

**CLOSED SESSION MINUTES
TOWNSHIP COUNCIL – TOWNSHIP OF OCEAN
(SECTION 8 RESOLUTION)**

APRIL 19, 2010

OAKHURST, NEW JERSEY

Present: Mayor Larkin
Deputy Mayor Hiers, Councilmember(s) Garofalo, Schepiga, Siciliano

Others: Martin Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager
Vincent Buttiglieri, Township Clerk

Subject: Litigation - COAH

Action: Martin Arbus, Township Attorney, discussed the status of the ongoing COAH litigation. Mr. Arbus has had discussions with representatives from Martelli to discuss the proposal before the Township regarding that development. Mr. Arbus relayed to the representatives from Martelli that any potential settlement will likely only be reached if the developer reduces the number of units it is proposing to construct on that site. Mr. Arbus stated that he is unsure whether any proposed revisions to the COAH legislation will benefit the Township, however, if the revision allows pre-1980 units to count toward a municipality's obligation, that may be our best chance to meet our obligation.

Also, the legislation regarding affordable housing is still in play, however, no revisions have been made public to date. Mr. Arbus feels that it would be in the best interest of the Township if Judge O'Brien stays his decision until after the new legislation is enacted. The Council concurred.

Mr. Arbus will report on any updates at a subsequent meeting.

Subject: Contract – Sale of Real Estate

Action: At this juncture, the Council does not wish to proceed with the request.

Subject: Contract – PBA/SOA/Local 701/Local 77

Action: Andrew Brannen, Township Manager, reported that there may be a decision from the arbitrator prior to May 21, 2010. If not, effective May 22, 2010, the PBA will be paying 1.5% of salary towards health benefits.

Also, Mr. Brannen reported that there has been discussion with regard to utilizing certain Public Works employees in a capacity other than their normal position. Further discussion will be forthcoming.

Subject: Personnel – Employee Benefits

Action: Andrew Brannen, Township Manager, reported that effective May 22, 2010, members of the Sanitation Union will pay 1.5% of salary towards their health benefits.

Subject: Contract – Police Services

Action: Andrew Brannen, Township Manager, reported that the Township had received a Request for Proposal for Police Services from the Borough of Interlaken. They are requesting responses for a contract for 5, 10 and 15 year contracts. Mr. Brannen reported that the Township fully intends to submit a proposal.

Subject: Litigation – Loch Arbour

Action: Martin Arbus reported that there was discussion with representatives from Loch Arbour about how the increase could be implemented, perhaps with a yearly percentage increase as opposed to the increase being realized all at once. Any change in methodology would need to go before the voters. Mr. Arbus explained the process going forward with regard to this litigation. He will report back to the Council with any updates.

Respectfully submitted,

Vincent Buttiglieri, RMC/CMC
Township Clerk