,415.86		7032
102599	04/28/20	SPR07 SPRAGUE RESOURCES LP	5,872.00		7032
102600	04/28/20	STA01 NJSHBP	371,744.69		7032
102601	04/28/20	STA71 STATE OF NJ DEPT LABOR/WORKFRC	840.00		7032
102602	04/28/20	TAY11 TAYLOR COMMUNICATIONS, INC.	924.00		7032
102603	04/28/20	TRE01 TREC ADVANCED COMPUTER	1,754.50		7032
102604	04/28/20	TRE12 TREASURER, STATE OF NEW JERSEY	10,125.00		7032
102605	04/28/20	USP01 U. S. POSTAL SVC (NEOPOST POC)	4,000.00		7032
102606	04/28/20	VER08 VERIZON WIRELESS	1,872.20		7032
102607	04/28/20	WAS01 WASTE MANAGEMENT OF N. J. INC.	1,590.35		7032
102608	04/28/20	WAT03 WATCHUNG SPRING WATER	30.95		7032
102609	04/28/20	WIL48 ERIC F. & MARY E. WILLIAMS	12,502.99		7032
102610	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7034
102611	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7035
102612	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7036
102613	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7037
102614	04/28/20	NJM06 NJ MOTOR VEHICLE COMMISSION	2.00		7038
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	65	3		19,229,883.46	0.00
Direct Deposit:	0	0		0.00	0.00
Total:	65	3		19,229,883.46	0.00
DEV FEES-COAH DEV FEES - COAH (NEW)					
358	04/28/20	REH04 REHABCO, INC.	2,909.82		7044
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0		2,909.82	0.00
Direct Deposit:	0	0		0.00	0.00
Total:	1	0		2,909.82	0.00
DEVELOPERS-OF DEVELOPERS-OCEAN FIRST					
66633	04/28/20	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	21,420.00		7033
66634	04/28/20	BIS05 BISMARCK ROAD, LLC	2,359.38		7033
66635	04/28/20	CME01 CONSULTING & MUNICIPAL ENG LLP	0.00	04/28/20 VOID	0
66636	04/28/20	CME01 CONSULTING & MUNICIPAL ENG LLP	1,060.00		7033
66637	04/28/20	DAS01 DASTI, MURPHY, MCGUCKIN PC	255.00		7033
66638	04/28/20	EDH01 EDH ENGINEERING SERVICES, LLC	0.00	04/28/20 VOID	0
66639	04/28/20	EDH01 EDH ENGINEERING SERVICES, LLC	1,875.00		7033
66640	04/28/20	GER17 GERTNER & GERTNER LLC	119.48		7033
66641	04/28/20	JAC08 JACKSON TOWNSHIP CURRENT FUND	6,645.00		7033
66642	04/28/20	KOZ04 GRAZGORZ KOZEK	306.82		7033
66643	04/28/20	OWE01 OWEN LITTLE & ASSOC., INC.	700.00		7033

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
DEVELOPERS-OF DEVELOPERS-OCEAN FIRST Continued					
66644	04/28/20	QUI08 QUICKCHEK CORP.	914.80		7033
66645	04/28/20	REM01 REMINGTON, VERNICK & VENA ENG.	0.00	04/28/20 VOID	0
66646	04/28/20	REM01 REMINGTON, VERNICK & VENA ENG.	0.00	04/28/20 VOID	0
66647	04/28/20	REM01 REMINGTON, VERNICK & VENA ENG.	2,103.75		7033
66648	04/28/20	STA16 STAVOLA CONTRACTING CO., INC.	68.17		7033
66649	04/28/20	TM02 T & M ASSOCIATES	0.00	04/28/20 VOID	0
66650	04/28/20	TM02 T & M ASSOCIATES	0.00	04/28/20 VOID	0
66651	04/28/20	TM02 T & M ASSOCIATES	13,629.27		7033
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 13	6	51,456.67	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 13	6	51,456.67	0.00
DOG DOG ACCOUNT - NEW					
877	04/28/20	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	1,260.09		7039
878	04/28/20	NJS04 N.J. STATE DEPT. OF HEALTH	643.20		7039
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 2	0	1,903.29	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 2	0	1,903.29	0.00
GENERAL TRUST					
62188	04/28/20	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	23,177.25		7041
62189	04/28/20	GAL01 GALLS, LLC	66.91		7041
62190	04/28/20	KUN01 MATTHEW KUNZ - PETTY CASH	200.00		7041
62191	04/28/20	MIN11 MINT COINS LLC	5,280.00		7041
62192	04/28/20	RCS02 R.C.SHEA & ASSOCIATES	2,000.00		7041
62193	04/28/20	TIV01 CHARLES P. TIVENAN, ESQ.	250.00		7041
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 6	0	30,974.16	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 6	0	30,974.16	0.00
HANDICAPPED					
2453	04/28/20	SYN05 SYNCHRONY BANK/AMAZON	23.95		7042
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 1	0	23.95	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 1	0	23.95	0.00
OPEN SPACE					
9208	04/28/20	JAC08 JACKSON TOWNSHIP CURRENT FUND	2,440.00		7045
9209	04/28/20	REM01 REMINGTON, VERNICK & VENA ENG.	4,934.53		7045

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
OPEN SPACE					
Continued					
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:		2	0	7,374.53
	Direct Deposit:		0	0	0.00
	Total:		2	0	7,374.53
PARKS REC					
67092	04/28/20	JAC15 JACKSON TOWNSHIP P/R ACCOUNT	1,067.49		7043
67093	04/28/20	ARB04 DANIELLE ARBEIT	75.00		7043
67094	04/28/20	BEL20 KATIE BELLO	155.00		7043
67095	04/28/20	BOS06 MELISSA BOSTICH	80.00		7043
67096	04/28/20	BUD06 LISHA BUDRICK	210.00		7043
67097	04/28/20	GAD05 DANIELLE GADSON	1,097.00		7043
67098	04/28/20	ING02 KEISHA INGARAN	80.00		7043
67099	04/28/20	KEL30 ROSARIO KELLY	927.00		7043
67100	04/28/20	SAN34 JAMES SANTOSTEFANO	160.00		7043
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:		9	0	3,851.49
	Direct Deposit:		0	0	0.00
	Total:		9	0	3,851.49
Report Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
	Checks:		101	9	19,514,715.32
	Direct Deposit:		0	0	0.00
	Total:		101	9	19,514,715.32

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Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
	0-01	19,196,160.05	0.00	0.00	19,196,160.05
	0-17	643.20	0.00	0.00	643.20
Year Total:		19,196,803.25	0.00	0.00	19,196,803.25
	9-01	23,111.82	0.00	0.00	23,111.82
	C-04	186,337.95	0.00	0.00	186,337.95
	G-02	10,611.59	0.00	0.00	10,611.59
	T-12	30,974.16	0.00	0.00	30,974.16
	T-13	3,851.49	0.00	0.00	3,851.49
	T-14	23.95	0.00	0.00	23.95
	T-17	1,260.09	0.00	0.00	1,260.09
	T-19	7,374.53	0.00	0.00	7,374.53
	T-20	2,909.82	0.00	0.00	2,909.82
Year Total:		46,394.04	0.00	0.00	46,394.04
Total of All Funds:		19,463,258.65	0.00	0.00	19,463,258.65

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Project Description	Project No.	Project Total
FREMONT SECONDARY ACCESS/STAV	1512-2584	68.17
CLAYTON MINING	CM0001	953.50
GRAWTOWN RD/RG2 ASSOCIATES	P31662	255.00
QUICK CHEK STORE & FUEL STAT	P31809	914.80
EXPAN EXIST RUSSELL REID BLDG	P31997	2,161.88
PURE FOODS MAJ SITE PLN PH 1	P32008	564.30
OAKS @ JKSN WOODS AFF HOUSING	P32027	1,085.25
DEMOLISH 2 HOUSES/WHITESVILLE	P32039	1,231.50
INSPECTION FEES/RZ HOLDINGS	P32045	373.00
CHRIS'S CUSTOMS BLDG 1 UNIT A	P32050	210.00
HOUSE OF WORSHIP/KOLEL SHAS YI	P32058	165.00
NEW COMMERC BLDG/BLOCK 34 INC	P32063	133.00
MIN SBDV 1398/SHORE BROS PROP	P32098	165.00
VALLEY RIDGE 12 LOT/FELDCCHILD	P32107	223.00
6,000 SF GARAGE ADD/BISHARK RD	P32117	197.50
MAJ 601-1/PINEWALK @ JACKSON	P32119	165.00
1100 RESIDENT UNITS/EL @ JKSN	P32148	495.00
TREE INSPECT/EJG PROPERTIES	P32163	129.00
MAJ SBDV 12 RES/SOLOMON ZOLTY	P32166	165.00
CONSTRUCT ADDITION/MIKE WENGER	P32182	123.75
MAJ SBDV/10 LOTS/GRAWTOWN ACR	P32186	431.00
INSPEC FOR NEW SFD/IK MASON HG	P32208	451.00
GRAY SUPPLY	TwPOE04	210.00
JF KIELY	TwPOE06	720.00
VERIZON-	TwPOE114	810.00
WALTER EARLE	TwPOE12	3,240.00
JCP&L PLANNED	TwPOE132	6,645.00

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Project Description	Project No.	Project Total
HACKENSACK MERIDIAN HEALTH	TwPOE158	2,880.00
J FLETCHER CREAMER & SON'S INC	TwPOE251	540.00
ASPLUNDH TREE	TwPOE256	7,530.00
DAVEY TREE EXP	TwPOE50	2,700.00
CABLEVISION & (SUBCONTRACTORS)	TwPOE51	840.00
60 ACRES	TwPOE65	1,440.00
JACMUNICIPAL UTILITY AUTHORITY	TwPOE68	510.00
PATTERSON RD.	231721	306.82
NOAH'S ARK SCHOOL FOR DOGS	231865	75.00
AMEND SITE PLN 686-1 ADD PRKIN	231954	225.00
ADVENTURE CROSSING/CARDINALE	232114	2,296.00
8,000 OFF WAREHOUSE/JC INDUSTR	232116	1,074.00
SUBDIV #641/HOPE CENTRAL LLC	232130	356.22
SOLAR SOLUTIONS/NJ CLEAN ENERG	232133	119.48
WAREHOUS/SCHWARZMAN EXPORT IMP	232137	450.00
RELOCATE EASEMENT/BARRY ZOLTY	232159	133.00
OLIVERIE FUNERAL HOME	232171	5,910.50
WOODSHOP/CARPENTRY-KNOWLES	232179	232.50
9 SFD/1 STMWR LOT-CTY LINE CON	232185	82.50
VAR 3316 SYNAGOGUE/WSNP LLC	232196	82.50
SIGN VAR 3320/WHALEPOND DEV LP	232202	390.00
ASPHALT CONTRACTOR/LACZYNSKI	232204	225.00
RETAIL COMMERC USE/GREEN APPLE	232213	690.00
UNDERSIZED LOT/PLATINUM DEV	232215	82.50
Total Of All Projects:		51,456.67

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

**RESOLUTION 200R-20**

**TITLE: AUTHORIZE TAX OVERPAYMENT REFUNDS**

**MOTION TO APPROVE BY: KERN**

**MOTION SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**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 a part hereof.

2. Copies of this Resolution to the Tax Collector.

**TOWNSHIP OF JACKSON  
OVERPAYMENT REFUNDS  
RESOLUTION 200R-20  
APRIL 28, 2020**

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR-QTR</u>	<u>AMOUNT</u>
999	999	Evangeline Macaluso	2020/1 <sup>st</sup>	\$ 100.00
4402	22	Williams, Eric F & Mary E	2018/4 <sup>th</sup>	\$ 575.54
			2019/1 <sup>st</sup>	\$2,338.83
			2019/2 <sup>nd</sup>	\$2,338.82
			2019/3 <sup>rd</sup>	\$2,432.16
			2019/4 <sup>th</sup>	\$2,432.15
			2020/1 <sup>st</sup>	\$2,385.49
			TOTAL:	\$12,602.99

**DATED: 4-28-20**

**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

**RESOLUTION 201R-20  
TITLE: APPROVE TOWNSHIP COUNCIL MEETING MINUTES FOR APRIL 14, 2020**

**MOTION TO APPROVE BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**WHEREAS**, official Minutes of the April 14, 2020 Jackson Township Council meeting have been prepared; and

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

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

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

APRIL 14, 2020

2. Copies of this resolution to any interested parties.

**DATED: 4-28-20**

**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

**RESOLUTION 202R-20**

**TITLE: APPROVE CHIEF FINANCIAL OFFICER’S REPORT FOR MARCH 2020**

**MOTION TO APPROVE BY:KERN**

**MOTION SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**WHEREAS**, the Chief Financial Officer has submitted the March 2020 monthly report; and

**WHEREAS**, the Township Clerk has submitted the 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 March 2020 is hereby approved.
2. Copies of this Resolution to Administrator, Township Attorney, and any other interested parties.

**DATED: 4-28-20**

\_\_\_\_\_  
**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

**RESOLUTION 203R-20**

**TITLE: AMEND RESOLUTION NO. 111R-20 AUTHORIZING PURCHASES AND/OR SERVICES FROM APPROVED OCEAN COUNTY COOPERATIVE VENDORS FOR CY 2020 SO AS TO ADD VENDOR WINNER FORD IN THE AMOUNT OF \$75,000.00**

**MOTION TO APPROVE BY:KERN**

**MOTION SECONDED BY: FLEMMING**

**YES: BRESSI, FLEMMING, KERN, SAUICKIE**

**ABSENT: CALOGERO**

**WHEREAS**, the Township of Jackson, as a contracting unit may, without advertising for bids, purchase any materials, supplies, services or equipment under any contract or contracts entered into by the NJ Division of Purchase and Property in the Department of the Treasury, for such materials, supplies, services or equipment pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS**, purchases/services made utilizing approved Ocean County Cooperative Contract Vendors meet the requirements of using a fair and open process; and

**WHEREAS**, the Township Council approved purchases/services from approved Ocean County Cooperative Vendors for CY 2020 on January 28, 2020 by way of Resolution No. 111R-20; and

**WHEREAS**, the Purchasing Department is seeking approval to amend Resolution No. 111R-20 to include the following vendor for CY 2020 under the approved Ocean County Cooperative Contract Vendors:

- Vendor: Winner Ford
- Contract: B2020-22
- Purpose: Motor Vehicles: New Vans, wagons, cars & pickup trucks
- Amount: \$75,000.00
- Term: Expires 2/18/2021

**WHEREAS**, it is now the desire of the Township Council to approve the request of the Department of Purchasing.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey, does hereby approve amending Resolution No. 111R-20 to include Winner Ford to the list of approved Ocean County Cooperative Contract Vendors for CY 2020.

Copies of this resolution shall be forwarded to the Municipal Administrator, Purchasing Department, Department of Recreation and any other interested parties.

\_\_\_\_\_  
**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

**DATED: 4-28-20**

**RESOLUTION 204 R-20**

**TITLE: AMEND RESOLUTION NO. 110R-20 AUTHORIZING PURCHASES AND/OR SERVICES FROM APPROVED NEW JERSEY STATE CONTRACT VENDORS FOR CY 2020 TO ADD GOV PILOT AS AN AUTHORIZED DEALER UNDER SHI INTERNATIONAL IN THE AMOUNT OF \$54,328.00**

**MOTION TO APPROVE BY: KERN**  
**MOTION SECONDED BY: FLEMMING**  
**YES: BRESSI, FLEMMING, KERN, SAUICKIE**  
**ABSENT: CALOGERO**

**WHEREAS**, the Township of Jackson, as a contracting unit may, without advertising for bids, purchase any materials, supplies, services or equipment under any contract or contracts entered into by the NJ Division of Purchase and Property in the Department of the Treasury, for such materials, supplies, services or equipment pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS**, purchases/services made utilizing approved New Jersey State Contract Vendors meet the requirements of using a fair and open process; and

**WHEREAS**, the Township Council approved purchases/services from approved New Jersey State Contract Vendors for CY 2020 on January 28, 2020 by way of Resolution No. 110R-20; and

**WHEREAS**, the Purchasing Department is seeking approval to amend Resolution No. 110R-20 to include the following vendor for CY 2020 under the approved New Jersey State Contract Vendors:

Vendor: SHI International/GovPilot as authorized dealer  
Contract: 1NJCP  
Purpose: Software license & related services  
Amount: \$54,328.00  
Term: 9/1/15-6/30/20

**WHEREAS**, it is now the desire of the Township Council to approve the request of the Department of Purchasing.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey, does hereby approve amending Resolution No. 110R-20 to include GovPilot as an authorized dealer under SHI International to the list of approved NJ State Contract Vendors for CY 2020.

Copies of this resolution shall be forwarded to the Municipal Administrator, Purchasing Department, and any other interested parties.

\_\_\_\_\_  
**JANICE KISTY, R.M.C.**  
**TOWNSHIP CLERK**

**DATED: 4-28-20**

**RESOLUTION 205R-20**

**TITLE: AMEND RESOLUTION NO. 110R-20 AUTHORIZING PURCHASES AND/OR SERVICES FROM APPROVED NEW JERSEY STATE CONTRACT VENDORS FOR CY 2020 TO ADD CIVIC PLUS AS AN AUTHORIZED DEALER UNDER SHI INTERNATIONAL IN THE AMOUNT OF \$28,000.00**

**MOTION TO APPROVE BY:KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**WHEREAS**, the Township of Jackson, as a contracting unit may, without advertising for bids, purchase any materials, supplies, services or equipment under any contract or contracts entered into by the NJ Division of Purchase and Property in the Department of the Treasury, for such materials, supplies, services or equipment pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS**, purchases/services made utilizing approved New Jersey State Contract Vendors meet the requirements of using a fair and open process; and

**WHEREAS**, the Township Council approved purchases/services from approved New Jersey State Contract Vendors for CY 2020 on January 28, 2020 by way of Resolution No. 110R-20; and

**WHEREAS**, the Purchasing Department is seeking approval to amend Resolution No. 110R-20 to include the following vendor for CY 2020 under the approved New Jersey State Contract Vendors:

Vendor: SHI International/Civic Plus as authorized dealer  
Contract: 1NJCP  
Purpose: Software license & related services  
Amount: \$28,000.00  
Term: 9/1/15-6/30/20

**WHEREAS**, it is now the desire of the Township Council to approve the request of the Department of Purchasing.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of Jackson, County of Ocean, State of New Jersey, does hereby approve amending Resolution No. 110R-20 to include Civic Plus as an authorized dealer under SHI International to the list of approved NJ State Contract Vendors for CY 2020.

Copies of this resolution shall be forwarded to the Municipal Administrator, Purchasing Department, and any other interested parties.

**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

**DATED: 4-28-20**

**PUBLIC COMMENT, ANY TOPIC**

**ELENOR HANNUM- 6 EVERGREEN COURT-** asked the effective date for Ordinance 04-20.

**TOWNSHIP CLERK KISTY-** stated Ordinance 04-20 must be advertised and the effective date is 20 days after the Mayor signs it. It becomes law and then it is submitted to General Code for codification.

**ELENOR HANNUM- 6 EVERGREEN COURT-** wishing everyone stay well.

**CATHERINE GIANCOLA-573 HENRY STREET-** thanked the council for working in partnership with the residents during this process.

**DIANE CAMPAGNA- 5 TOPAZ DRIVE-** thanked the governing body.

**MOTION TO CLOSE PUBLIC COMMENT ON ANY TOPIC BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

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**MOTION TO ADJOURN BY: KERN  
MOTION SECONDED BY: FLEMMING  
YES: BRESSI, FLEMMING, KERN, SAUICKIE  
ABSENT: CALOGERO**

**7:20 P.M.**

**RESPECTFULLY SUBMITTED,**

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**COUNCIL VICE PRESIDENT SAUICKIE**

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**JANICE KISTY, R.M.C.  
TOWNSHIP CLERK**

JK/xo