

**MEETING MINUTES
TOWNSHIP COUNCIL – TOWNSHIP OF OCEAN**

DECEMBER 30, 2011

OAKHURST, NEW JERSEY

The Regular Meeting of the Township Council was held in the Township Meeting Room, First Floor, Public Meeting Room, 399 Monmouth Road, Oakhurst, NJ 07755 at 5:00 p.m.

Present: Deputy Mayor Siciliano
Councilmember(s) Evans, Garofalo

Absent: Mayor Larkin
Councilmember Schepiga

Others: Martin J. Arbus, Esq., Township Attorney
Stephen O. Gallagher, Assistant Township Manager
Vincent Buttiglieri, Township Clerk

In the absence of Mayor Larkin, Deputy Mayor Siciliano presided over the meeting.

Statement of Compliance with the Open Public Meetings Act:

Deputy Mayor Siciliano announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Meeting Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the Office of the Township Clerk on December 28, 2011.

Fire Exit Procedures:

There are two emergency exits on the wall to my right that will take you to the front of the building and another one to my left that will take you to the rear parking lot.

NOTICE:

All cell telephones must be turned off. If you need to make a call, please make your call outside the meeting room.

Deputy Mayor's Statement: Public Portion to Ask Questions with Regard to Agenda Items

The purpose of this public portion is solely to ask questions to understand items on the Agenda and is not an occasion for a public hearing on an Ordinance. All questions not related to an item on this Agenda should be asked during the Public Comments portion at the conclusion of the meeting.

PUBLIC COMMENTS:

There were no public comments at this time.

CONSENT ITEMS:

RESOLUTIONS:

11-223 Accept the resignation of Joel N. Kreizman, Municipal Court Judge

WHEREAS, Joel N. Kreizman was appointed the Municipal Court Judge in 2001, filling the unexpired term of Dennis Crawford; and

WHEREAS, Judge Kreizman has served with distinction throughout his tenure as the Municipal Court Judge for the Township of Ocean; and

WHEREAS, Joel N. Kreizman has respectfully submitted his letter of resignation effective midnight, January 1, 2012;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ocean, County of Monmouth hereby accepts the resignation of Joel N. Kreizman as the Municipal Court Judge for the Township of Ocean; and

FURTHER BE IT RESOLVED that the Township Council hereby extends out heartfelt appreciation to Joel N. Kreizman for his meritorious service and we further wish him well in his future endeavors.

11-224 Authorize appointments for the following:

Municipal Court Judge, Public Defender, Conflict Public Defender(s), Public Agency Compliance Officer, Deal Lake Commission and Monmouth County Community Development Committee

BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

MUNICIPAL COURT	Member	Starting	Ending
3 year term	Timothy F. McGoughran	January 1, 2012	December 31, 2014
PROSECUTOR	Member	Starting	Ending
1 year term	Mario Delano Prosecutor	January 1, 2012	June 30, 2012
Conflict			
1 year term	Steve Rubin	January 1, 2012	June 30, 2012
PUBLIC DEFENDER	Member	Starting	Ending
1 year term	Robert Fernicola	January 1, 2012	December 31, 2012
Conflict			
1 year term	Jason Volet	January 1, 2012	December 31, 2012
1 year term	Michael G. Celli	January 1, 2012	December 31, 2012
1 year term	Matthew Goode	January 1, 2012	December 30, 2012
PUBLIC AGENCY COMPLIANCE OFFICER	Member	Starting	Ending
1 year term	Vincent Buttiglieri	January 1, 2012	December 31, 2012
DEAL LAKE COMMISSION	Member	Starting	Ending
1 year term	John Everson	January 1, 2012	December 31, 2012
1 year term	Don Brockel (Alternate)	January 1, 2012	December 31, 2012
MONMOUTH COUNTY COMMUNITY DEVELOPMENT COMM.	Member	Starting	Ending
1 year term	Andrew Brannen	January 1, 2012	December 31, 2012
1 year term	Adrienne Burke (Alternate)	January 1, 2012	December 31, 2012

All other previously made appointments and associated terms shall remain in full force and effect.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. Board/Committee or Department
2. Administrative Secretary
3. Municipal Clerk/Public Agency Compliance Officer

11-225 Amend the 2012 Council Meeting schedule.

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-18 requires a public body post and maintain posted throughout the year a schedule of regular meetings of the public body to be held during the succeeding year; and

WHEREAS, the Township Council of the Township of Ocean wishes to amend the meeting schedule that was approved on December 5, 2011 as follows:

NEW MEETING

February 18, 2012 - Budget Workshop
(meeting will begin at 8:30 a.m.)

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that it does hereby amend the meeting schedule of the Township Council as noted above and the Township Clerk is authorized to post said change in accordance with N.J.S.A. 10:4-18

11-226 Authorize the appointment of Special Law Enforcement Officers – Class II for 2012

**AUTHORIZING THE APPOINTMENT OF
SPECIAL LAW ENFORCEMENT OFFICERS – CLASS II FOR 2012**

WHEREAS, the Township of Ocean has a need for Special Law Enforcement Officers – Class II for the year 2012; and

WHEREAS, the Police Chief has submitted the following individuals for appointment as Special Law Enforcement Officers – Class II for the Township of Ocean for the year 2012:

Dean Schoch, II
James Christie
Brian Klein
Shawn Bowens

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that Dean Schoch, II, James Christie, Brian Klein and Shawn Bowens be and are hereby appointed as Special Law Enforcement Officers – Class II for the Township of ocean for the year 2012, as a salary commensurate with the current salary ordinance.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the following:

1. Police Chief
2. Township Manager

Vote on all Consent Agenda Items:

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

INDIVIDUAL ACTION:

VOUCHERS: \$ 6,374,574.28

**Township of Ocean
Department of Finance
Voucher List for December 30, 2011**

Vendor Name	Description	Amount	Contract
<u>2011 Current Fund Appropriation Payments</u>			
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - NOVEMBER 2011	135.50	
ADPRO IMPRINTS/BUDGET BANNERS	PD- EMT SHOULDER PATCHES	501.00	
AFLAC - NEW YORK - FLEX ONE	NOV 2011 MEDFLEX ADMIN FEES	50.00	
AIR SYSTEMS MAINTENANCE INC	November Heating/Air Contract	5,810.32	
ALL AMERICAN TURF INC	November misc lawn mower parts	232.22	
AMERICAN WEAR INC	November uniform rental	846.43	
AMERICAN WEAR INC	November rags for shop use	60.00	
ARBUS, MARTIN ESQ C1100015	TWP ATTY RETAINER & SVC 12/11	8,045.66	
ARMSTRONG TREE SERVICE LLC	Tree Removal/Emergency	900.00	
ATB SERVICES LLC	PD-ALARM REGISTRATION	2,810.00	
ATLANTIC DETROIT DIESEL-	MISC TRUCK PARTS	282.38	
ATLANTIC PLUMBING SUPPLY CORP	November plumbing supplies	87.31	
ATLANTIC PLUMBING SUPPLY CORP	DIVE TANK PIPE	93.71	
AURORA ENVIRONMENTAL INC.	96" Veeder gasoline reader	2,850.00	
BENDINER & SCHLESINGER INC	DRUG TESTING SUPPLIES	500.00	
BENDINER & SCHLESINGER INC	DRUG TEST SUPPLIES	500.00	
BERGEY'S INC	November misc parts for Twp.	608.00	
BSN SPORTS	TENNIS NETS/SOCCER GOAL/ NETS	2,965.56	
BSN SPORTS	VOLLEYBALL ANTENNA	45.68	
BUTTIGLIERI, VINCENT CMC	Tax Collector License	50.00	
CABLEVISION	Beecroft #7866-193927-2	67.62	
CAINE & WEINER	PMT-HEARTLAND FOR MUNI COURT	207.31	
CALABRO, PHIL	SUPERVISE ADULT BB DECEMBER	156.00	
CDW GOVERNMENT INC	MS - Wireless Desktop 3000	220.00	
CDW GOVERNMENT INC	DVD-RW	23.44	
CDW GOVERNMENT INC	UPS REPLACEMENT BATTERY	590.00	
CDW GOVERNMENT INC	HP 146Gb Hard Drive	285.00	
CLARK PRODUCTS INC	Toilet Tissue/Municipal Bldg.	1,746.00	
CLARKE CATON HINTZ C1100013	PROF SERVICES THRU 11/25/11	4,125.29	
CLEARVIEW SPRING WATER	November bottled water for Twp	108.00	
CMF BUSINESS SUPPLIES INC	COPY PAPER	502.92	
CMF BUSINESS SUPPLIES INC	PAPER FOR MUNICIPAL OFFICES	1,430.73	
COAST APPRAISERS & CONSULTANTS	2010 appraisal services-parker	400.00	
COLLEEN ARROYO	REFUND FACILITY RENTAL	155.00	

MEETING MINUTES

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COUNTRY CLEAN INC	PAPER PRODUCTS HUMAN SERVICES	46.79
COUNTRY CLEAN INC	MAINTENANCE SUPPLIES	492.76
COUNTY TAX ADMINISTRATOR	2011 Post Cards & Mailing	2,622.48
CRAFTMASTER PRINTING INC	PD- PRISONER CARDS	159.00
DEBRA MARINO	REIMBURSE MESSY SCHOOL SUPPLYS	63.00
DENISE BOND	REFUND FACILITY RENTAL	100.00
DONLON, JEROME	Cell Phone Reimbursement 2011	300.00
DOWD, JACQUELINE A	cell phone Jan-Dec 2011	300.00
EAGLE TRUCK EQUIPMENT INC	Oil Pressure Switch for #72	223.48
EDWARDS TIRE CO INC	November recap & service tires	7,791.25
EDWARDS TIRE CO INC	November tires for Twp vehicle	1,687.68
EDWARDS TIRE CO INC	TRUCK TIRES & VARIOUS PARTS	9,181.60
EVIDENT, INC.	PD- CIB EVIDENCE SUPPLIES	18.25
FEDEX	Shipping equipment for repairs	80.82
FLEETWASH INC	November wash trucks in/out	505.00
GAGLIANO & COMPANY C1100027	APPRAISAL REPORT CLEARVIEW DR	3,500.00
GALETON GLOVES INC	Hi-Vis knit cap/Inventory	200.50
GALLAGHER, STEPHEN O	TAX OFFICE 12/11 NEWSLETTER	855.00
GALLAGHER, STEPHEN O	CPA LICENSE RENEWAL 2012-2014	90.00
GANNETT NJ NEWSPAPERS	A/C 009459 NOV/DEC 2011 ADS	986.50
GEESE CHASERS LLC C1100003	DEC 2011 GEESE CONTROL MAINT	862.33
GILES & RANSOME INC	November misc loader parts	547.97
GOFFCO INDUSTRIES INC	2000 tickets starting A215601	519.00
GOLF CAR SPECIALITIES LLC	RENTAL UTILITY CARS CTGC DEC	140.00
GRAMCO BUSINESS	CD's for recording PB/BOA	43.80
HESS CORPORATION	Electric sustainable energy	10,474.84
IDEAL LUMBER & SUPPLY CO	November misc lumber & support	293.97
INGENITO, NEIL	PD- ULPH LUNCH REIMBURSEMENT	74.88
JBC SAFETY PLASTIC INC	Road Cones/All Twp roads	638.00
JERSEY CENTRAL POWER & LIGHT	November street lighting	17,601.24
JERSEY SHORE JR WRESTLING LEAG	LEAGUE DUES/REFEREES	2,600.00
JET-VAC INC	Gasket for Truck #77 Roads	81.32
JIM CURLEY PONTIAC GMC TRUCK	November misc parts for Twp	1,262.02
JOHNNY ON THE SPOT INC	DEC ADA UNIT PALAIA PARK	98.45
JUNGLE LASER LLC	ROLLBASE APPLICATION NOV 2011	2,450.00
KEITH BRADLEY	REIMBURSE FINGERPRINTING	26.25
KELLY WINTHROP, LLC.	Remove dead deer	315.00
KEPWEL SPRING WATER CO	HSD Water November	56.70
KNOX CO	Knox Box for Vehicle	378.00
L3 COM MOBILE-VISION INC	PD- SERVICE CALLS - NOV 2011	231.25
LAKWOOD AUTO/ASBURY NAPA	October misc parts for Twp.	1,223.28
LANGUAGE LINE SERVICES	PD-PHONE INTERPRET - NOV 2011	13.74
LANGUAGE LINE SERVICES	Oct. Telephone Interpreting	9.01
LANGUAGE LINE SERVICES	Nov. Telephone Interpreting	61.20
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES - NOV 2011	567.85
LAUREL VON GERICHTEN	REIMBURSEMENT - ST CONFERENCE	246.80
LAWMAN SUPPLY CO OF NJ INC	PD- RECOIL SPRING ASSEMBLY	60.00
LEE BATTERY SERVICE INC	November misc batteries	458.65
LEON S AVAKIAN INC	Copies of Street Maps	87.50
LEON S AVAKIAN INC	VARIOUS COPIES OF PLANS	277.50
LESCO - PROX	5 gallon paint/soccer season	604.00
LESCO - PROX	First Aid Kits	1,189.00
LINE SYSTEMS, INC.	NOV/DEC 2011 PHONE SVC CHARGES	3,363.14
LOWES INC	November building supplies	685.79
LOWES INC	GENERATOR/POWER WASHER	786.60
LYNN PEAVEY CO	PD- CIB EVIDENCE SUPPLIES	248.85
MAIN ELECTRIC SUPPLY CO INC	November electric supplies	315.00
MASSARO, SALVATORE	CELL PHONE FOR JAN-DEC 2011	300.00
MC MAHON, WILLIAM	Cell phone reimbursement	25.00
McHEFFEY, DR DINA A	MEDCAL CONSULTING 4TH QUARTER	300.00
MGL PRINTING SOLUTIONS	Tax List Binders	527.55
MGL PRINTING SOLUTIONS	2011 1099 INT & MISC. FORMS	217.20
MGL PRINTING SOLUTIONS	SEWER ENVELOP REBATE & SHIPPING	913.00
MGL PRINTING SOLUTIONS	HOMESTEAD BENEFIT TAX BILLS	208.00
MID ATLANTIC TRUCK CENTER INC	November misc parts for Trucks	111.62

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MOTOROLA (CARE OF)	Batteries for Portable radios	90.00
NJ EMERGENCY MGMT ASSOC	EMA Membership	150.00
NJ LEAGUE OF MUNICIPALITIES	JOB ADVERT - COLLECTIONS CLERK	160.00
NJ LEAGUE OF MUNICIPALITIES	Collection Clerk Advertisement	160.00
NJ NATURAL GAS CO	November gas usage for Twp	7,460.18
NJ ST LEAGUE OF MUNICIPALITIES	NJ State League of Mun.	700.00
NJ STATE HEALTH BENEFITS FUND	Dec Health Insurance	168,770.83
NJAWC	November water usage	2,192.91
NORCIA CORP	Bar assembly Truck #91.	286.45
OCEAN TREE SERVICE INC	Remove/trim trees Golf Course	850.00
OLD DOMINION BRUSH CO	Urathane Hose/Leaf machine	2,546.45
OLD DOMINION BRUSH CO	ONE SET GEARS FOR LEAF MACHINE	1,309.96
POGWIST, RAYMOND E	REIMBURSEMENT - ST FEDERATION	100.00
POGWIST, RAYMOND E	REIMBURSEMENT - LUNCHEON	81.15
R&H AUTO SPRING & TRUCK	November alignments of Twp.	998.18
RACHLES/MICHELE'S OIL CO	November unleaded/diesel fuel	61,533.36
RECREONICS INC	PUMP PARTS	70.00
RED THE UNIFORM TAILOR	PD- SOFT RANK EPAULETTES	119.70
REISER, KATHY	REIMBURSE GIFT CERT SUPPLIES	51.33
ROY PRESS INC	Business Cards-Flores/McGrath	71.00
RUDERMAN & GLICKMAN PC C1100006	NOV 2011 LABOR RELATION MATTER	6,330.00
RUTGERS STATE UNIVERSITY	Tax Collection Classes	1,074.00
RUTGERS THE STATE UNIVERSITY	CMFO - FINANCIAL MGMT PROGRAM	1,654.00
S & S WORLDWIDE INC	REC SUPPLIES	319.28
S & S WORLDWIDE INC	REPLACEMENT POOL CRAFT SUPPLY	459.77
SANITATION EQUIPMENT CORP	November misc truck parts	485.62
SEA BREEZE FORD INC	November misc parts for Twp.	807.86
SEABOARD FIRE & SAFETY	PD- CO2 REFILLS - NOV 2011	141.70
SEABOARD FIRE & SAFETY	GAUGES FOR CO2	41.70
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - NOV 2011	334.50
SEACOAST CHEVROLET OLDSMOBILE	November misc parts for Twp.	302.74
SEACOAST CHEVROLET OLDSMOBILE	November vehicle repairs	4,724.45
SEAVIEW ORTHOPAEDIC & MEDICAL	Evaluation of John Davis	950.00
SIPERSTEIN'S PAINT	October misc paint & brushes	244.34
SIPERSTEIN'S PAINT	November misc paint & brushes	82.33
SIRCHIE FINGER PRINT	PD- CIB EVIDENCE SUPPLIES	53.50
SOTTILE, MARIA	REIMBURSE FINGERPRINTING	26.25
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - NOV 11	664.46
SPRINT PO MANAGEMENT	Service for Oct 27 - Nov 26	49.99
STEINBERG, MARK A ESQ	BOA General	420.00
STEWART BUSINESS SYSTEMS	Printing Services	636.82
STORR TRACTOR CO	Sept. misc parts for Toro	281.66
STORR TRACTOR CO	November misc parts for toro	350.01
THE NEW COASTER LLC	NOV/DEC 2011 ADVERTISING	210.80
THE PHOTO CENTER DISCOUNT	PD- SPARE CAMERA BATTERY	64.00
TOP SECURITY LOCKSMITHS INC	PD- EVIDENCE SAFE RECOMBIMATE	150.00
TOWNE HARDWARE	November misc maint supplies	102.35
TREAS STATE OF NEW JERSEY	COLONIAL TERR GC WATER USE REG	205.00
TREASURER COUNTY OF MONMOUTH	November dumping fees	46,596.82
TREASURER STATE OF NJ	Annual elevator inspection	328.00
TREASURER STATE OF NJ	Air quality permitting program	410.00
TRICO EQUIPMENT SERVICES LLC	November misc parts for Twp.	870.38
TRI-TECH INC	PD- CIB EVIDENCE SUPPLIES	143.30
TWP OCEAN GENERAL CAPITAL FUND	BAN Debt Service to Gen Cap	122,535.61
TWP OF OCEAN CURRENT FUND	TWP CLERK PETTY CASH CLOSE OUT	261.49
TWP OF OCEAN CURRENT FUND	POLICE CID PETTY CASH YEAR END	297.05
TWP OF OCEAN CURRENT FUND	PD- PETTY CASH	119.75
TWP OF OCEAN ELECTION ACCOUNT	2011 POLLING PLACE RENTALS	2,400.00
UNITED STATES POSTAL SERVICE	POSTAGE FOR HOMESTEAD REBATES	1,500.00
UNITED STATES POSTAL SERVICE	SEWER BILLING POSTAGE	3,400.00
UNITED STATES POSTAL SERVICE	POSTAGE FOR TAX COLLECTOR	650.00
US 1 AUTO PARTS	November misc parts for Twp.	702.22
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAGE IN METER	4,000.00
USGA	ANNUAL DUES	110.00
VAN CLEEF, KYMME	interpretation services 11/15/	240.00
VERIZON	TELEPHONE SERVICE 12/11 A	196.24

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VERIZON	BROADBAND SERVICES 12/11 A	116.77	
VERIZON	HSD HIGH SPEED INTERNET 12/11A	70.07	
VERIZON BUSINESS FIOS	PD- T1 LINE-CTY COMPUTER SERV	456.30	
VERIZON BUSINESS FIOS	PD- T1 LINE-CTY - NOV 2011	129.99	
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - DEC 11	411.55	
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - DEC 11	440.15	
VERIZON WIRELESS	November Verizon air card	40.01	
VISUAL COMPUTER SOLUTIONS INC	POSS Annual Support	840.00	
VITALE, PAUL	REIMBURSEMENT FOR WORK BOOTS	124.99	
WILENSKY, MARIANNE	Cell Phone Oct/Nov/Dec	75.00	
WILENSKY, MARIANNE	Reimbursement for Envelopes	149.30	
WITTEK GOLF SUPPLY CO INC	CTGC BALL PICKER	1,915.46	
WITTEK GOLF SUPPLY CO INC	TURF MATS	3,368.34	
WPCS INT'L INC - LAKEWOOD	PD- SERV/MAINTAINANCE-SEP 2011	82.50	
WPCS INT'L INC - LAKEWOOD	PD- SERV/MAINTAINANCE-OCT 2011	550.00	
WPCS INT'L INC - LAKEWOOD	PD- SERV/MAINTAINANCE-NOV 2011	82.50	
ZEP MANUFACTURING CO	Misc cleaning supplies	613.31	
Z-MEDICA CORPORATION	PD- EMT EQUIPMENT	377.00	
<u>Total</u>		581,563.22	
<u>Non Budget Account Payments</u>			
BOARD OF FIRE COMMISSIONERS	4TH QTR 2011 FIRE DIST 2 TAXES	306,092.25	
BOARD OF FIRE COMMISSIONERS	4TH QTR 2011 FIRE DIST 1 TAXES	347,897.00	
BRIELLE AVE, LLC C/O JOEL M.	STATE TAX APPEAL BL 184 LOT 4	20,374.98	
CORBELLA, ANTHONY & PATRICIA	TOTAL DIS VET-BL 150.01 LOT 25	133.82	
EBSCO SUBSCRIPTION SERVICE	2012 MAGAZINE SUBSCRIPTIONS	4,297.52	
ELLIOT LOEB	Refund 4th qtr payment	2,269.11	
LASSER HOCHMAN, LLC TRUST ACCT	STATE TAX APPEAL BL 22 LOT 85	22,145.53	
MEYER GOLD, C/O JOEL M. MEYER	STATE TAX APPEAL BL 35 LOT 3	25,932.71	
MICHAEL I. SCHNECK TRUSTEE FOR	STATE TAX APPEAL BL 137 LOT 27	13,537.68	
SYNAGOGUE OF OAKHURST COMM CTR	STATE TAX APPEAL BL 12.02 L 1	55,822.35	
ZIPP & TANNENBAUM, LLC	STATE TAX APPEAL BL 34 LOT 18	11,969.57	
<u>Total Non Budget Account Payments</u>		810,472.52	
<u>Total 2010 Current Fund Appropriations Payments</u>			
		1,392,035.74	
<u>General Capital Payments</u>			
CDW GOVERNMENT INC	Misc Computer Equip.	2,592.87	
CDW GOVERNMENT INC	Firewall /Wireless Desktop	955.71	
CRADLEPOINT, INC.	PD- CELLULAR BROADBAND	158.00	
DAY CHEVROLET INC	PD- PUSH BUMPERS	778.00	
DAY CHEVROLET INC	PD- 2-CHEV TAHOES	55,744.20	
DEPOSITORY TRUST COMPANY	2010 BAN Redemption	4,620,898.61	
EAST COAST EMERGENCY LIGHTING	PD- NEW TAHOE'S EQUIPMENT	1,934.22	
EAST COAST EMERGENCY LIGHTING	PD- NEW TAHOE EQUIPMENT	349.00	
FAREWELL ARCHITECTS LLC	PRE DESIGN SVC THRU 10/31/2011	839.20	
FERNANDES CONSTRUCTION INC	2010 ROAD IMPR CERTIFICATE #6	23,491.11	C0-
00012			
LAWMAN SUPPLY CO OF NJ INC	Metal Detectors	3,411.00	
MAJOR POLICE SUPPLY	PD- NEW TAHOE EQUIPMENT	153.74	
Vendor Name	Description	Amount	Contract
MC LAUGHLIN GELSON LLC	PROF SERVICES 12/20 BAN ISSUE	4,490.31	
NJ BUSINESS SYSTEMS INC	PD/CAP- WIRELESS WAN/SHERATON	18,962.05	
NJ MOTOR VEHICLE SERVICES	PD- 2-TAHOE'S PAPERWORK	120.00	
R & R RADAR INC	PD- EQUIPMENT FOR TAHOE'S	339.47	
R & R RADAR INC	PD- NEW TAHOE EQUIPMENT	180.95	
SOFTWARE HOUSE INT'L INC	PD- MIS EQUIPMENT - BATTERY	32.00	
<u>Total</u>		4,735,430.44	
<u>Total General Capital Payments</u>			
		4,735,430.44	
<u>Grants Payments</u>			
AFFILIATED DIRECT MAIL	Postage/Handling for calendars	2,324.17	
AZEL PRINTING	Printing/Ship 2012 Calendars	7,334.24	
MC LAIN STUDIOS INC	Feather Flags/Clean Communittee	604.00	

MEETING MINUTES

DECEMBER 30, 2011

NJ STATE HEALTH BENEFITS FUND	Dec Health Insurance	3,005.65
ROTOLE GROUP, INC.	Snow Brooms	273.45
TWP OF OCEAN CURRENT FUND	TWP CLERK PETTY CASH CLOSE OUT	21.80
<u>Total</u>		13,563.31
<u>Total Grants Payments</u>		<u>13,563.31</u>
<u>Law Enforcement Trust Payments</u>		
SHELVING.COM	PD/LETF-IMPROVE EVIDENCE VAULT	831.71
SHELVING.COM	PD/LETF-ADD'L EVIDENCE SHELVES	318.25
SOFTWARE HOUSE INT'L INC	PD/LETF- UPDATE CIB CAMERA SYS	946.00
<u>Total</u>		2,095.96
<u>Total Law Enforcement Trust Payments</u>		<u>2,095.96</u>
<u>TORTA Payments</u>		
AMY STEWART	TORTA REFUND	100.00
NJ STATE GOLF ASSOC	HANDICAP SERVICES CTGC	462.00
TWP OF OCEAN PAYROLL ACCOUNT	Torta	1,751.99
TWP OF OCEAN PAYROLL ACCOUNT	Torta	1,077.00
<u>Total</u>		3,390.99
<u>Total TORTA Payments</u>		<u>3,390.99</u>
<u>Trust Other Payments</u>		
ACURA OF OCEAN	PERFORMANCE GUARANTEE	1,634.19
BROWN, SANFORD ESQ	PB Reviews	1,876.00
FITZGERALD, WILLIAM	BOA Reviews	573.75
GREEN GROVE KB, LLC	PERFORMANCE GUARANTEE	17,934.22
ILAN HIGH SCHOOL BLDG ASSOC	PERF GUARANTEE REDUCTION	51,587.75
JAMES HIGGINS ASSOCIATES	Landscape Inspections	312.50
JAMES HIGGINS ASSOCIATES	Planning Board Reviews	1,875.00
LEON S AVAKIAN INC	ILAN HIGH SCHOOL ENGINEERING	5,125.00
LEON S AVAKIAN INC	ENGINEERING SERVICES - TREES	1,087.50
LEON S AVAKIAN INC	COUNTRY CLUB ESTATES	3,100.00
LEON S AVAKIAN INC	ENG SVC 509 WILDWOOD THRU 6/30	255.00
LEON S AVAKIAN INC	VARIOUS PROJECT INSPECTIONS	922.50
MASER CONSULTING, P.A.	ENGINEERING SVC THRU 12/11/11	526.25
SALVATORE DELLOMO	PERFORMANCE GUARANTEE	1,296.25
STEINBERG, MARK A ESQ	BOA Reviews	140.00
TWP OF OCEAN CURRENT FUND	SpecDuty AdminFees	12,767.50
TWP OF OCEAN CURRENT FUND	Spec Duty Admin Fees	6,522.50
TWP OF OCEAN PAYROLL ACCOUNT	Spec Duty Payroll	32,700.00
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Sick	13,769.87
TWP OF OCEAN PAYROLL ACCOUNT	Spec Duty Payroll	16,605.00
US BANK-CUST/SASS MUNI V DIR	PREMIUM	200.00
US BANK-CUST/SASS MUNI V DIR	PREMIUM 216 15 09-00029	50,000.00
US BANK-CUST/SASS MUNI VI DIR	REDEMPTION 11-00004 B20 L11	389.00
WILSON HOMES LLC	PERF RELEASE 509 WILDWOOD RD	1,601.00
WPCS INT'L INC - LAKEWOOD	PD- 3-RPLMNT VEH CONVERSIONS	4,620.00
<u>Total</u>		227,420.78
<u>Total Trust Other Payments</u>		<u>227,420.78</u>
<u>Animal Control Trust Payments</u>		
MGL PRINTING SOLUTIONS	2011 DOG AND CAT LICENSE TAGS	445.00
NJ STATE DEPT OF HEALTH	NOV'11 STATE DOG LIC. REPORT	1.20
<u>Total</u>		446.20
<u>Total Animal Control Trust Payments</u>		<u>446.20</u>
<u>State Unemployment Insurance Trust Payments</u>		
NJ DEPT OF LABOR & WORKFORCE	2ND QTR 2011 UNEMPLOYMENT	190.86
<u>Total</u>		190.86
<u>Total State Unemployment Insurance Trust Payments</u>		<u>190.86</u>

Total Bill List for December 30, 2011

Appropriation Reserve Total	
Current Fund Total	<u>1,392,035.74</u>
General Capital Fund Total	<u>4,735,430.44</u>
State & Federal Grant Total	<u>13,563.31</u>
Law Enforcement Trust Total	<u>2,095.96</u>
TORTA Total	<u>3,390.99</u>
Trust Other Total	<u>227,420.78</u>
Animal Control Total	<u>446.20</u>
Bid Deposit Refund	
State Unemployment Trust	<u>190.86</u>
Trust Assessment Fund	
Total of All Funds	<u>6,374,574.28</u>

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

RESOLUTIONS:**11-227 Consideration of the following bids:****a. Motor Oils and Lubricants**

WHEREAS, the Township Council of the Township of Ocean did duly authorize the Township Clerk to advertise for bids for motor oil and lubricants for 2012 and 2013 on October 19, 2011; and

WHEREAS, the Township Council rejected bid received on November 22, 2011 and authorized the re-bid of the above-mentioned item; and

WHEREAS, the Township Clerk did duly advertise said re-bid on December 3, 2011 for motor oil and lubricants for 2012 and 2013; and

WHEREAS, in connection therewith, two (2) bids were received by the Township of Ocean from Craft Oil Corporation, Lakewood, NJ and T.C. Petroleum, Lakewood, NJ; and

WHEREAS, the bid submitted by Craft Oil Corporation represents an overall 53% increase in 2012 and a 47% decrease for 2013; and

WHEREAS, the Director of Public Works and the Township Manager have recommended that contracts be awarded to Craft Oil Corporation at a total cost of \$87,507.85 for 2012 and \$93,079.40 for 2013, and broken down as follows:

	<u>ITEM</u>	<u>QUANTITY</u>	<u>COST</u>	
			<u>2012</u>	<u>2013</u>
1	Motor Oil (55 Gal Drum – Delivered)			
A	FL Select SAE 15W-40W	20	\$8,320.00	\$9,120.00
B	Super Duty 5W-30	10	\$4,450.00	\$4,650.00
C	5W-20 Motor Oil	10	\$4,450.00	\$4,650.00
2	Hydraulic Fluid (55 Gal Drum – Delivered)			
A	AW-32	20	\$6,528.00	\$7,320.00
B	Hyken 052 10W-20	10	\$4,290.00	\$4,490.00
C	AW 46	10	\$3,264.00	\$3,660.00
D	AW 68	3	\$ 979.00	\$1,098.00
E	#46 Biodegradable	10	\$9,800.00	\$9,950.00
F	Mobil Trans HD 10	10	\$5,950.00	\$6,150.00
3	Supply Gear Lubricants (120 lbs – Delivered)			
A	Citgo SAE 85W-140	6	\$1,118.40	\$1,139.40
B	New Synthetic 80-140	2	\$ 800.00	\$ 830.00
C	Shell Spirax 75w-90, 80w140	6	\$2,400.00	\$2,490.00
4	Supply Automatic Transmission Fluid (55 Gal Drum – Delivered)			
A	Synthetic Blend AFT	10	\$5,990.00	\$6,500.00
B	Allison Blend TES-295	10	\$14,900.00	\$15,900.00
5	Supply Antifreeze (55 Gal Drum – Delivered)			
A	Fleet charge 50/50 premix antifreeze	10	\$2,440.00	\$2,650.00
B	Peak Global extended life antifreeze	10	\$4,680.00	\$4,880.00
6	Supply Grease (120 lbs – Delivered)			
A	Five Star 0710 MP Lithium Grease – EP #2	12	\$3,720.00	\$3,900.00
B	Mobilgrease XHP	12	\$1,328.25	\$1,422.00
7	Used Oil Analysis (as requested)	12	\$2,100.00	\$2,280.00
LUMP SUM FOR ESTIMATED QUANTITIES: NO 1-7			\$87,507.85	\$93,079.40

WHEREAS, the Director of Finance shall certify that funds for the purpose of the award of this contract will be provided for in the 2012 and 2013 Temporary and Adopted Budget subject to provisions provided by the Governing Body of the Township of Ocean in the following line item appropriation: Department of Public Works – Lubricants, account #2-01-26-767-251

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby award a contract to Craft Oil Corporation as per their proposals submitted for the year 2012 and 2013; and

BE IT FURTHER RESOLVED, that these award of contracts are conditioned upon the delivery and execution thereof within ten days from the date of the resolution by such appropriate insurance certificate, Affirmative Action forms and performance bonds as may be required in the specifications; and

BE IT FURTHER RESOLVED, that the Township Clerk is hereby authorized to return to all unsuccessful bidders their respective bid bonds and/or certified checks; and

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

1. Director of Finance
2. Director of Public Works
3. Craft Oil Corporation

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

b. Snow Plowing Services

WHEREAS, the Township Council of the Township of Ocean did duly authorize the Township Clerk to advertise for bids for snow removal services for 2012 on October 19, 2011; and

WHEREAS, the Township Clerk did duly advertise said bid on December 3, 2011 for snow removal services; and

WHEREAS, in connection therewith, one (1) bid was received by the Township of Ocean from Berardesco General Contracting, LLC, Brick, NJ; and

WHEREAS, the Director of Public Works and the Township Manager have recommended that a contract be awarded to Berardesco General Contracting, LLC at the following rates:

	<u>ITEM</u>	<u>RATE</u>
A	Primary Plowing Vehicles (minimum of 10)	\$175.00 per hour
C	Four wheel drive pickup (minimum of 4)	\$175.00 per hour
D	Supervisor with four wheel drive, plow and radio (one)	\$175.00 per hour

NOTE: Bidder did not respond to Item B

WHEREAS, the Director of Finance shall certify that funds for the purpose of the award of this contract will be provided for in the 2012 Temporary and Adopted Budget subject to provisions provided by the Governing Body of the Township of Ocean in the following line item appropriation: Department of Public Works – Contract Services, account #2-01-26-765-247;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby award a contract to Berardesco General Contracting, LLC, Brick, NJ as per their proposals submitted for snow plowing services for the year 2012; and

BE IT FURTHER RESOLVED, that these award of contracts are conditioned upon the delivery and execution thereof within ten days from the date of the resolution by such appropriate insurance certificate, Affirmative Action forms and performance bonds as may be required in the specifications; and

BE IT FURTHER RESOLVED, that the Township Clerk is hereby authorized to return to all unsuccessful bidders their respective bid bonds and/or certified checks; and

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

1. Director of Finance
2. Director of Public Works
3. Berardesco General Contracting, LLC

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-228 Authorize a Professional Services Contract with Mark S. Ruderman, Esq., Ruderman & Glickman, PC, to provide Labor Counsel Services for 2012.

WHEREAS, the Township of Ocean has a need to engage the services of an attorney licensed in the State of New Jersey specializing in the field of labor law; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of these services is expected to exceed \$17,500.00 in the calendar year of 2012; and

WHEREAS, the anticipated term of this contract is one year from January 1, 2012 to December 31, 2012; and

WHEREAS, Mark S. Ruderman, Esq. and the firm of Ruderman & Glickman, PC has submitted a proposal to provide legal services pertaining to labor law matters at an hourly rate of \$160.00, not to exceed \$60,000.00; and

WHEREAS, the continuation of the utilization of Mark S. Ruderman, Esq., and the firm of Ruderman & Glickman, PC, will provide continuity of representation with respect to certain pending matters; and

WHEREAS, the Township Manager has recommended that a contract be awarded to Mark S. Ruderman, Esq., and the firm of Ruderman & Glickman, PC, at a cost not to exceed \$60,000.00; and

WHEREAS, the firm of Ruderman & Glickman, PC has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that the firm of Ruderman & Glickman, PC has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit the firm of Ruderman & Glickman, PC from making any reportable contributions through the term of the contract; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation:

Legal O.E. – 2-01-20-712-218

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and under the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Ocean, County of Monmouth authorizes the Mayor and Township Clerk to enter into a contract with Mark S. Ruderman, Esq., and the firm of Ruderman & Glickman, PC, as described herein and with a not to exceed \$60,000.00 provision; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution and Contract; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents related to this contract; and

BE IT FURTHER RESOLVED that this resolution shall be published according to law; and

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

1. Director of Finance
2. Township Auditor
3. Mark S. Ruderman, Esq., and the Firm Ruderman & Glickman, PC

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-229 Authorize a Professional Services Contract with Suplee, Clooney & Company for Auditing Services for the year 2012.

WHEREAS, in accordance with the Laws of the State of New Jersey regulating the financial conduct of a municipal corporation, the Township of Ocean is required to cause an annual audit of its books after the close of each fiscal year by a Registered Municipal Accountant pursuant to N.J.S.A. 40A:5-4; and

WHEREAS, the Township Council of the Township of Ocean further acknowledges that there is a need for an auditor to assist in the preparation of the 2012 Budget and Financial Statements; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the "non-fair and open" process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of these services is expected to exceed \$17,500.00 in the calendar year of 2012; and

WHEREAS, the anticipated term of this contract is one year from January 1, 2012 to December 31, 2012; and

WHEREAS, the firm of Suplee, Clooney & Company has submitted a proposal to provide auditing services to the Township of Ocean at a cost not to exceed \$41,525.00; and

WHEREAS, the Township Manager and the Director of Finance have recommended that a contract be awarded to Suplee, Clooney & Company, Westfield, NJ at a cost not to exceed \$41,525.00; and

WHEREAS, the firm of Suplee, Clooney & Company has completed and submitted a Business Entity Disclosure Certification and a C.271 Political Contribution Disclosure Form which certifies that the firm of Suplee, Clooney & Company has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit the firm of Suplee, Clooney & Company from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriations: Audit/Accounting Services – 2011 Audit – account #2-01-20-706-247 and Financial Administration – Professional Services – 2-01-20-705-201;

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and under the contract itself must be available for public inspection;

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Township Council of the Township of Ocean authorized the Mayor and Municipal Clerk to enter into a contract with the firm of Suplee, Clooney & Company as described herein and with a not to exceed provision of \$41,525.00; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form shall be placed on file with this resolution and Contract; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents related to this contract; and

BE IT FURTHER RESOLVED, that this resolution shall be published according to law; and

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

1. Director of Finance
2. Suplee, Clooney & Company

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-230 Authorize a Professional Services contract with Jeffrey R. Surenian, Esq., and the Firm Jeffrey R. Surenian and Associates, LLC to assist the Township with its affordable housing responsibilities for the period January 1 through December 31, 2012

WHEREAS, there exists a need for the services of an attorney to assist the Township of Ocean and its legal counsel in helping the Township address its responsibilities with respect to its affordable housing obligations; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of these services is expected to exceed \$17,500.00 in the calendar year of 2012; and

WHEREAS, the anticipated term of this contract is for the one year period from January 1, 2012 through December 31, 2012; and

WHEREAS, Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC has submitted a proposal to perform said legal services for the Township of Ocean at a fee of \$175.00 per hour, not to exceed \$75,000.00; and

WHEREAS, the Township Manager has recommended that a contract be awarded to Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, at a cost not to exceed \$75,000.00; and

WHEREAS, Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, have not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC, from making any reportable contributions through the term of the contract which shall be made a part of the fully executed 2011 contract; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following: Litigation – account #2-01-20-712-217

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Township Council in the Township of Ocean, County of Monmouth that authorization is hereby given to enter into a contract with Jeffrey R. Surenian, Esq., and the Firm of Jeffrey R. Surenian and Associates, LLC to assist the Township of Ocean and its legal counsel in helping the Township address its responsibilities with respect to its affordable housing obligations at a fee of \$175.00 per hour, not to exceed \$75,000.00; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form shall be placed on file with this resolution and Contract; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents related to this contract; and

BE IT FURTHER RESOLVED that this resolution shall be published according to law.

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

1. Director of Finance
2. Township Auditor
3. Jeffrey R. Surenian and Associates, LLC

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-231 Authorize a Professional Services contract with Michael R. DuPont, Esq., McKenna, DuPont, Higgins & Stone, to provide legal services related to tax appeals for the period January 1 through December 31, 2012.

WHEREAS, the Township of Ocean has a need to engage the services of an attorney licensed in the State of New Jersey specializing in the defense of tax appeals; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of these services is expected to exceed \$17,500.00 in the calendar year of 2012; and

WHEREAS, the anticipated term of this contract is one year from January 1, 2012 to December 31, 2012; and

WHEREAS, Michael R. DuPont, Esq., and the firm of McKenna, DuPont, Higgins & Stone, has submitted a proposal for special counsel pertaining to tax appeals matters at an hourly rate of \$125.00, not to exceed \$45,000.00; and

WHEREAS, the Township Manager has recommended that a contract be awarded to Michael R. DuPont, Esq., and the firm of McKenna, DuPont, Higgins & Stone at a cost not to exceed \$45,000.00; and

WHEREAS, the firm of McKenna, DuPont, Higgins & Stone has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that the firm of McKenna, DuPont, Higgins & Stone has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous one year and that the contract will prohibit the firm of McKenna, DuPont, Higgins & Stone from making any reportable contributions to a political or candidate committee in the Township of Ocean through the term of the contract; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation:

Defense of Tax Appeals – 2-01-20-710-219.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Ocean, County of Monmouth authorizes the Mayor and Township Clerk to enter into a contract with the firm of McKenna, DuPont, Higgins & Stone as described herein and with a not to exceed \$45,000.00 provision; and

BE IT FURTHER RESOLVED that the completed Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form be placed on file with this resolution and Contract; and

FURTHER BE IT RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents associated with this contract; and

BE IT FURTHER RESOLVED that this resolution shall be advertised according to law; and

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

1. Director of Finance
2. Township Auditor
3. McKenna, DuPont, Higgins and Stone

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-232 Authorize a Professional Services contract with James W. Higgins Associates for Planning Services for the period January 1 through December 31, 2012.

WHEREAS, the Township of Ocean is in need of general consulting services for the year 2012 to assist in the preparation of zoning ordinances, to assist in the evaluation of zone change requests, to assist in analysis of landscape plans and provide other general assistance as may be required; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of these services is expected to exceed \$17,500.00 in the calendar year of 2012; and

WHEREAS, the anticipated term of this contract is for the one year period from January 1, 2012 to December 31, 2012; and

WHEREAS, James W. Higgins of James W. Higgins Associates has submitted a proposal for Planning Services at an hourly rate of \$125.00, as well as a fee of \$200 per meeting of the Township Planning Board and Zoning Board of Adjustment, not to exceed \$60,000.00; and

WHEREAS, the Township Manager has recommended that a contract be awarded to James W. Higgins of James W. Higgins Associates at a cost not to exceed \$60,000.00; and

WHEREAS, James W. Higgins of James W. Higgins Associates has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that James W. Higgins Associates has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit James W. Higgins of James W. Higgins Associates from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract; and

WHEREAS, the Director of Finance shall certify that funds for the purpose of the award of this contract will be provided for in the 2011 Township of Ocean Temporary and Final Budget under the following line item appropriations:

Planning Board – Planning – 2-01-21-720-263
Board of Adjustment – Planning – 2-01-21-721-263
Various Escrow Accounts

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and under the contract itself must be available for public inspection;

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Township Council of the Township of Ocean authorized the Mayor and Municipal Clerk to enter into a contract with James W. Higgins of James W. Higgins Associates as described herein and with a not to exceed provision of \$60,000.00; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form be placed on file with this resolution and Contract; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents associated with this contract; and

BE IT FURTHER RESOLVED, that this resolution shall be advertised according to law; and

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

1. Director of Finance
2. James W. Higgins Associates
3. Director of Community Development

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-233 Authorize the Tax Collector to issue refund check(s) in the amount of \$2,269.11 to the lienholder on Block 33, Lot 94, due to an overpayment of taxes

AUTHORIZING REFUND OF TAX OVERPAYMENT

WHEREAS, both the property owner and the lienholder paid the 4th quarter, 2011 taxes; and

WHEREAS, the payment from the lienholder, in the amount of \$2,269.11, must be returned since the property owner made said tax payment prior to the end of the grace period;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the Tax Collector and the Director of Finance to refund the said tax overpayment to the payer listed below.

Block	Lot	Owner/Payer Name	Amount	Reason
33	94	Elliot Loeb 1605 South US Hwy 1 Apt. C101 Jupiter, FL 33477	2,269.11	Homeowner and Lienholder both paid 4 th Qtr 2011 taxes
Total Taxes Overpaid			\$2,269.11	

BE IT FURTHER RESOLVED, that a copy of the within resolution be forwarded to the following:

1. Director of Finance/Tax Collector
2. Township Auditor

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-234 Authorize the extension of the deadline for payment for delinquent assessments until January 31, 2012

WHEREAS, the Township Council of the Township of Ocean previously authorized for the installation of curbs, sidewalks and driveway aprons along portions of various streets in the Township of Ocean; and

WHEREAS, said assessments were confirmed by the Township Council of the Township of Ocean on April 19, 2010 with an initial due date of June 1, 2010; and

WHEREAS, the following property owner is delinquent for the payment due June 1, 2011 and is hereby required to make the payment that was due June 1, 2011 plus delinquent now due to the Township of Ocean by January 31, 2012 in order to continue in the installment plan, or if no payment is received by the Township of Ocean then full payment of the assessment will be required:

<u>Block</u>	<u>Lot</u>	<u>Account</u>	<u>Due Date</u>	<u>Installment Amount</u>
140	34	2107-06	6/1/2011	\$287.84 (1)
TOTAL DUE:				\$287.84

(1) – includes delinquent Interest

WHEREAS, it is the intention of the Township Council to extend the payment period for said property owner affected by said assessments until January 31, 2012 and allow the property owner to continue the installment plan for the payment of the outstanding balance of the assessment; and

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that authorization is hereby given to extend the deadline for payment for the delinquent installment on the assessments due on the above noted property until January 31, 2012; and

BE IT FURTHER RESOLVED, that the installment plan for the payment of the special assessments be reinstated as long as payment of the 2011 installments for a total of \$287.84 is made by January 31, 2012; and

BE IT FURTHER RESOLVED, that said property owner will be notified by mail of the time extension and the provisions for payment of said monies due the Township of Ocean; and

BE IT FURTHER RESOLVED, that any property owner who fails to make the required payment by January 31, 2012, the entire balance of the assessment due shall become and be immediately due with interest imposed at the same rate as delinquent taxes, this being 8% on the first \$1,500.00 delinquent and 18% for the balance; and

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

1. Director of Finance
2. Tax Collector

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-235 Authorize the purchase of two (2) snow plows with hitches from Industrial Motor Supply, Inc., through the Monmouth County Cooperative Purchasing Program, at a cost not to exceed \$31,320.00

WHEREAS, the Township Council of the Township of Ocean is in need of purchasing two (2) snow plows with hitches to be utilized by existing Township equipment during a snow emergency; and

WHEREAS, it was determined that this equipment could be purchased under the Monmouth County Cooperative Purchasing Program (F-116-2011) from Industrial Motor Supply, Inc., Neptune, NJ at a cost not to exceed \$31,320.00; and

WHEREAS, the Director of Finance has certified that sufficient funds exist for the purchase of said equipment in the Capital Improvement Fund, account #C-04-55-934-907;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that authorization is hereby given to purchase two (2) snow plows with hitches from Industrial Motor Supply, Inc., Neptune, NJ through the Monmouth County Cooperative Purchasing Program (F-116-2011) at a cost not to exceed \$31,320.00; and

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

1. Director of Public Works
2. Director of Finance
3. Industrial Motor Supply, Inc.

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-236 Authorize the Tax Collector to issue refund check(s) in the amount of \$133.82 to the owner of Block 150.01, Lot 25, who has been declared 100% disabled veteran.

**AUTHORIZING CANCELLATION AND REFUND OF
REAL ESTATE TAXES PAID FOR TOTALLY DISABLED VETERANS**

WHEREAS, the following individual filed an application with the Assessor for a Total Disabled Veteran property tax exemption and was given approval effective July 25, 2011:

Owner Name	Block	Lot	Qual.	Address
Corbella, Anthony & Patricia	150.01	25		14 Rubin Lane

WHEREAS, the following 2011 taxes should be canceled and payments made on canceled taxes be refunded to the taxpayer:

Owner Name	1 st Quarter 2011	2 nd Quarter 2011	3 rd Quarter 2011	4 th Quarter 2011	Tax Refund Due
Corbella, Anthony & Patricia	.00	.00	133.82	3,186.81	133.82

WHEREAS, Taxes for 2011 levied on this property are \$4,119.20 with an added assessment of \$1,531.15 for the period of July 25, 2011 through December 31, 2011, of which the taxpayer paid \$2,463.54 and 2011 taxes assessed and prorated from July 25, 2011 through December 31, 2011 at \$1,789.48 and the total added assessment of \$1,531.15 should be canceled leaving a tax overpayment of \$133.82 to be refunded to the taxpayer.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth, that the Tax Collector is hereby authorized to cancel the Real Estate Taxes from July 25, 2011 to December 31, 2011 of the 2011 tax year and the resulting tax overpayment of 2011 taxes be refunded to the tax payer listed above.

BE IT FURTHER RESLOVED that a copy of the within resolution be forwarded to the following:

1. Director of Finance/Tax Collector
2. Township Auditor

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-237 Authorize the Transfer of Funds in accordance with N.J.S.A. 40A:5-58 and N.J.S.A. 40A:4-45.4a.

AUTHORIZING TRANSFER OF FUNDS

WHEREAS, there exists insufficient balances in certain line item appropriations of the 2011 budget, and

WHEREAS, under the provisions of N.J.S.A. 40A:5-58 and N.J.S.A. 40A4-45.4a it is legal to transfer to certain appropriations which are expected to be insufficient between November 1 and December 31,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, (not less than 2/3 of all member of the Governing Body concurring) that the Township Manager is hereby authorized to make the following transfers:

<u>Appropriations Within "CAPS":</u>	<u>TO</u>	<u>FROM</u>
Police Other Expenses	6,000.00	
Postage	4,000.00	
Fuel	40,000.00	
Liability Insurance		6,000.00
Landfill/Solid Waste Disposal		40,000.00
Social Security System		4,000.00
Total of All Transfers	50,000.00	50,000.00

BE IT FURTHER RESOLVED that one copy go to the following:

1. Director of Finance
2. Township Auditor

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-238 Amend the Professional Services contract with Clarke Caton Hintz for planning services associated with the ongoing COAH litigation with a not to exceed provision of \$9,000.00

WHEREAS, the Township of Ocean previously awarded a contract to Clarke Caton Hintz, a professional planner licensed in the State of New Jersey, to provide planning services to the Township of Ocean relating to its ongoing COAH litigation; and

WHEREAS, there is a need to amend the contract with Clarke Caton Hintz with a not to exceed provision of \$9,000.00 for the remainder of 2011, bringing the total contract amount to \$34,000.00; and

WHEREAS, the Township of Ocean Council has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, the Township Manager has recommended that an amendment to the contract awarded to the Firm of Clarke Caton Hintz, Trenton, NJ be and is hereby authorized at a cost not to exceed \$9,000.00, bringing the total contract amount to \$34,000.00; and

WHEREAS, the Director of Finance has certified that funds are available in the following line item appropriation: Legal – Litigation, account #1-01-20-712-217; and

WHEREAS, Clarke Caton Hintz, Trenton, NJ has submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form certifying that Clarke Caton Hintz has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous one year, and that the contract will prohibit Clarke Caton Hintz from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby given for the Mayor and Municipal Clerk to amend the contract with Clarke Caton Hintz to provide planning services to the Township of Ocean relating to its ongoing COAH litigation at a cost not to exceed \$9,000.00, bringing the total contract amount to \$34,000.00; and

BE IT FURTHER RESOLVED, that this resolution shall be advertised according to law; and

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

1. Clarke Caton Hintz
2. Township Auditor

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

11-239 Authorize the Tax Collector to issue a refund to property owner(s) who have received a favorable State Tax Appeal judgments

AUTHORIZING THE CANCELATION OF THE YEARS 2007 THROUGH 2011 TAXES AND REFUNDING THE TAX OVERPAYMENTS FROM THE YEARS 2007 THROUGH 2011 RESULTING FROM NEW JERSEY STATE TAX COURT JUDGMENT TO THE TAXPAYER

WHEREAS, the State of New Jersey Tax Court has rendered judgments on appeals made by a tax payer regarding the assessment of their property, and,

WHEREAS, the property had the assessment reduced by the State of New Jersey Tax Court resulting in a reduction in the total taxes to be paid to the Township of Ocean for the years 2007 through 2011,

WHEREAS, proper procedures require that the years 2007 through 2011 tax assessments be adjusted and refunds be made for taxes overpaid in years 2007 through 2011 that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor's Field Book for 2010.

NOW, THEREFORE, BE IT RESOLVED, by the Township council of the Township of Ocean, County of Monmouth and State of New Jersey that it does hereby authorize the Tax Collector to adjust the years 2007 through 2011 tax assessments based on the State Tax Board Judgment and refund the tax overpayments for the years 2007 through 2011 taxes as listed below:

Block/Lot	Property Owner	Property Address	2007	2008	Tax Overpayments			Total Refund
					2009	2010	2011	
22 85	SBJ Associates	280 Norwood Ave			10,959.91	11,185.62	22,145.53	
34 18	1806 Hwy 35 Ocean Plaza, LLC	1806 Highway 35			11,969.57		11,969.57	
35 3	Gold, Meyer	West Park Avenue			4,056.38	8,717.40	13,158.93	25,932.71
137 27	Ancor Realty, LLC	3316 Sunset Avenue	2,356.11	2,444.58	2,478.41	2,765.93	3,492.65	13,537.68
184 4	Brielle Avenue, LLC	1304-06 Brielle Ave			1,573.53	7,983.13	10,818.32	20,374.98
Totals			2,356.11	2,444.58	20,077.89	30,426.37	38,655.52	93,960.47

BE IT FURTHER RESOLVED That a copy of the within resolution be forwarded to the following:

1. Tax Collector
2. Township Auditor

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

Council Reports:

All Governing Body Members present wished everyone a happy and healthy New Year.

PUBLIC COMMENTS:

There were no public comments at this time.

Seeing that there were no other questions, the meeting was adjourned.

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve			X		
Motion to Second		X			
Approved	X	X	X		
Opposed					
Not Voting/Recuse					
Absent/Excused				X	X

Respectfully submitted,

William F. Larkin
Mayor

Vincent Buttiglieri, RMC/CMC/MMC
Municipal Clerk