

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

DECEMBER 5, 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 7:00 p.m.

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

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

Statement of Compliance with the Open Public Meetings Act:

Mayor Larkin announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual 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 6, 2010.

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.

PRESENTATION OF CERTIFICATES:

| | |
|------------------|---|
| Nancy Page | Deputy Director of Finance |
| Anne Andrews | Payroll Supervisor |
| Margaret Simpson | Secretary – Planning Board & Zoning Board of Adjustment |

Mayor Larkin presented each long-time employee with a Certificate of Appreciation explaining their valuable contributions to the Township, employees, businesses and residents.

Each employee thanked the Governing Body for the recognition while stating that they enjoyed working for the Township very much, however, they are also enjoying their retirement.

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.

MINUTES:

November 7, 2011 – Workshop, Public and Closed Meeting
November 21, 2011 – Public Meeting

RESOLUTIONS:**11-201 Authorize the Acceptance of Performance Guarantees for the following:****a. Block 22, Lot 63 – 336 Elberon Boulevard – Wilson Homes, LLC**

WHEREAS, the Township of Ocean has approved a development project on Block 22, Lot 63 also known as 336 Elberon Boulevard; and

WHEREAS, the performance guarantees for this project total less than \$20,000.00; and

WHEREAS, Wilson Homes, LLC has posted cash performance guarantees totaling \$6,624.00 along with engineering inspection fees totaling \$1,920.00 and the required certificate of insurance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, that all requirements for entering into a developer's agreement are hereby waived; and

BE IT FURTHER RESOLVED that the performance guarantees are hereby accepted.

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Wilson Homes, LLC

11-202 Authorize the Reduction of Performance Guarantees for the following:**a. Block 207 Lots 1 & 8 – 1200 Roseld Avenue – Ilan High School Associates**

WHEREAS, Ilan High School Building Associates was granted Approval of Conditional Use, Approval of Bulk Variances and Preliminary and Final Site Plan Approval from the Zoning Board of Adjustment of the Township of Ocean by way of resolutions dated September 8, 2011 for property located on Block 207, Lots 1 & 8, 1200 Roseld Avenue to utilize an existing synagogue for the purposes of a parochial high school and synagogue; and

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated September 12, 2011 with Ilan High School Building Associates for Conditional Use, Bulk Variances and Preliminary and Final Site Plan Approvals for property located at Block 207, Lots 1 & 8, 1200 Roseld Avenue to utilize an existing synagogue for the purposes of a parochial school and synagogue; and

WHEREAS, Ilan High School Associates posted performance guarantees totaling \$137,400.00 in the form of cash; and

WHEREAS, the Township Clerk is in receipt of a letter from Nestor A. Winters, Esq., representing Ilan High School Associates dated October 27, 2011, requesting a reduction of the performance guarantees; and

WHEREAS, the Township Clerk is in receipt of a letter from the Township Engineer's representative, Louis J. Lobosco, P.E., P.P., dated November 21, 2011 recommending the granting of a performance guarantee reduction; and

WHEREAS, the Township Council is willing to reduce the amount of the performance guarantees to 53% of the original performance guarantee estimate amount.

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 authorize and approve a reduction of the performance guarantees to the sum of \$72,696.00, representing 53% of the original performance guarantee pursuant to N.J.S.A. 40:55D-52.e.(1) expressly subject to the following conditions:

1. All required certificates of insurance be properly filed with the Office of the Township Clerk
2. Posting of an additional \$5,438.50 for engineering inspection fees

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded by the Township Clerk to the following:

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Ilan High School Associates
6. Nestor A. Winters, Esq.

11-203 Authorize the Release of Performance Guarantees for the following:

a. Block 34, Lot 15 – 1712 Highway 35 South – 1712 Route 35, LLC

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by Developer's when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated April 19, 2010 with 1712 Route 35, LLC for Site Plan Approval and Approval of Bulk (C) Variances to make modifications to circulation and building for existing tunnel carwash facility for property described as Block 34, Lot 15 located at 1712 Highway 35 Southbound; and

WHEREAS, 1712 Route 35, LLC has heretofore deposited with the Township of Ocean performance guarantees totaling \$165,000.00 in the form of Letter of Credit No. S040466 issued by The Bank, Woodbury, NJ, in the amount of \$148,500.00 and cash in the amount of \$16,500.00 to guarantee the completion of all improvements on premises known as Block 34, Lot 15 located at 1712 Highway 35 Southbound; and

WHEREAS, the Township Clerk is in receipt of a letter dated October 12, 2011 from Kenneth L. Pape, Esq., on behalf of 1712 Route 35, LLC, requesting the release of performance guarantees; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated November 18, 2011 and made a part hereof, that the improvements have been substantially completed.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$165,000.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$20,625.00, said maintenance bond is to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee

2. Payment of pending and future engineering inspection and administrative fees in an amount to be determined by the Township Engineer to cover the estimated inspection fees
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Kenneth L. Pape, Esq.
6. The Bank

b. Block 61.05, Lot 14.02 – 509 Wildwood Road – Wilson Homes, LLC

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by Developers when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, Wilson Homes, LLC has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$4,896.00 to guarantee the completion of all improvements on premises known as Block 61.05, Lot 14.02 also known as 509 Wildwood Road; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated November 9, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$2,040.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$4,896.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$2,040.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Wilson Homes, LLC

BUDGET

| | |
|--|-------------------------|
| January 10, 2012 | Workshop ONLY (Tuesday) |
| January 25, 2012 | |
| | February 4, 2012*** |
| February 8, 2012 | Workshop ONLY |
| February 22, 2012 | |
| March 7, 2012 | Workshop ONLY |
| March 21, 2012 | |
| April 4, 2012 | Workshop ONLY |
| April 18, 2012 | |
| May 2, 2012 | Workshop ONLY |
| May 16, 2012 | |
| June 13, 2012 | |
| July 11, 2012 | |
| August 6, 2012 | (Monday) |
| September 12, 2012 | |
| October 3, 2012 | Workshop ONLY |
| October 17, 2012 | |
| November 7, 2012 | |
| December 5, 2012 | |
| *** February 4, 2012 meeting will begin at 8:30 a.m. | |

11-205 Authorize the receipt of bids/proposals for the following:**a. HVAC Renovations**

WHEREAS, the Township Council is desirous of receiving bids for the following:

1. HVAC Renovations

WHEREAS, specifications for the aforesaid items will be on file in the Department of Public Works and will be available for inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the Township Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Public Works

11-206 Authorize the Mayor and Municipal Clerk to execute the Deed of Dedication for the public road improvement for Block 60, Lot 4

**AUTHORIZING THE EXECUTION OF THE DEED OF DEDICATION FOR PUBLIC ROAD
RIGHT-OF-WAY
Woodland Family Farm, LLC
Block 60, Lots 3 and 4**

WHEREAS, the Township of Ocean Planning Board granted a Conditional Use and Site Plan Approval to Woodland Farm, LLC, the owners of Block 60, Lots 3 and 4 located at Wickapecko Drive and Roseld Avenue; and

WHEREAS, as part of said approval, Woodland Farm, LLC has agreed to grant, convey, transfer, assign and dedicate to the Township of Ocean, and the Township of Ocean has agreed to take, assume, and accept the dedication of a portion of Block 60, Lot 4 for roadway widening purposes as described in the Description of Dedication for Roadway Widening, as prepared by Nelson Engineering Associates, Inc. on June 9, 2011 (a copy of which is attached to this resolution);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents related to the Deed of Dedication for public road right-of-way related to Block 60, Lot 4, currently owned by Woodland Family Farm, LLC;

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

1. Jennifer S. Krimko, Esq., attorney for Woodland Family Farm, LLC
2. Director of Community Development

11-207 Authorize the amendment of the Addendum to the Developer's Agreement for K & D Associates, L.P., Block 140, Lot 108 (735 Highway 35)

WHEREAS, K & D Associates, L.P./Renuka Sheth (hereinafter "Developer") is the owner of property known as Block 140, Lot 108, as shown on the Township of Ocean Tax Map in the C-3 (General Commercial) Zone located at 735 Highway 35 North in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Township Council of the Township of Ocean authorized the Mayor and Municipal Clerk to execute a Developer's Agreement, along with an Addendum, with K & D Associates, L.P., by way of resolution dated on October 4, 2010; and

WHEREAS, it was determined that an amendment to the Addendum of the Developer's Agreement between the Township and K & D Associates, L.S. was necessary and said Addendum was executed and delivered on October 28, 2010;

WHEREAS, the Developer has requested an extension for completion of all work covered by the previously obtained permits, with all work scheduled to be completed by May 31, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to

approve the requested time extension for the completion of the renovations for Block 140, Lot 108, located at 735 Highway 35 North, as submitted by K & D Associates, L.P./Renuth Sheth; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided by the Township Clerk to each of the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. K & D Associates/Renuka Sheth
5. Code Enforcement Officer

11-208 Approve the Shared Services Agreement with the County of Monmouth for the use of the MOD IV Property Assessment Computer Services Program for a ten (10) year period from January 1, 2012 through December 31, 2021

WHEREAS, the State of New Jersey has mandated the use of the MOD IV Property Assessment Computer System for all New Jersey Municipalities; and

WHEREAS, the Board of Chosen Freeholders of the County of Monmouth, in conjunction with the County Board of Taxation, is offering the County's MOD IV Property Assessment Computer System services to the municipalities; and

WHEREAS, a Shared Services Agreement has been proposed for this purpose, pursuant to N.J.S.A. 40A:65-1 et seq.; and

WHEREAS, it is in the best interest of the Township of Ocean to enter into such an Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that the "**Agreement between the County of Monmouth and the Township of Ocean for MOD IV Property Assessment Computer Services**", a copy of which is attached hereto, be approved for January 1, 2012 through December 31, 2021; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the contract agreement.

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

1. Tax Assessor
2. Director of Finance
3. County of Monmouth

11-209 Authorize the submission of the Cops in Shops – Fall Initiative 2011-2012

WHEREAS, there are funds available from the New Jersey Division of Alcoholic Beverage and New Jersey Division of Highway Traffic Safety through a grant entitled **Cops in Shops College Fall Initiative 2011-2012**; and

WHEREAS, money is available to cover overtime wages for the Township of Ocean Police Officers to enforce underage drinking laws; and

WHEREAS, the Township of Ocean Police Chief has recommended that the Township apply for said Grant; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, and State of New Jersey, that the appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the submission of the Grant between the Township of Ocean, County of Monmouth and the New Jersey Division of Alcoholic Beverage Control for the **Cops In Shops College Fall Initiative 2011-2012 Grant**; and

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

1. Director of Finance
2. Chief of Police

11-210 Reject the bid received for motor oils and lubricants and authorize the re-bid of said items

WHEREAS, the Township of Ocean Council authorized the receipt of bids on October 19, 2011 for motor oils and lubricants for 2012 and 2013; and

WHEREAS, the Township did duly advertise on November 5, 2011 to receive bids for motor oils and lubricants; and

WHEREAS, in connection therewith one (1) bid was received by the Township of Ocean on November 22, 2011 from Craft Oil Corporation, Lakewood, NJ; and

WHEREAS, the bid amount submitted was significantly higher than the previous bid received; and

WHEREAS, based on the excessive cost, the Township Manager and the Director of Public Works have recommended that the aforementioned bid be rejected; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, State of New Jersey, that the bid for motor oil and lubricants for 2012 and 2013 referenced above are hereby rejected; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to return the bid bond and/or certified check received for this particular bid item; and

BE IT FURTHER RESOLVED that the Township Clerk is further authorized to re-advertise to receive bids at a subsequent date; 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. 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 | | | X | |
| Approved | X | X | X | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

MEETING MINUTES**DECEMBER 5, 2011****INDIVIDUAL ACTION:****VOUCHERS: \$ 10,037,020.98**

**Township of Ocean
Department of Finance
Voucher List for December 5, 2011**

| Vendor Name | Description | Amount | Contract |
|--|--------------------------------|-----------|----------|
| <u>2011 Current Fund Appropriation Payments</u> | | | |
| 33 EAST CAR WASH OF OCEAN | PD- CAR WASHES - OCTOBER 2011 | 200.00 | |
| A M LEONARD INC | Hearing Protection/Inventory | 263.75 | |
| A R COMMUNICATIONS | Repair and reinstall repeater | 775.00 | |
| ACCURINT FOR LAW ENFORCEMENT | PD-BACKGROUND SEARCHES- OCT 11 | 34.50 | |
| ACUSHNET CO | CTGC RETAIL ITEMS | 628.76 | |
| ADP INC | November Payroll Services | 1,003.25 | |
| AFLAC - NEW YORK - FLEX ONE | SEP/OCT 2011 MEDFLEX ADMIN FEE | 100.00 | |
| AIR SYSTEMS MAINTENANCE INC | October Heating & Air Contract | 10,274.87 | |
| ALL HANDS FIRE EQUIPMENT LLC | Flood Safety Equipment | 420.13 | |
| ALLEGRA MARKETING | CONST STICKERS - BLDG & PLUMB | 722.00 | |
| ALLEGRA MARKETING | ELEC & CORRECTION NOTICE FORMS | 223.10 | |
| AMERICAN WEAR INC | October rags for Shop use. | 48.00 | |
| APCO INTERNATIONAL INC | PD- ANNUAL MEMBERSHIP/RESEAR | 92.00 | |
| ARBUS, MARTIN ESQ C1100015 | TWP ATTY RETAINER & SVC 11/11 | 10,268.66 | |
| ARMSTRONG TREE SERVICE LLC | TREE REMOVAL AND TRIM CTGC | 3,300.00 | |
| ATB SERVICES LLC | PD-ALARM REGISTRATION SERV/APR | 1,360.00 | |
| BOISE'S BUSINESS INTERIORS | 2 OFFICE SWIVEL CHAIRS | 512.60 | |
| BROWN, SANFORD ESQ | PB General | 906.00 | |
| BSN SPORTS | BASKETBALLS | 210.55 | |
| CABLEVISION | Beecroft #7866-193927-02-9 | 74.90 | |
| CALABRO, PHIL | SUPERVISE ADULT BB NOVEMBER | 208.00 | |
| CALLAWAY GOLF CO | MISC RETAIL ITEMS CTGC | 330.96 | |
| CALLAWAY GOLF CO | MISC RETAIL SUPPLIES CTGC | 283.98 | |
| CARTRIDGE WORLD OF OAKHURST | BROTHER FAX TONER TN350 | 90.00 | |
| CARUSO, TOM | Cell Phone reimbursement | 105.00 | |
| CHINNICI, ANGELO MD | REFUND DUPLICATE PERMIT FEE | 126.00 | |
| CLARKE CATON HINTZ | PLOTS AND PRINTS FOR 9/2011 | 9.90 | |
| CRISTINA NAVARRO | REFUND OF RENTAL RESERVATION | 90.00 | |
| EASTERN DATA SECURE SOLUTIONS | POOL BADGE PRINTER SUPPLIES | 582.23 | |
| EDWARDS TIRE CO INC | October recap & service tires | 5,939.60 | |
| EDWARDS TIRE CO INC | October tires for Twp vehicles | 1,261.10 | |
| F & C AUTOMOTIVE SUPPLY INC | October misc parts for Twp. | 1,793.75 | |
| FARRUGGIA, SALVATORE | REIMBURSEMENT FOR WORK BOOTS | 124.99 | |
| FEDEX | PD- RETURN- L3 COMMUNICATIONS | 18.69 | |
| FEDEX | SHIPPING ST-NJ PENSIONS 10/13 | 20.44 | |
| FEDEX | FEDEX SHIPPING TO IDESCO | 95.69 | |
| FLAGSHIP DENTAL PLANS | December Flagship Dental Ins | 225.15 | |
| FLEETWASH INC | Wash sanitation truck in/out | 520.00 | |
| FORT DEARBORN LIFE INS CO | Life Insurance Dec Payment | 565.65 | |
| FOUR DIRECTIONS INC | Report of Signal not Cycling | 218.52 | |
| GALETON GLOVES INC | Rainsuit/Safety Vests | 1,243.80 | |
| GAMETIME INC | REPLACEMENT TOT SWINGS | 333.76 | |
| GANN LAW BOOKS | 2012 NJ COURT RULES | 111.00 | |
| GANNETT NJ NEWSPAPERS | NOVEMBER 2011 ADVERTISING | 141.00 | |
| GEESE CHASERS LLC C1100003 | NOV 2011 GEESE CONTROL MAINT | 862.33 | |
| GILES & RANSOME INC | October misc loader parts | 340.13 | |
| GOLF CAR SPECIALITIES LLC | RENTAL UTILITY VEHICLES NOV | 140.00 | |
| GOODE, WARREN | League of Municipalities 2011 | 133.00 | |
| GRASS ROOTS TURF PRODUCTS | COLONIAL TERRACE GOLF SUPPLIES | 804.15 | |
| HANDI-LIFT SERVICE CO INC | Mandatory 5 year State Test | 300.00 | |
| HEARTLAND SERVICES INC | Laptop Repair | 277.70 | |

MEETING MINUTES

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| HESS CORPORATION | Electric sustainable energy | 11,782.35 |
| HOFFMAN SERVICES INC | Inoperable/Inground lift | 515.00 |
| IAATO | 36TH ANNIVERSARY | 85.00 |
| IDEAL LUMBER & SUPPLY CO | October misc lumber & support | 917.69 |
| JAMES HIGGINS ASSOCIATES | PB Reviews & Meeting Atten | 356.25 |
| JAMM PRINTING | Order Housing Inspection forms | 300.00 |
| JAMM PRINTING | 2500 #10 WINDOW ENVELOPES | 177.00 |
| JEFF MILLER | FINGERPRINTING REIMBURSEMENT | 26.25 |
| JEFFREY R SURENIAN & ASSOC LLC C1100008 | OCT 2011 AFFORDABLE HOUSE | 1,384.00 |
| JERSEY CENTRAL POWER & LIGHT | October electric general use | 8,287.84 |
| JERSEY CENTRAL POWER & LIGHT | October street lighting | 17,577.12 |
| JOHNNY ON THE SPOT INC | NOV.ADA UNIT PALAIA PARK | 98.45 |
| JOHNSON, JUDI | REIMBURSE MESSY SCHOOL CARPET | 192.56 |
| JOSEPH FAZZIO WALL LLC | Round Stock Steel for #72 | 35.47 |
| JUNGLE LASER LLC | ROLLBASE APPLICATION OCT 2011 | 3,015.00 |
| LAGER GLASS CO INC | Window at Bus Stop Shelter | 245.00 |
| LANIGAN ASSOCIATES INC | PD-SAFETY SUPPLIES - SEPT 2011 | 115.90 |
| LEE BATTERY SERVICE INC | New batteries/sign trailer | 856.72 |
| LEISURE SPORTING GOODS | POOL & REC REPLACEMENT ITEMS | 370.79 |
| LEISURE SPORTING GOODS | WRESTLING/SOCCER/COACH SHIRTS | 3,735.64 |
| LEISURE SPORTING GOODS | BASKETBALLS/BAGS/WHISTLES ETC | 1,572.55 |
| LEISURE SPORTING GOODS | 70 YOUTH T-SHIRTS | 315.00 |
| LEON S AVAKIAN INC | COPIES OF PLANS | 51.50 |
| LEON S AVAKIAN INC C1100022 | DRAINAGE IMP - WEST DEAL | 16,096.25 |
| LEON S AVAKIAN INC | GENERAL ENGINEERING - NOV 2011 | 5,717.50 |
| LEON S AVAKIAN INC | VARIOUS ENGINEERING SERVICES | 597.50 |
| LINE SYSTEMS, INC. | OCT/NOV 2011 PHONE SVC CHARGES | 3,307.79 |
| LOWES INC | October misc building supplies | 589.51 |
| LOWES INC | Misc supplies/Cablevision Bldg | 572.32 |
| MAIN ELECTRIC SUPPLY CO INC | October misc electric supplies | 1,986.71 |
| MASSARO, SALVATORE | REIMBURSEMENT FOR WORKBOOTS | 124.99 |
| MC LAIN STUDIOS INC | Twp Official Seal for Vehicles | 609.70 |
| MC MAHON, WILLIAM | Cell phone reimbursement | 25.00 |
| MGL PRINTING SOLUTIONS | PURCHASE ORDERS FOR FINANCE | 2,140.50 |
| MILLER, AARON R | REIMBURSEMENT FOR CAMP SUPPLY | 29.91 |
| MILMOE, ALEXANDER | SUPERVISE WRESTLING NOVEMBER | 52.00 |
| MON CTY REGIONAL HEALTH | Health Services for 4th Qtr 11 | 45,834.50 |
| MR MATTRESS | Roll away beds/emergency room | 1,110.00 |
| MUNICIPAL RECORD SERVICE | Bail Receipt Books | 222.00 |
| NEPTUNE AUTO SUPPLY | October misc parts for Twp. | 2,705.46 |
| NEPTUNE MOWER REPAIR | SPOOLS, SPRINGS | 60.00 |
| NEXTEL-SPRINT PO MANAGEMENT | AIR CARD 9/27/11 -10/26/11 | 49.99 |
| NJ BROOKLINE MACHINE CO INC | Foot Pedal Truck 5 | 231.78 |
| NJ NATURAL GAS CO | October gas usage for Twp. | 5,741.56 |
| NJ PLANNING OFFICIALS | NJPO Mandatory Training 2011 | 150.00 |
| NJ PLANNING OFFICIALS | Wilensky NJPO annual dues | 150.00 |
| NJ STATE HEALTH BENEFITS FUND | November Health Insurance | 166,363.96 |
| NJAWC | October water usage | 2,259.53 |
| NJLM EDUCATIONAL FOUNDATION | SUSTAINABLE NJ AWARDS | 105.00 |
| NJPSAC | PD- NJLE ACCREDITATION CONF | 730.00 |
| OTIS ELEVATOR CO | Service Contract/Library | 2,124.96 |
| P F PETTIBONE & CO | Minute Books | 273.75 |
| PCI PRODUCTS COMPANY | Portable Universal Spill Kit | 742.35 |
| QUALITY DISCOUNT WRISTBANDS | POOL WRISTBANDS | 371.68 |
| QUIKIE PRINT & COPY SHOPS | BROCHURES | 650.00 |
| QUIKIE PRINT & COPY SHOPS | BUSINESS CARDS/LETTERHEAD | 316.00 |
| RED THE UNIFORM TAILOR | PD- SOFT RANK EPAULETTES | 179.55 |
| SPRINT PO MANAGEMENT | PD- NEXTEL SERV PLAN - OCT 11 | 651.69 |
| STAPLES PRINT SOLUTIONS | ATS/ACS Mailers 10 cartons | 888.44 |
| STAPLES PRINT SOLUTIONS | Warrants | 71.34 |
| STAVOLA ASPHALT CO INC | Nov 1st half patch program | 236.69 |
| STAVOLA CONSTRUCTION MATERIALS | Dense Graded Aggregate | 4,226.81 |
| STEINBERG, MARK A ESQ | BOA Resolutions and Meeting | 630.00 |
| SUNSET FARM MARKET | October misc supplies | 526.72 |
| SUPERIOR OFFICE SYSTEMS INC | PD- COPIER SERVICE - OCT 2011 | 349.00 |

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| T.E.A.M. LIFE INC | DEFIB ELECTRODES | 548.00 |
| TAYLOR FENCE CO INC | Gates for Compost Site | 268.67 |
| THE BANK OF NEW YORK | MON CTY IMPROV AUTH BOND/INT | 929,597.14 |
| THE LIFEGUARD STORE INC | TUBES,JACKETS,STRAPS | 550.50 |
| THE NEW COASTER LLC | NOVEMBER 2011 ADVERTISING | 5.27 |
| THOMPSON PUBLISHING GROUP INC | RENEWAL ADA COMPLIANCE GUIDE | 517.50 |
| TREASURER STATE OF NEW JERSEY | Subscription for Code Update | 30.00 |
| TRICO EQUIPMENT SERVICES LLC | October misc parts for Twp. | 1,664.19 |
| UNITED STATES POSTAL SERVICE | POSTAGE FOR DELIQUENT SEWER | 600.00 |
| VALENTINO, JOSEPH | JUNE-AUGUST CELL PHONE | 75.00 |
| VALLEYCREST GOLF COURSE MAINT C1100005 | NOVEMBER 2011 CTGC GOLF COURSE | 23,197.36 |
| VANTAGEPOINT TRANSFER AGENTS | RHS December Payment | 9,641.57 |
| VANTAGEPOINT TRANSFER AGENTS | RHS December Payment | 332.76 |
| VANTAGEPOINT TRANSFER AGENTS | RHS December Payment | 577.00 |
| VERIZON | TELEPHONE SERVICE 12/11 | 196.24 |
| VERIZON | BROADBAND SERVICES 12/11 | 116.74 |
| VERIZON | HSD HIGH SPEED INTERNET 12/11 | 70.04 |
| VERIZON BUSINESS FIOS | FIOS@Library Acc#7325314664647 | 137.39 |
| VERIZON WIRELESS | PD- AIRCARD SERV PLAN - OCT 11 | 400.10 |
| VERIZON WIRELESS | PD- AIRCARD SERV PLAN - NOV 11 | 422.64 |
| VERIZON WIRELESS | PD- AIRCARD SERV PLAN - OCT 11 | 440.11 |
| VERIZON WIRELESS | PD- AIRCARD SERV PLAN -NOV 11 | 440.11 |
| VIRTUAL F/X | PD- REPLACEMENT VEH'S GRAPHICS | 1,620.00 |
| VITALE, PAUL | CELL PHONE FOR JAN-OCT 2011 | 250.00 |
| VITALE, PAUL | REIMBURSEMENT-NJ STATE LICENSE | 85.00 |
| W B MASON CO INC | EOC Supplies/Equipment | 149.84 |
| W W GRAINGER INC | October misc supplies | 198.66 |
| WILENSKY, MARIANNE | League of Municipalities 2011 | 75.00 |
| WILTBANK, LARRY | INSTRUCTOR COACHES TRAINING | 180.00 |
| WPCS INT'L INC - LAKEWOOD | PD-4TH QRT CONSOLE | 5,100.00 |
| WPCS INT'L INC - LAKEWOOD | PD- RPLMNT VEH'S EQUIPMENT | 435.72 |
| WPCS INT'L INC - LAKEWOOD | PD- RPLMNT VEHICLE EQUIPMENT | 2,555.25 |
| WPCS INT'L INC - LAKEWOOD | PD- NEW TAHOE'S EQUIP INSTALL | 330.00 |
| <u>Total</u> | | 1,351,337.91 |
| <u>Non Budget Account Payments</u> | | |
| BANDER, I L&R A C/O SILVERMAN | 2010 TAX APPEAL REF BL59 L13 | 1,009.85 |
| MONMOUTH COUNTY TREASURER | 4TH QTR 2011 GENERAL CTY TAXES | 3,006,848.82 |
| MONMOUTH COUNTY TREASURER | 4TH QTR 2011 OPEN SPACE TAXES | 172,863.76 |
| MONMOUTH COUNTY TREASURER | 4TH QTR 2011 LIBRARY TAXES | 170,507.68 |
| TREASURER OF SCHOOL MONIES | DEC 2011 SCHOOL TAXES PAYABLE | 4,719,634.81 |
| TREASURER STATE OF NJ | 3RD QTR ST FEES / JULY-SEPT'11 | 8,026.00 |
| WELLS FARGO R.E. TAX SERVICES | 4TH QTR TAX OVERPAYMENT REFUND | 1,587.88 |
| <u>Total Non Budget Account Payments</u> | | 8,080,478.80 |
| <u>Total 2010 Current Fund Appropriations Payments</u> | | <u>9,431,816.71</u> |
| <u>General Capital Payments</u> | | |
| BOISE'S BUSINESS INTERIORS | CAP- RECORDS BUREAU FURNITURE | 12,328.38 |
| CDW GOVERNMENT INC | Lexmark 2580N Forms Printer | 635.00 |
| CDW GOVERNMENT INC | NComputing L300 Thin-Client | 380.00 |
| EAST COAST EMERGENCY LIGHTING | PD- NEW TAHOE EQUIPMENT | 868.42 |
| ENCON MECHANICAL CORP | HVAC SOFTWARE | 804.42 |
| GOVCONNECTION INC | Microsoft software and CALS | 4,639.32 |
| INOVA SOLUTIONS | PD- NETWORK CLOCK FOR CIB | 407.82 |
| JOHNSON & URBAN C1100011 | OCEAN TWP BOILER & CHILLER | 6,500.00 |
| JOHNSON & URBAN C1100019 | OCEAN TWP HVAC UPGRADES | 1,350.00 |
| L3 COM MOBILE-VISION INC | PD- NEW TAHOE EQUIPMENT | 250.00 |
| LEON S AVAKIAN INC C1100014 | 2010/2011 ROAD PROGRAM | 31,616.25 |
| MC LAUGHLIN GELSON LLC | LEGAL SERVICES - BOND ORD 2174 | 685.00 |
| SOFTWARE HOUSE INT'L INC | PD/MIS- LED MONITOR | 379.00 |
| <u>Total</u> | | 60,843.61 |
| <u>Total General Capital Payments</u> | | <u>60,843.61</u> |

MEETING MINUTES**DECEMBER 5, 2011****Grants Payments**

| | | |
|-------------------------------|-------------------------------------|------------------------|
| ALL HANDS FIRE EQUIPMENT LLC | Safety Vests | 374.80 |
| ALLGOR, CAROLE | Refreshments/Clean Sweep | 84.13 |
| BENDINER & SCHLESINGER INC | SEPTEMBER DRUG SCREENS | 1,482.00 |
| BENDINER & SCHLESINGER INC | OCTOBER DRUG SCREENS | 1,673.00 |
| BENDINER & SCHLESINGER INC | DRUG SCREENS AUGUST | 1,480.50 |
| DAS MANUFACTURING INC | 5 oz tube markers/storm drains | 429.35 |
| JERSEY SHORE UNIVERSITY HOSP | Safety Training | 40.00 |
| MON CTY REGIONAL HEALTH | PUBLIC FLU CLINIC 10/21/11 | 17.00 |
| NJ STATE HEALTH BENEFITS FUND | November Health Insurance | 3,005.65 |
| <u>Total</u> | | 8,586.43 |
| | <u>Total Grants Payments</u> | <u>8,586.43</u> |

Law Enforcement Trust Payments

| | | |
|-----------------------|--|------------------------|
| H KEES & SONS INC | PD/LETF- EVIDENCE VAULT | 2,264.00 |
| VERIZON BUSINESS FIOS | PD/LETF- CCTV PROJECT | 456.30 |
| <u>Total</u> | | 2,720.30 |
| | <u>Total Law Enforcement Trust Payments</u> | <u>2,720.30</u> |

TORTA Payments

| | | |
|------------------------------|------------------------------------|------------------------|
| MARK RAWDING | REIMBURSE BAKING CLASS SUPPLIE | 146.05 |
| SANTHOSH NAIR | TORTA REFUND | 35.00 |
| TRACEY SORRENTINO | PILATES REFUND | 10.00 |
| TWP OF OCEAN PAYROLL ACCOUNT | Torta | 1,966.49 |
| TWP OF OCEAN PAYROLL ACCOUNT | Torta | 1,409.49 |
| <u>Total</u> | | 3,567.03 |
| | <u>Total TORTA Payments</u> | <u>3,567.03</u> |

Trust Other Payments

| | | |
|------------------------------|--|--------------------------|
| BETESH, DANIEL & MICHAEL J. | PERF RELEASE JASONS FURNITURE | 16,783.39 |
| BROWN, SANFORD ESQ | PB Reviews | 224.00 |
| BROWN, SANFORD ESQ | PB Reviews and Resolutions | 588.00 |
| CHEMTOB CONSTRUCTION | MAINT RELEASE 205 PARK AVENUE | 3,611.81 |
| DEROCHER CONSTRUCTION | PERFORMANCE GUARANTEE | 26,265.37 |
| FITZGERALD, WILLIAM | Planning Board Reviews | 1,451.25 |
| FITZGERALD, WILLIAM | PB Reviews | 4,691.25 |
| JAMES HIGGINS ASSOCIATES | Planning Board Reviews | 343.75 |
| JAMES HIGGINS ASSOCIATES | PB Reviews | 437.50 |
| JAMES HIGGINS ASSOCIATES | PB & BOA Reviews | 2,031.25 |
| LEON S AVAKIAN INC | THRU DEC 1712 RTE 35 LLC | 3,015.00 |
| LEON S AVAKIAN INC | THUR MAY 2011-GOLD COAST | 3,580.00 |
| LEON S AVAKIAN INC | ENGINEERING SVC THRU 9/15/11 | 762.50 |
| LEON S AVAKIAN INC | PROJECT INSPECTIONS NOV 2011 | 11,422.50 |
| LEON S AVAKIAN INC | VARIOUS ENGINEERING SERVICES | 700.00 |
| MASER CONSULTING, P.A. | ENGINEER SERVICES OCT/NOV 2011 | 516.25 |
| MICHAEL J. BASSO | PERFORMANCE GUARANTEE | 3,843.50 |
| PALATIAL HOMES INC | PERFORMANCE GUARANTEE | 850.00 |
| RICH'S AUTO BODY | RPR. 2004 FORD FREESTAR A56379 | 2,490.00 |
| STAVOLA REALTY CO | FULL MAINTENANCE RELEASE | 82.88 |
| STEVEN J SCHMELZ | PERF RELEASE SEAVIEW JEEP | 43,474.09 |
| T B C CONSTRUCTION GROUP INC | PERFORMANCE GUARANTEE | 2,580.50 |
| TWP OF OCEAN CURRENT FUND | Spec Duty Admin Fees | 10,185.00 |
| TWP OF OCEAN CURRENT FUND | Spec Duty Admin Fees | 8,081.25 |
| TWP OF OCEAN PAYROLL ACCOUNT | Special Duty Payroll Details | 27,630.00 |
| TWP OF OCEAN PAYROLL ACCOUNT | Spec Duty Payroll | 23,730.00 |
| US BANK CUST CCTS CAP.LLC | PREMIUM 10-00003 14.01 | 15,500.00 |
| US BANK CUST CCTS CAP.LLC | REDEMPTION 10-00003 14.01 2 | 56,801.68 |
| US BANK-CUST/SASS MUNI V DIR | REDEMPTION 09-00029 216 15 | 257,809.98 |
| WPCS INT'L INC - LAKEWOOD | PD- RPLMNT VEH'S EQUIPMENT | -00.00 |
| <u>Total</u> | | 529,482.70 |
| | <u>Total Trust Other Payments</u> | <u>529,482.70</u> |

Animal Control Trust Payments

| | | |
|--|-------------------------------|-------------|
| NJ STATE DEPT OF HEALTH | OCT.2011 STATE DOG LIC.REPORT | 4.20 |
| <u>Total</u> | | 4.20 |
| <u>Total Animal Control Trust Payments</u> | | <u>4.20</u> |

Total Bill List for December 5, 2011

| | |
|-----------------------------|----------------------|
| Appropriation Reserve Total | |
| Current Fund Total | <u>9,431,816.71</u> |
| General Capital Fund Total | <u>60,843.61</u> |
| State & Federal Grant Total | <u>8,586.43</u> |
| Law Enforcement Trust Total | <u>2,720.30</u> |
| TORTA Total | <u>3,567.03</u> |
| Trust Other Total | <u>529,482.70</u> |
| Animal Control Total | <u>4.20</u> |
| Bid Deposit Refund | |
| State Unemployment Trust | |
| Trust Assessment Fund | |
| Total of All Funds | <u>10,037,020.98</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 | X * |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | X | | | | |

*Yes, except to those in which I may have a conflict:
 Sanford Brown, Esq.
 Encon Mechanical Corp.
 James Higgins Associates
 Jungle Laser, LLC

RESOLUTIONS:

11-211 Authorize the refund of fees assessed to various taxpayers for the 4th quarter 2011

WHEREAS, the following homeowner(s) were incorrectly charged a returned check fee for the 4th quarter, 2011 taxes; and

WHEREAS, the homeowner has requested that said fee be waived;

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 |
|-----------------------------|------|---|---------|---|
| 16.02 | 12 | Miller, Sean & Meghan 269 Jerome Avenue Oakhurst, NJ 07755 | \$25.00 | Direct Debit could not be processed due to account change causing delinquency for 4 th qtr taxes. Homeowner attempted to make payment prior to end of grace period |
| 33.32 | 4.01 | Leon, Kenny H. & Myrian 1805 Bellmore Avenue Oakhurst, NJ 07755 | \$25.00 | Initial 4 th qtr payment mailed by homeowner and due to receipt delay, a second payment was made. The Township processed initial payment when received. |
| Total Taxes Overpaid | | | \$50.00 | |

BE IT FURTHER RESOLVED, that a copy of this 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-212 Authorize the execution of the Stipulation of Settlement with the Synagogue of Oakhurst Community Center, Inc. and the refund of a portion of the taxes paid for 2009, 2010 and 2011

WHEREAS, the Synagogue of Oakhurst Community Center, Inc. (“Synagogue”) is the owner of Block 12.02, Lot 1, located at 1 Bauer Avenue, Ocean, NJ; and

WHEREAS, it was further determined that, at all relevant times, the Synagogue has used the Property exclusively as a house of worship; and

WHEREAS, the Synagogue had previously paid their property taxes for the tax years 2009, 2010 and 2011 even though the Synagogue has not operated any portion of the Property for profit; and

WHEREAS, the Synagogue has filed tax appeals for the years 2009, 2010 and 2011; and

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties that:

- A. The Property has been deemed tax exempt for the years 2009, 2010 and 2011 and shall continue to be tax exempt so long as the Synagogue continues to meet the criteria under N.J.S.A. 54:4-3.6 for tax exemptions.

- B. The Township of Ocean is hereby ordered to pay to the Synagogue of Oakhurst a Settlement Sum of fifty-five thousand four hundred eighty one dollars and sixteen cents (\$55,481.16) and the remainder of the taxes previously paid by the Synagogue in the sum of seventeen thousand four hundred seventy one dollars and ninety two cents (\$17,471.92) shall be retained by the Township of Ocean.
- C. Interest shall accrue on the Settlement at a rate of five (5%) per annum on any portion of the Settlement not paid by the Township prior to December 31, 2011.
- D. Authorization is hereby given to have any and all appropriate officials execute said Stipulation of Settlement.

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

- 1. Township Attorney
- 2. Michael R. DuPont, Esq., Attorney for the Township of Ocean
- 3. Fredda Katchoff, Esq., Attorney for the Synagogue of Oakhurst
- 4. Tax Assessor
- 5. 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-213 Consideration of Bids:

a. Recap Tires, Accessories and Road Service

WHEREAS, the Township Council of the Township of Ocean authorized the Municipal Clerk to advertise for the receipt of bids for the recapping of tires, accessories and road service on October 19, 2011; and

WHEREAS, the Township Clerk did duly advertise to receive bids for the recapping of tires, accessories and road service in the Asbury Park Press on November 5, 2011 and bids were opened on November 22, 2011; and

WHEREAS, in connection therewith, the following bidders submitted bids for said service: Edwards Tire Co., Inc., Farmingdale, NJ and Custom Bandag, Inc., Keyport, NJ; and

WHEREAS, the Director of Public Works has reviewed said bid and has recommended to the Township Manager that a contract be awarded to the lowest responsible bidder, Edwards Tire Co., Inc., Farmingdale, NJ, as per their bid proposal for the recapping of tires, accessories and road service at a cost not to exceed \$53,053.75; and

WHEREAS, the Director of Finance has certified that sufficient funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget for the purpose of award of this contract in the Public Works Budget – Maintenance of Equipment – Other Expenses, account #2-01-26-767-249;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the award of a contract to Edwards Tire Co., Inc., Farmingdale, NJ for the recapping of tires, accessories and road service at a cost not to exceed \$53,053.75; and

BE IT FURTHER RESOLVED that the award of this contract is conditioned upon the delivery and execution of the appropriate insurance certificate, Affirmative Action Certificate and performance bonds as may be required by said specifications; 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. Edwards Tire Co., 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

b. Various Road Materials

WHEREAS, the Township Council of the Township of Ocean did duly authorize the Township Clerk to advertise for bids for various road construction materials for 2012 on October 19, 2011; and

WHEREAS, the Township Clerk did duly advertise said bid for various road construction materials including dense graded aggregate, clean broken stone, bituminous asphalt (winter use), sodium chloride, reinforced concrete pipe, plastic drainage pipe, inlet frames and grates, manhole frames and grates, and high performance cold patch materials in the Asbury Park Press on November 5, 2011 and bids were opened on November 22, 2011; and

WHEREAS, in connection therewith bids were received by the Township of Ocean from Campbell Foundry Co., Harrison, NJ, Stavola Construction Materials, Inc., Red Bank, NJ, and International Salt Co., Clarks Summit, PA; and

WHEREAS, the Director of Public Works and the Township Manager have recommended that contracts be awarded to the following items:

ITEM #1A Dense Graded Aggregate - Delivered

Stavola Construction Materials, Inc. \$16.90 per ton

ITEM 1B Dense Graded Aggregate – Picked Up

Stavola Construction Materials, Inc. \$16.00 per ton

ITEM #2A Clean Broken Stone 3/8” to 12” – Delivered

Stavola Construction Materials, Inc.

3/8” clean broken stone \$24.90 per ton

3/4” clean broken stone \$17.90 per ton

| | |
|---------------------------|-----------------|
| 5/8" clean broken stone | \$19.90 per ton |
| 1" clean broken stone | \$19.90 per ton |
| 1-1/2" clean broken stone | \$18.90 per ton |
| 2-1/2" clean broken stone | \$18.90 per ton |
| 3"-5" clean broken stone | \$22.90 per ton |
| 6"-12" clean broken stone | \$24.40 per ton |

ITEM #2B Clean Broken Stone 3/8" to 12" – Picked-Up

Stavola Construction Materials, Inc.

| | |
|--------------------------|-----------------|
| 3/8" clean broken stone | \$24.90 per ton |
| 3/4" clean broken stone | \$17.90 per ton |
| 5/8" clean broken stone | \$19.90 per ton |
| 1" clean broken stone | \$19.90 per ton |
| 1-1/2 clean broken stone | \$18.90 per ton |
| 2-1/2 clean broken stone | \$18.90 per ton |
| 3"-5" clean broken stone | \$22.90 per ton |
| 6-12" clean broken stone | \$24.40 per ton |

ITEM #3 Bituminous Patch (winter use) – Picked-Up

Stavola Construction Materials, Inc. \$85.00 per ton

ITEM #4 Sodium Chloride - Delivered

Monmouth County Cooperative Purchasing \$55.60 per ton

ITEM #5 Reinforced Concrete Pipe – Delivered

Campbell Foundry Company

| | |
|-----|------------------|
| 12" | \$10.50 per foot |
| 15" | \$11.20 per foot |
| 18" | \$14.10 per foot |
| 21" | \$19.90 per foot |
| 24" | \$20.75 per foot |
| 30" | \$32.50 per foot |
| 36" | \$45.70 per foot |

ITEM #6 Smooth Interior Corrugated Polyethylene Storm Sewer Pipe, Plastic Drainage Pipe - Delivered

Campbell Foundry Company

| | |
|--|------------------|
| 8" smooth interior corrugated storm/drainage pipe | \$2.75 per foot |
| 10" smooth interior corrugated storm/drainage pipe | \$3.90 per foot |
| 12" smooth interior corrugated storm/drainage pipe | \$4.00 per foot |
| 15" smooth interior corrugated storm/drainage pipe | \$5.60 per foot |
| 18" smooth interior corrugated storm/drainage pipe | \$7.95 per foot |
| 24" smooth interior corrugated storm/drainage pipe | \$12.70 per foot |
| 30" smooth interior corrugated storm/drainage pipe | \$18.50 per foot |
| 36" smooth interior corrugated storm/drainage pipe | \$23.80 per foot |

ITEM #7 Inlet Frames and Grates and Extension Frames - Delivered

Campbell Foundry Company

- | | |
|--|---------------|
| A. Inlet frames and grates, 8" heads Campbell Foundry Pattern #2618, Type B, or Equivalent equal | \$648.00 each |
| B. Inlet frames and grates, 8" heads Campbell Foundry Pattern #2617, Type D, or Equivalent equal | \$532.00 each |
| C. Inlet frames and grates, standard highway type with bicycle type grate (A) Campbell Foundry #3405, or Equivalent equal | \$363.00 each |
| D. Inlet frames and grates, standard highway type with bicycle type grate (E) Campbell Foundry #3425, or Equivalent equal | \$683.00 each |
| E. 2" extension frames Campbell Foundry Design Model #2701 to fit Campbell Foundry Inlets Type B and D or Equivalent equal | \$146.90 each |
| F. 2" extension frames Campbell Foundry Design Model #3402 to fit Campbell Foundry Inlets Type A or Equivalent equal | \$165.00 each |
| G. 2" extension frames Campbell Foundry Design Model #3402 and #3440 used in pairs to fill Inlets Type E or Equivalent equal | \$330.00 each |

ITEM #8 Manholes, Frames, Covers and Extension Rings

Campbell Foundry Company

- | | |
|--|---------------|
| A. Manhole frames and covers Campbell Foundry design Model #1202 or equivalent equal | \$258.00 each |
| B. Extension rings 24" diameter covers Campbell Foundry Design Model #1007 or equivalent equal | \$131.00 each |
| C. Extension rings 25.5" diameter covers Campbell Foundry Pattern #1202 or equivalent equal | \$131.00 each |
| D. Extension rings 30" diameter covers Campbell Foundry Pattern #1011 or equivalent equal | \$163.00 each |

ITEM #9 High Performance Cold Patch Materials

| | |
|--------------------------------------|------------------|
| Stavola Construction Materials, Inc. | \$150.00 per ton |
|--------------------------------------|------------------|

WHEREAS, the Director of Finance has certified that funds for the purpose of the award of these contracts will be provided for in the 2012 Temporary and Adopted Budget subject to provisions provided by the Governing Body in the Township of Ocean in the following line item appropriations:

Road Repairs and Maintenance – Other Expenses
Various Capital Ordinances

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby award contracts to Stavola Construction Materials, Inc., Red Bank, NJ and Campbell Foundry Company, Harrison, NJ as per their proposals submitted 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. Stavola Construction Materials, Inc.
4. Campbell Foundry 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-214 Authorize the Transfer of Funds in accordance with N.J.S.A. 40A:5-58 and N.J.S.A. 40A:4-45.4a.

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> |
|--|-----------|-------------|
| Data Processing – Salary & Wages | 2,000.00 | |
| Police – Salary & Wages | 35,000.00 | |
| Dispatch – Salary & Wages | 25,000.00 | |
| Health & Code Enforcement – Salary & Wages | 4,000.00 | |
| Governing Body – Other Expenses | 500.00 | |
| Township Manager – Other Expenses | 10,000.00 | |
| Township Clerk – Other Expenses | 1,000.00 | |
| Finance – Other Expenses | 5,000.00 | |
| Data Processing - Other Expense | 20,000.00 | |
| Tax Assessor – Other Expenses | 10,000.00 | |
| Tax Collector – Other Expenses | 2,500.00 | |
| Legal – Other Expenses | 75,000.00 | |

| | | |
|---|-------------------|-------------------|
| Engineering – Other Expenses | 24,000.00 | |
| Maintenance of Equipment – Other Expenses | 50,000.00 | |
| Apartment Reimbursements – Other Expenses | 5,300.00 | |
| Pool & Tennis Club – Other Expense | 2,500.00 | |
| Heating Oil | 2,000.00 | |
| Sewerage | 4,600.00 | |
| Social Security | 10,000.00 | |
| Public Employee Retirement System | 4,200.00 | |
| | | |
| Director of Public Works – Salary & Wages | | 60,000.00 |
| Maintenance of Equipment – Salary & Wages | | 12,600.00 |
| Sanitation – Salary & Wages | | 60,000.00 |
| Group Health Insurance | | 60,000.00 |
| Buildings & Grounds – Other Expenses | | 50,000.00 |
| Electric – Other Expenses | | 50,000.00 |
| Total of All Transfers | 292,600.00 | 292,600.00 |

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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-215 Authorize a Professional Services contract with Birdsall Services Group, Eatontown, NJ to provide A Cost Benefit Analysis for the FEMA Hazard Mitigation Grant for Poplar Village at a cost not to exceed \$2,250.00

WHEREAS, the Township of Ocean is in need of the services of an engineering firm to provide a Cost Benefit Analysis for the FEMA Hazard Mitigation Grant for Poplar Village; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

WHEREAS, Birdsall Services Group, Eatontown, NJ, is an experienced firm in this field who is available to provide the above noted engineering services for the Township of Ocean at a cost not to exceed \$2,250.00; and,

WHEREAS, the Township Manager has determined that the value of the services Birdsall Services Group, Eatontown, NJ, will provide to the Township will not exceed \$17,500.00 for the calendar year 2011; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in account # 1-01-20-715-201; and

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; and

WHEREAS, Birdsall Services Group, Eatontown, NJ will submit a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form certifying that Birdsall Services Group 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 Birdsall Services Group 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 that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Birdsall Services Group, Eatontown, NJ, as described herein with a not to exceed provision of \$2,250.00; and

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Birdsall Services Group

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-216 Authorize a Professional Services contract with Gagliano & Company, Shrewsbury, NJ to perform appraisal services on Block 1.02, lot 51.11, Clearview Drive at a cost not to exceed \$3,500.00

WHEREAS, the Township wishes to execute a contract with a licensed appraiser to perform appraisal services on Block 1.02, Lot 51.11, located on Clearview Drive; and

WHEREAS, the Township Council of the Township of Ocean has elected to make 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, Gagliano & Company, Shrewsbury, NJ has submitted a proposal for said appraisal services at a cost not to exceed \$3,500.00; and

WHEREAS, the Township Manager has determined that the value of the services Gagliano & Company, Shrewsbury, NJ will provide to the Township will not exceed \$17,500.00 for the calendar year 2011; and

WHEREAS, the firm of Gagliano & Company, Shrewsbury, NJ will be required to complete and submit the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that the firm of Gagliano & 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 Gagliano & Company 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 there are funds available for said services, not to exceed \$3,500.00, in account # 1-01-20-707-247; and

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; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to the Township Manager to enter into a contract with Gagliano & Company at a cost not to exceed \$3,500.00, in accordance with their proposal.

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Gagliano & 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-217 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 2010 TAXES AND REFUNDING THE TAX OVERPAYMENTS FROM 2010 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 year 2010,

WHEREAS, proper procedures require that the 2010 tax assessments be adjusted and refunds be made for taxes overpaid in 2010 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 2010 tax assessment based on the State Tax Board Judgment and refund the tax overpayments for 2010 taxes as listed below:

MEETING MINUTES

DECEMBER 5, 2011

| Block/Lot | Property Owner | Property Address | Tax Overpayments 2010 | Total Refund |
|-----------|----------------------------------|-------------------|--------------------------|-----------------|
| 59 13 | BANDER, I L & R A % SILVERMAN | 573 N EDGEMERE DR | 1,009.85 | 1,009.85 |
| Totals | | | 1,009.85 - | 1,009.85 |

BE IT FURTHER RESOLVED that a copy of the 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-218 Authorize the Tax Collector to issue refund check(s) in the amount of \$1,587.88 to the owner of Block 86, Lot 12, due to an overpayment of taxes

WHEREAS, a payment was made by Wells Fargo and the Title Company for 4th quarter 2011 property taxes in the amount of \$1,587.88,

WHEREAS, the tax overpayment should be refunded to Wells Fargo Real Estate Tax Services, LLC, 1 Home Campus, MAC – X2301-03B/ARU, Des Moines, IA 50328-0001

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 |
|-----------------------------|-----|--|-------------------|--|
| 86 | 12 | Wells Fargo Real Estate Tax Service, LLC | 1,587.88 | Wells Fargo and Title Company paid 4 th Quarter 2011 taxes. |
| Total Taxes Overpaid | | | \$1,587.88 | |

BE IT FURTHER RESOLVED that a copy of the 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-219 Authorize a contract with Fernandes Construction, Inc. to perform renovation at Colonial Terrace Golf Course at a cost not to exceed \$9,500.00

WHEREAS, the Township of Ocean wishes to perform improvements to Colonial Terrace Golf Course, including installation of drainage pipe and re-locating the walkway at certain locations; and

WHEREAS, the Township solicited a proposal from various construction companies to perform said renovations and did receive responses from Fernandes Construction, Inc., South River, NJ and Burke Construction, Inc., Ocean, NJ; and

WHEREAS, it is the recommendation of the Township Manager and Township Engineer to award a contract to Fernandes Construction, Inc., South River, NJ, as per their proposal at a cost not to exceed \$9,500.00; and

WHEREAS, the Director of Finance has certified to the Township Manager that there are adequate funds available for said renovations in the Buildings and Grounds Budget – Contract Services, account #1-01-26-772-247; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby authorize the Township Manager to execute a contract with Fernandes Construction, Inc., South River, NJ, to perform various renovations to Colonial Terrace Golf Course, per their submission, at a cost not to exceed \$9,500.00; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the following:

1. Director of Finance
2. Township Engineer
3. Director of Public Works
4. Fernandes Construction, 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-220 Authorize a Professional Services contract with Urban Engineers, Inc., Cherry Hill, NJ to prepare the Safe Route to Schools Grant application at a cost not to exceed \$4,500.00

WHEREAS, the Township of Ocean approved submission of the "Safe Route to Schools" Program grant application for the following project: Bicycle and Pedestrian Pathways around Wanamassa, Wayside and Ocean Elementary Schools; and

WHEREAS, the Township of Ocean is in need of the services of an engineering firm to prepare said Grant application; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

WHEREAS, Urban Engineers, Inc., Cherry Hill, NJ is an experienced firm in this field who is available to prepare the Safe Route to Schools Grant application for the Township of Ocean at a cost not to exceed \$4,500.00 for the services referenced above; and

WHEREAS, the Township Manager has determined that the value of the services Urban Engineers, Inc., Cherry Hill NJ, will provide will exceed \$17,500.00 for the calendar year 2011; and

WHEREAS, the Director of Finance has certified that there are sufficient funds available for the purpose of the award of this contract in the Engineering Budget, account #1-01-20-715-201; and

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; and

WHEREAS, Urban Engineers, Inc., Cherry Hill, NJ has previously submitted a Business Entity Disclosure Certification and the C. 271 Political Contribution Disclosure Form certifying that Urban Engineers, Inc. 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 Urban Engineers, Inc. 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 that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Urban Engineers, Inc., Cherry Hill, NJ, as described herein with a not to exceed provision of \$4,500.00; and

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Urban Engineers, 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-221 Authorize a Professional Services contract with Sockler Realty Services, Hightstown, NJ to perform appraisal services on a portion of Poplar Village Senior Housing Complex at a cost not to exceed \$5,500.00

WHEREAS, the Township wishes to execute a contract with a licensed appraiser to perform appraisal services on a portion of Block 22, Lot 32 (units #33-#64), Poplar Village Senior Housing Complex, located on Skinner Drive; and

WHEREAS, the Township Council of the Township of Ocean has elected to make 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 solicited proposals for said services and received the following reply - Sockler Realty Services, Hightstown, NJ has submitted a proposal for said appraisal services at a cost not to exceed \$5,500.00; and

WHEREAS, the Township Manager has determined that the value of the services Sockler Realty Services, Hightstown, NJ will provide to the Township will not exceed \$17,500.00 for the calendar year 2011; and

WHEREAS, the firm of Sockler Realty Services, Hightstown, NJ will be required to complete and submit the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that the firm of Sockler Realty Services 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 Sockler Realty Services 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 there are funds available for said services, not to exceed \$5,500.00 in the Tax Assessor Contract Services budget, account #1-01-20-710-247; and

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; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to the Township Manager to enter into a contract with Sockler Realty Services at a cost not to exceed \$5,500.00, in accordance with their proposal.

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Sockler Realty Services

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

11-222 Authorize the submission of the FY2012 Emergency Management Performance Grant

WHEREAS, the Township of Ocean provides emergency management services in various capacities throughout the year; and

WHEREAS, the State of New Jersey, Department of Law and Public Safety, Division of State Police has made available the FY2012 Emergency Management Performance Grant to municipalities who provide said services, along with an in-kind match proponent and wishes to apply for said Grant, which will be utilized to offset the cost of providing emergency management services; and

WHEREAS, in anticipation of sub grant funding from the NJSP/OEM EMAA process, the Township of Ocean will be awaiting the pending approval of the EMPG FY'12 Federal grant funding from FEMA.; and

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, Municipal Clerk and Emergency Management Coordinator to execute any and all documents related to the submission of the EMPG FY'12 Federal grant funding from FEMA; and

BE IT FURTHER RESOLVED that authorization is hereby given to accept said Grant, if awarded; and

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

1. Ocean Township Emergency Management Coordinator
2. Director of Finance
3. 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

ORDINANCES:

Adoption(s):

Ordinance #2173 – An ordinance amending and supplementing Chapter VII of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: Property Maintenance and Housing
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2173:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Andrew Brannen, Township Manager, explained that this ordinance updates the provisions from the 1989 Code to the International Property Maintenance Code of 2009.

There were no public comments on Ordinance #2173.

Seeing that there were no comments on Ordinance #2173, the following vote was taken to close the Public Hearing:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

The following vote was taken to adopt Ordinance #2173 and advertise according to law:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Ordinance #2177a – An ordinance amending and supplementing Chapter(s) II, VI, XIV, XVI, XXII of the “Revised General Ordinances of the Township of Ocean, 1965” amending the fees associated with said operations
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2177a:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Andrew Brannen, Township Manager, explained that this ordinance updates the fees associated with various permits/functions of the Township.

There were no public comments on Ordinance #2177a.

Seeing that there were no comments on Ordinance #2177a, the following vote was taken to close the Public Hearing:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

The following vote was taken to adopt Ordinance #2177a and advertise according to law:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Ordinance #2177b – An ordinance amending and supplementing Chapter 21 of the Comprehensive Land Development Ordinance of the Township of Ocean amending the fees associated with said operations
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2177b:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Andrew Brannen, Township Manager, explained that this ordinance updates the fees collected from the Planning Board and Board of Adjustment for permits.

There were no public comments on Ordinance #2177b.

Seeing that there were no comments on Ordinance #2177b, the following vote was taken to close the Public Hearing:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

The following vote was taken to adopt Ordinance #2177b and advertise according to law:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Ordinance #2178 – An ordinance amending and supplementing Chapter V of the “Revised (Coaster) General Ordinances of the Township of Ocean, 1965” entitled: Fire Prevention

The following vote was taken to open the Public Hearing on Ordinance #2178:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Andrew Brannen, Township Manager, explained that this ordinance was recommended by both Fire Districts, No. 1 and No. 2, and this ordinance will give both the opportunity to review development plans prior to them being approved by the Planning Board and Zoning Board.

There were no public comments on Ordinance #2178.

Seeing that there were no comments on Ordinance #2178, the following vote was taken to close the Public Hearing:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

The following vote was taken to adopt Ordinance #2178 and advertise according to law:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Ordinance #2179 – Amend Bond amending in part Bond Ordinance #2156 adopted on October 4, 2010 providing for various improvements in order to change the scope of the improvements authorized thereby and increase the allocation of the appropriation to costs permitted under N.J.S.A. 40A:2-20 authorized in and by the Township of Ocean for the Township of Ocean
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2179:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Andrew Brannen, Township Manager, explained that this ordinance authorizes the amendment of the projects and does not change the original amount of Bond Ordinance #2156.

There were no public comments on Ordinance #2179.

Seeing that there were no comments on Ordinance #2179, the following vote was taken to close the Public Hearing:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

The following vote was taken to adopt Ordinance #2179 and advertise according to law:

| 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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Council Reports:

Deputy Mayor Siciliano stated that he represented the Council at a dinner dance at St. George Greek Orthodox Church.

Councilmember Evans wished everyone a Merry Christmas and Happy Hanukkah.

The following offered no report:
Councilmember(s) Garofalo, Schepiga
Martin Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager

PUBLIC COMMENTS:

Bob Ades inquired about when, or if, the proposal to develop 52 units on Roosevelt Avenue had ever been discussed at a public meeting.

Martin Arbus, Township Attorney, responded that this proposal is part of the COAH litigation and had been discussed numerous times. The Township is also proposing that the development consist of only 20 units while the developer has proposed 44 units. Negotiations are still ongoing.

Mr. Ades also inquired if this property was located in a flood zone.

Mr. Arbus responded that the parcel is approximately 10 acres but only 2 acres could be developed.

Barbara Hudson inquired about how much of an impact tax appeals were having on the Municipal Budget.

Andrew Brannen, Township Manager, responded that the Township has allocated money in the 2011 budget.

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 | X | X |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | | | | |

Respectfully submitted,

William F. Larkin
Mayor

Vincent Buttiglieri, RMC/CMC/MMC
Municipal Clerk