

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

JANUARY 10, 2012

OAKHURST, NEW JERSEY

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

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

Subject: Litigation – COAH (C1 and C3)

Action: Andrew Brannen, Township Manager, and Martin Arbus, Township Attorney, discussed as follows:

- There is a Case Management Conference on January 12, 2012. The Township will again make a Motion for Dismissal against Roosevelt Properties due to the fact that they filed their lawsuit after the Township did their advertisement that they were not in compliance with COAH.
- Poplar Village development will affect the Townships COAH numbers and depending on where they eventually construct the development, it could have a negative impact.
- The Township completed its appraisal of the BVB site, which came in at \$1.5 million. BVB Associates feels that the appraisal is very high and they were supposed to have an appraisal done by their appraiser. To date, the Township has not received that appraisal.

Subject: Contract – PBA/SOA

Action: Mr. Brannen reported that both sides continue to negotiate but there has not been much movement on certain issues, specifically salary adjustments and step increases. The Township wishes to keep any salary increases to a minimum. Also, the Township wishes to increase the number of steps. Discussion also occurred with regard to adjusting the differential between steps as opposed to decreasing the number of steps.

Mr. Brannen will report back with any further developments.

Subject: Contract – Koplitz

Action: Mr. Arbus reported that Mr. Koplitz appeared in Ocean Township Municipal Court and due to a conflict Judge McGoughran, he has requested that Judge Garrippo preside over this matter. Also, the payment plan that is currently in place will be extended for an additional 60 days, which will allow Mr. Koplitz to secure the funds needed to settle this matter.

Subject: Litigation – Sunset Farms

Action: Mr. Brannen reported that the Township had solicited proposals for the planting of trees. The successful contractor planted larger trees that required and did not include water bags, stakes or a deep root system, as required in the specifications. The contractor threatened to remove the plantings but has since backed off that. Mr. Arbus will set up a meeting with the contractor to discuss this matter and try to resolve the issues.

Respectfully submitted,

Vincent Buttiglieri, RMC/CMC/MMC
Township Clerk