

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

**JULY 11, 2012****OAKHURST, NEW JERSEY**

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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:** Deputy Mayor Siciliano  
Councilmember(s) Evans, Garofalo and Schepiga

**Absent:** Mayor Larkin

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

**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 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, 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.

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**Mayor's Statement:** Public Portion to Ask Questions with Regard to Resolutions and Vouchers

The purpose of this public portion is solely to ask questions to understand Resolutions and Vouchers that appear 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:**

F.K. Hudson asked about why Resolution #12-105 was necessary

Andrew Brannen, Township Manager, explained that Mr. Verruni will be used as a Hearing Officer for a disciplinary matter.

**CONSENT AGENDA:**

**MINUTES:**

June 12, 2012 – Workshop, Public and Closed Meeting

**RESOLUTIONS:**

**12-095 Authorize the following appointments:**

**a. Senior Citizen Housing Corp., Zoning Board of Adjustment, Environmental Commission, Planning Board, Multiple Dwelling Emergency Board, Monmouth County Office on Aging, Municipal Alliance to Prevent Alcohol and Drug Abuse, Clean Communities**

**BE IT RESOLVED** by the Governing Body 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:

**SENIOR CITIZEN  
HOUSING CORPORATION**

|             | <b>Member</b>                          | <b>Starting</b> | <b>Ending</b>  |
|-------------|--|-----------------|----------------|
|             | <u>(Poplar Village Representative)</u> |                 |                |
| 2 year term | Richard Dial                           | July 11, 2012   | April 30, 2014 |

**BOARD OF  
ADJUSTMENT**

|             | <b>Member</b>                  | <b>Starting</b>              | <b>Ending</b>                  |
|-------------|--------------------------------|------------------------------|--------------------------------|
| 4 year term | Jane Grabelle<br>Russell Malta | July 1, 2012<br>July 1, 2012 | June 30, 2016<br>June 30, 2016 |

**ENVIRONMENTAL  
COMMISSION**

|             | <b>Members</b>  |  |   |
|-------------|---|--|---|
| 3 year term | Stephen Guadette<br>Raymond Pogwist - Chair<br>Laurel Von Gerichten<br>(replaces David Lipkin)                                  | July 1, 2012<br>July 1, 2012<br>July 1, 2012 | June 30, 2015<br>June 30, 2015<br>June 30, 2014 |
| 2 year term | Marc Rogoff – Alternate #1<br>(replaces Laurel Von Gerichten)<br>Charles Theodora, Jr. – Alternate #2<br>(replaces Mark Rogoff) | July 1, 2012<br>July 1, 2012                 | June 30, 2013<br>June 30, 2014                  |

**PLANNING BOARD  
RGO:2-6.3a**

|             | <b>Members</b>              |              |               |
|-------------|-----------------------------|--------------|---------------|
| 1 year term | William Garofalo, Class III | July 1, 2012 | June 30, 2013 |
| 4 year term | J. Thomas Means, Class IV   | July 1, 2011 | June 30, 2015 |
|             | <b>Alternate</b>            |              |               |
| 2 year term | Stephen Levy – Alternate #1 | July 1, 2012 | June 30, 2014 |

**MULTIPLE  
DWELLING  
EMERGENCY  
BOARD  
RGO:7-3.1**

|             | <b>Member</b>                   |              |               |
|-------------|---------------------------------|--------------|---------------|
| 1 year term | William Garofalo, Councilmember | July 1, 2012 | June 30, 2013 |

**MONMOUTH  
COUNTY OFFICE  
ON AGING**

|              | <b>Member</b>   |                              |                                |
|--------------|---|------------------------------|--------------------------------|
| 1 year terms | Judith Young, Liaison Delegate<br>Judith Johnson, Alternate | July 1, 2012<br>July 1, 2012 | June 30, 2013<br>June 30, 2013 |

**MEETING MINUTES****JULY 11, 2012****MUNICIPAL  
ALLIANCE TO  
PREVENT ALCOHOL  
AND DRUG ABUSE**

|                     | <b>Member</b>                | <b>Starting</b> | <b>Ending</b> |
|---------------------|------------------------------|-----------------|---------------|
| <i>1 year terms</i> | Dr. Richard Ponton, Director | July 1, 2012    | June 30, 2013 |
|                     | Denise Parlamus              | July 1, 2012    | June 30, 2013 |
|                     | Judi Johnson                 | July 1, 2012    | June 30, 2013 |
|                     | Jay Boyd                     | July 1, 2012    | June 30, 2013 |

**MUNICIPAL  
ALLIANCE TO  
PREVENT ALCOHOL  
AND DRUG ABUSE**

|  | <b>Member</b>                  | <b>Starting</b> | <b>Ending</b> |
|--|--------------------------------|-----------------|---------------|
|  | Linda Hopkins                  | July 1, 2012    | June 30, 2013 |
|  | Marie Curtis                   | July 1, 2012    | June 30, 2013 |
|  | Peggy Morgan                   | July 1, 2012    | June 30, 2013 |
|  | Christine Hanlon               | July 1, 2012    | June 30, 2013 |
|  | Larry Kostula                  | July 1, 2012    | June 30, 2013 |
|  | Donald Curtis                  | July 1, 2012    | June 30, 2013 |
|  | Richard Long                   | July 1, 2012    | June 30, 2013 |
|  | Kathy Reiser                   | July 1, 2012    | June 30, 2013 |
|  | Linda Kotch                    | July 1, 2012    | June 30, 2013 |
|  | Julia Davidow                  | July 1, 2012    | June 30, 2013 |
|  | Cathy Brown                    | July 1, 2012    | June 30, 2013 |
|  | Rose Acerra                    | July 1, 2012    | June 30, 2013 |
|  | Danielle Pfeiffer              | July 1, 2012    | June 30, 2013 |
|  | William Garofalo               | July 1, 2012    | June 30, 2013 |
|  | Kevin McDermott, Captain       | July 1, 2012    | June 30, 2013 |
|  | Steven R. Peters, Police Chief | July 1, 2012    | June 30, 2013 |
|  | William Larkin, Mayor          | July 1, 2012    | June 30, 2013 |
|  | Theresa Gilvary                | July 1, 2012    | June 30, 2013 |
|  | John Lysko                     | July 1, 2012    | June 30, 2013 |
|  | Margaret Simpson               | July 1, 2012    | June 30, 2013 |
|  | Judith Young                   | July 1, 2012    | June 30, 2013 |
|  | Jay McManigal                  | July 1, 2012    | June 30, 2013 |
|  | Jesse Kauffmann                | July 1, 2012    | June 30, 2013 |
|  | TOGS Youth Representative      | July 1, 2012    | June 30, 2013 |
|  | Kelly Weldon                   | July 1, 2012    | June 30, 2013 |

**CLEAN  
COMMUNITIES  
ADVISORY  
COMMITTEE**

|                     | <b>Members</b>                  |              |               |
|---------------------|---------------------------------|--------------|---------------|
| <i>1 year terms</i> | Carole Allgor                   | July 1, 2012 | June 30, 2013 |
|                     | Eileen Glynn                    | July 1, 2012 | June 30, 2013 |
|                     | Evelyn Hampton                  | July 1, 2012 | June 30, 2013 |
|                     | Laurie McGrath, Coordinator     | July 1, 2012 | June 30, 2013 |
|                     | Donna Schepiga, Council Liaison | July 1, 2012 | June 30, 2013 |
|                     | Damian Sylvia                   | July 1, 2012 | June 30, 2013 |
|                     | Stephanie Wynne                 | July 1, 2012 | June 30, 2013 |

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

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

**b. Prosecutor and Alternate Prosecutor**

**BE IT RESOLVED** by the Governing Body 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:

| <b>PROSECUTOR</b> | <b>Member</b>                                      | <b>Starting</b> | <b>Ending</b> |
|-------------------|--|-----------------|---------------|
| 1 year term       | Mario Delano<br><i>Prosecutor</i>                  | July 1, 2012    | June 30, 2013 |
|                   | Christine G. Hanlon<br><i>Alternate Prosecutor</i> | July 1, 2012    | June 30, 2013 |
|                   | Steve Rubin<br><i>Alternate Prosecutor</i>         | July 1, 2012    | June 30, 2013 |

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

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

**12-096 Authorize the naming of the Official Newspapers for the Township of Ocean for the period July 1, 2012 through June 30, 2013**

**WHEREAS**, N.J.S.A. 10:4-18 authorizes a municipality to designate an official Newspaper for the Township of Ocean; and

**WHEREAS**, "Official Newspaper" means paid, published and circulated in the municipality. If there is no such newspaper, then at least one published in the county in which the municipality is located and said newspaper is circulated;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, in the County of Monmouth that the following newspapers be and are hereby designated as the "official newspapers" in the Township of Ocean in which any and all legal notices of the Township are authorized to be published:

*The Asbury Park Press*  
*The Coaster*

**12-097 Authorize fireworks for the Italian American Association of the Township of Ocean on August 10, 2012 (raindates August 11, 2012 and August 12, 2012)**

**WHEREAS**, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit for the public display of fireworks by .... fraternal or civic... or other organizations..." after application has been made; and

**WHEREAS**, the Township of Ocean Community Celebration Committee has made an application for a public display of fireworks on July 3, 2012 (raindate July 5, 2012) at Joe Palaia Park; and

**WHEREAS**, the Chief of Police and Fire Marshall of Fire District Number One will be required to approve said application;

**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 for the

aforementioned public display of fireworks by the Township of Ocean Community Celebration Committee on July 3, 2012 (raindate July 5, 2012) at Joe Palaia Park; and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute said permit upon receipt of the following by the Township:

1. Copy of the contract between the pyrotechnic operator and the Township of Ocean Community Celebration Committee
2. Certificate of Insurance with Comprehensive General Liability coverage, including Contractual, Automobile and Workers Compensation
  - a. Liability Limits of \$1,000,000 CSL and Statutory Workers' Compensation;
  - b. Municipality as additional named insured;
  - c. Specifically mentioned hold harmless contract.
3. An executed hold harmless agreement in favor of the municipality must be signed by the fireworks contractor.

**12-098 Authorize the submission of the following Grants:**

**a. Municipal Alliance**

**WHEREAS**, alcoholism and drug abuse are important public health and law enforcement problems in our community; and

**WHEREAS**, the Township of Ocean is desirous of working with the Governor's Council on Alcoholism and Drug Abuse and the Monmouth County Board of Chosen Freeholders in preventing and resolving these problems; and

**WHEREAS**, the governing body of the Township of Ocean has created a Municipal Alliance in accordance with statutory requirement of P.L. 1989, CH. 51, to provide continuing advice to it and the citizens of this community; and

**WHEREAS**, funding is available to municipalities through the Governor's Council on Alcoholism and Drug Abuse to use in efforts of drug abuse prevention and intervention.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the Township of Ocean Alliance to Prevent Alcoholism and Drug Abuse is authorized to prepare the **2013 Application for Funding the Municipal Alliance Program** in cooperation with the staff of the Department of Human Services.

**BE IT FURTHER RESOLVED**, that the Township Manager or his designee is authorized to provide any additional information or take any additional steps which may be lawful and necessary to execute the application for funding.

**BE IT FURTHER RESOLVED**, that the Mayor affix his signature to the 2013 application for funding to be forwarded with a certified true copy of this resolution to the Alliance Committee of the Monmouth County Board of Alcoholism and Drug Abuse Services.

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

1. Monmouth County Division of Mental Health and Addiction Services
2. Township of Ocean Alliance to Prevent Drug and Alcohol Abuse
3. Dr. Richard Ponton, Director of Human Services

**b. Alcohol and Drug Abuse Counseling Services (Monmouth County)**

**WHEREAS**, the Township of Ocean is recognized as a model of community response to the problems of alcoholism and drug abuse because of the community's commitment to the provision of community-based services and

**WHEREAS**, the people of the Township of Ocean wish to continue to provide barrier free access to drug and alcohol counseling for residents of Ocean and surrounding communities and

**WHEREAS**, the Alliance for the Prevention of Alcohol and Drug Abuse has recommended the continuation of the prevention, intervention and counseling services provided through the community based programs of the Human Services Department and

**WHEREAS**, the Monmouth County Board of Chosen Freeholders has invited the Township of Ocean to submit an application for renewal of a grant supporting such services for 2013;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, County of Monmouth that the Director of Human Services is authorized to prepare and submit the 2013 application for funding to the Monmouth County Board of Alcohol and Drug Abuse Services through funding from the County of Monmouth; and

**BE IT FURTHER RESOLVED** that the Township Council has authorized the Township Manager or his designee to provide all necessary and pertinent information to the Monmouth County Board of Drug and Alcohol Services and to sign and execute all related agreements on behalf of the Council.

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

1. Monmouth County Division of Mental Health and Addiction Services
2. Township of Ocean Alliance to Prevent Drug and Alcohol Abuse
3. Dr. Richard Ponton, Director of Human Services

**c. Adolescent Intensive Outpatient Services – Level II**

**WHEREAS**, the Township of Ocean is recognized as a model of community response to the problems of alcoholism and drug abuse and

**WHEREAS**, the people of the Township of Ocean wish to continue their strong support of chemical health efforts through the Human Services Department and

**WHEREAS**, there is need in the County of Monmouth for effective, accessible and affordable services for adolescents and

**WHEREAS**, the Department of Human Services of the Township of Ocean has demonstrated effectiveness in providing intensive outpatient treatment for adolescent residents of Monmouth County and

**WHEREAS**, funds are available through the Monmouth County Department of Human Services for the provision of intensive outpatient services for adolescents;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the Director of Human Services is authorized to prepare and submit an application for funding to the Monmouth County Board of Alcohol and Drug Abuse Services for **adolescent intensive outpatient services**.

**BE IT FURTHER RESOLVED**, that the Township Council authorize the Township Manager or his designee to provide all necessary and pertinent information to the Board of Drug and Alcohol Services and to sign and execute all related agreements on behalf of the Council.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be appended to the Application for Funding and forwarded with that document to the following:

1. Monmouth County Board of Mental Health and Addiction Services
2. Township of Ocean Alliance to Prevent Drug and Alcohol Abuse
3. Director of Human Services

**d. Outpatient Services – Level I**

**WHEREAS**, the Township of Ocean is recognized as a model of community response to the problems of alcoholism and drug abuse; and

**WHEREAS**, the people of the Township of Ocean wish to continue their strong support of chemical health efforts through the support of the treatment and prevention programs offered by Department of Human Services; and

**WHEREAS**, there is a need in the County of Monmouth for effective, accessible, and affordable outpatient services for adults and adolescents; and

**WHEREAS**, the Department of Human Services of the Township of Ocean has demonstrated effectiveness in providing Level I outpatient treatment for residents of Monmouth County; and

**WHEREAS**, funds are available through the Monmouth County Department of Human Services for the provision of Level I outpatient services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, County of Monmouth that the Director of Human Service is authorized to prepare and submit the 2013 application for funding to the Monmouth County Board of Alcohol and Drug Abuse Services for **Level I outpatient services**.

**BE IT FURTHER RESOLVED** that the Township Council authorize the Township Manager or his designee to provide all necessary and pertinent information to the Board of Drug and Alcohol Services and to sign and execute all related agreements on behalf of the Council

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

1. Monmouth County Board of Alcohol and Drug Abuse Services
2. Township of Ocean Alliance to Prevent Drug and Alcohol Abuse
3. Director of Human Services

**12-099 Authorize the receipt of bids for an abandoned vehicle**

**WHEREAS**, the procedure for disposition of abandoned vehicles in the possession of a municipality is set forth in N.J.S.A. 39:10A-1 et seq.; and

**WHEREAS**, N.J.S.A. 39:10A-1 provides that when such vehicles remain unclaimed by the owner for a period of 30 days, they may be sold at public auction in a public place. The public agency must give notice of the sale by certified mail, to the owner, if his name and address are known and to the holder of any security interest filed with the director of the Division of Motor Vehicles and by publication at least five (5) days before the date of the sale,

in a newspaper published in the state and circulating in the municipality in which the motor vehicle is held; and

**WHEREAS**, the traffic safety officer of the Township of Ocean has requested that the vehicles listed below be auctioned, that proper notice of the sale shall be advertised as required.

| YEAR | MAKE    | MODEL       | VIN#              | Minimum Bid |
|------|---------|-------------|-------------------|-------------|
| 2000 | LINCOLN | CONTINENTAL | 1LNHM97V5YY852172 | \$2,452.00  |

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Township Manager or his designee is hereby authorized to receive bids for abandoned vehicles to be auctioned" on **July 31, 2012**, at 3:00 PM, at the Township of Ocean Town Hall, 399 Monmouth Road, Oakhurst, N.J. 07755.

**BE IT FURTHER RESOLVED** that the prospective bidders may examine the vehicle to be auctioned at Central Towing, 31 Central Ave., Red Bank, N.J. 07701, between the hours of 10:00 AM and 2:00 PM, on **July 24, 2012**.

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

1. Police Department (Traffic Bureau)
2. Towing Company
3. Township Manager

**12-100 Authorize the execution of a Hold Harmless Agreement and Right of Entry Agreement with the Monmouth County Mosquito Extermination Commission.**

**WHEREAS**, the Township of Ocean is desirous of removing fallen trees, branches and various other debris/sediment currently obstructing flow in a ditch behind homes on Wenning Court beginning at Deal Road and ending approximately 250 feet north of Harvard Court; and

**WHEREAS**, the Township of Ocean and the Monmouth County Mosquito Extermination Commission have determined that the Mosquito Commission can undertake said project under their existing countywide permits at no cost to the Township; and

**WHEREAS**, the Monmouth County Mosquito Exterminating Commission is requiring the Township of Ocean to execute a Hold Harmless Agreement and Right of Entry Agreement with the County of Monmouth prior to commencing work on this project;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Mayor and Municipal Clerk are hereby authorized to execute a Hold Harmless Agreement and Right of Entry Agreement, as well as any and all other documents, related to this project; and

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

1. Township Engineer
2. Director of Public Works
3. Monmouth County Mosquito Extermination Commission

## Vote on All Consent Items:

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

**INDIVIDUAL ACTION:**

VOUCHERS: \$ 6,228,894.60

**Township of Ocean  
Department of Finance  
Voucher List for July 11, 2012**

| Vendor Name  | Description                    | Amount           | Contract |
|--|--------------------------------|------------------|----------|
| <b><u>Appropriation Reserves Payments</u></b>          |                                |                  |          |
| CCC HEAVY DUTY TRUCK PARTS CO                          | Heater Core for Truck #5       | 489.30           |          |
| NEXTEL-SPRINT PO MANAGEMENT                            | AIR CARD 10/27-12/26/2011      | 99.98            |          |
| SUPLEE, CLOONEY & COMPANY<br>C1100009                  | 2011 ANNUAL AUDIT              | 30,225.00        |          |
| <b><u>Total</u></b>                                    |                                | <b>30,814.28</b> |          |
| <b><u>Total Appropriation Reserves Payments</u></b>    |                                |                  |          |
| <b><u>2012 Current Fund Appropriation Payments</u></b> |                                |                  |          |
| 33 EAST CAR WASH OF OCEAN                              | CAR WASH                       | 368.34           |          |
| AFLAC - NEW YORK - FLEX ONE                            | JUNE 2012 FLEX ONE ADMIN FEE   | 50.00            |          |
| ALL AMERICAN TURF INC                                  | June misc lawn mower parts     | 496.20           |          |
| ALLIED OIL LLC   | June unleaded/diesel fuel      | 42,447.63        |          |
| AMBASSADOR MEDICAL SERVICE INC                         | Random drug/alcohol test       | 394.00           |          |
| AMERICAN HOSE & HYDRAULICS CO                          | Cylinder Repair/Packing Truck  | 862.00           |          |
| AMERICAN WEAR INC                                      | May Uniform rentals            | 885.85           |          |
| ANCHOR RUBBER STAMP                                    | Embosser                       | 34.50            |          |
| ANJEC  | ANNUAL MEMBERSHIP DUES         | 400.00           |          |
| ARMSTRONG TREE SERVICE LLC                             | Trimming of hazardous limbs    | 1,600.00         |          |
| ATLANTIC DETROIT DIESEL-                               | Replace Transmission/Truck #3  | 12,101.79        |          |
| BENDINER & SCHLESINGER INC                             | COMM SERVICE DRUG TEST MAY     | 4,381.00         |          |
| BERGEY'S INC   | June misc parts for Twp.       | 1,030.04         |          |
| BROWN, SANFORD ESQ                                     | PB General                     | 168.00           |          |
| BULLET LOCK & SAFE CO INC                              | June misc keys etc.,           | 50.00            |          |
| BUTTIGLIERI, VINCENT CMC                               | July 2012 Petty Cash           | 162.62           |          |
| CABLEVISION  | PD- INTERNET SERV- MAY 2012    | 189.93           |          |
| CAMPBELL SUPPLY CO INC                                 | Entry door for pool filter rm. | 868.00           |          |
| CAPOZZI OVERHEAD DOOR, INC.                            | 2 Springs on bay 3 door.       | 1,605.00         |          |
| CEDAR VILLAGE OCEAN                                    | 2012 GARBAGE REIMBURSEMENT     | 9,324.00         |          |
| CHIRIBOGA, ANA   | REFUND FACILITY RENTAL FEE     | 60.00            |          |
| CLARKE CATON HINTZ<br>C1200013                         | LITIGATION PLANNING MAY 2012   | 513.55           |          |
| CLEARVIEW SPRING WATER                                 | June bottled water for Twp     | 147.00           |          |
| COMCAST SPOTLIGHT INC                                  | CTGC ADVERTISING MAY 2012      | 2,937.00         |          |
| CONNELL CONSULTING LLC                                 | PD- OPRA TRAINING              | 95.00            |          |
| CONTINENTAL LAND DEVELOPERS                            | 2012 GARBAGE REIMBURSEMENT     | 26,728.80        |          |
| COOPER ELECTRIC SUPPLY CO                              | April misc electric supplies   | 2,389.05         |          |
| COPS   | PD- STRESS MANAGEMENT          | 158.00           |          |

## MEETING MINUTES

JULY 11, 2012

|  |                                |            |
|--|--------------------------------|------------|
| COUNTRY CLEAN INC                          | PAPER PRODUCTS CTGC            | 155.93     |
| CRAFT OIL CORP                             | Anti-Freeze for Diesel         | 6,443.60   |
| CREATIVE PRODUCT SOURCING INC              | PD- DARE GRADUATION MATERIALS  | 554.15     |
| DELTA DENTAL OF NJ INC                     | Delta Dental Premiums - July   | 10,293.49  |
| DIANA MARSDEN                              | REFUND RECREATION FEES         | 170.00     |
| DOWD, JACQUELINE A                         | Seminar Reimbursement          | 16.30      |
| EATONTOWN MEDICAL ASSOC PA                 | PD- HEPATITIS B FOLLOWUP SHOT  | 55.00      |
| EMERGENCY COM NETWORK INC                  | PD- CODERED ADD'L 3000-MINUTES | 990.00     |
| ENGEL, JOELLE                              | REFUND RECREATION FEES         | 65.00      |
| FARRUGGIA, SALVATORE                       | PLUMB INSP ASSOC -YRLY DUES    | 75.00      |
| FEDEX                                      | Shipping for Compost Soil      | 123.94     |
| FINGERMAN, BRETT                           | REFUND RECREATION FEES         | 110.00     |
| FLAGSHIP DENTAL PLANS                      | Flagship Dental Premium - JULY | 414.93     |
| FORT DEARBORN LIFE INS CO                  | July Dearborn National Premium | 560.42     |
| GALLAGHER, STEPHEN O                       | REIM OCEAN TWP WEBMAIL CERT.   | 159.99     |
| GANNETT NJ NEWSPAPERS                      | JUNE 2012 ADVERTISING          | 156.00     |
| GEESE CHASERS LLC<br>C1200006              | JUNE 2012 GEESE CONTROL CTGC   | 862.33     |
| GIANNONE, SUSAN                            | INSTRUCTOR LIFEGUARD TRAINING  | 500.00     |
| GILES & RANSOME INC                        | June misc loader parts         | 431.64     |
| GROUNDWATER & ENV SERVICES INC<br>C1200010 | SITE REMEDIATION - CINDY LN    | 649.31     |
| GURSKIY, YULIYA                            | REFUND RECREATION FEES         | 170.00     |
| HESS CORPORATION                           | Electric sustainable energy    | 7,461.77   |
| ICE KING                                   | JUNE ICE SUPPLY CTGC           | 270.00     |
| IDEAL LUMBER & SUPPLY CO                   | June misc lumber & support     | 97.33      |
| INSTITUTE FOR PROFESSIONAL                 | Registration one day seminar   | 99.00      |
| JAMES HIGGINS ASSOCIATES                   | BOA Meeting Attendance         | 400.00     |
| JEFFREY R SURENIAN & ASSOC LLC<br>C1200002 | MAY 2012 AFFORDABLE HOUSING    | 922.07     |
| JERSEY CENTRAL POWER & LIGHT               | May elctric general usage      | 22,210.77  |
| JET-VAC INC                                | Boom Assembly for Sewer Jet    | 1,606.87   |
| JOHNNY ON THE SPOT INC                     | UNITS AT PALAIA & CTGC-JUNE    | 159.70     |
| JOHNSON & TOWERS INC                       | Turbo Assembly for Truck #9    | 1,100.58   |
| JOSEPH FAZZIO WALL LLC                     | Flatbar for Tink Claw Buckets  | 49.49      |
| JUNGLE LASER LLC                           | ROLLBASE APPLICATION - MAY '12 | 9,985.00   |
| LAMB, KAITLIN                              | SUPERVISOR VARSITY GYM - JUNE  | 52.00      |
| LANGUAGE LINE SERVICES                     | May Telephone Interpreting     | 119.00     |
| LEE BATTERY SERVICE INC                    | June misc batteries            | 462.79     |
| LEON S AVAKIAN INC                         | COPIES OF PLANS - NOBILITY CR  | 4,471.75   |
| LINE SYSTEMS, INC.                         | MAY/JUNE 2012 PHONE SVC CHARGE | 2,960.06   |
| LOWES INC                                  | June misc building supplies    | 354.93     |
| MAC FARLAND, LARRY                         | MAINTENACE SERVICE CALL        | 90.00      |
| MAZZA & SONS INC                           | June dump fees for Bulk        | 7,925.58   |
| MC DERMOTT, KEVIN DET                      | Expenses from NJ EPA Seminar   | 86.09      |
| MC MAHON, WILLIAM                          | Cell phone reimbursement       | 25.00      |
| MGL PRINTING SOLUTIONS                     | 2012 Tax Bills and Envelopes   | 1,407.00   |
| MICKEY BENIOT INC                          | X spoils from Lake (Wanamassa) | 1,800.00   |
| MIDDLEBROOK AT MONMOUTH                    | 2012 GARBAGE REIMBURSEMENT     | 40,670.40  |
| MIRACLE CHEMICAL CO                        | DRY CHEMICALS                  | 6,205.00   |
| MONMOUTH COUNTY TREASURER                  | 2nd Quarter SCAT               | 4,238.11   |
| NEW JERSEY GRAVEL & SAND CO                | TETHER BALL SAND-pool          | 162.00     |
| NEXTEL-SPRINT PO MANAGEMENT                | AIR CARDS 4/27/12 - 5/25/12    | 49.99      |
| NJ DIV OF ALCOHOLIC BEVERAGE               | 2012/2013 License Renewal Apps | 60.00      |
| NJ EMERGENCY PREPAREDNESS ASSN             | Mandatory Training NJ EPA      | 75.00      |
| NJ NATURAL GAS CO                          | May gas usage for Twp          | 1,483.82   |
| NJ ST LEAGUE OF MUNICIPALITIES             | CLOUD COMPUTING I GOVT         | 110.00     |
| NJ STATE HEALTH BENEFITS FUND              | June-Health Insurance Premiums | 174,334.57 |
| NJAWC                                      | May water usage                | 5,499.73   |
| NOBILITY CREST CONDO ASSOC.                | 2012 GARBAGE REIMBURSEMENT     | 5,194.80   |
| NOVOBILSKY, DIANE                          | ANNUAL FLOWERS GOLF COURSE     | 65.97      |
| R&H AUTO SPRING & TRUCK                    | June misc repairs for Twp      | 89.99      |
| RELIANCE GRAPHICS INC                      | Printing-Primary Ballots 2012  | 6,944.30   |
| RESNICK DISTRIBUTORS                       | CTGC SNACKS RETAIL             | 648.00     |
| RUDERMAN & GLICKMAN PC<br>C1200001         | JUNE 2012 LABOR RELATIONS ATTY | 4,282.00   |
| RUTGERS GARDENS - SCHOOL OF                | RUTGERS GARDENS TALK 5/15/12   | 250.00     |

## MEETING MINUTES

JULY 11, 2012

|   |                                |                     |
|---|--------------------------------|---------------------|
| RUTGERS STATE UNIVERSITY                                      | Tax Collection Classes         | 1,687.00            |
| SANITATION EQUIPMENT CORP                                     | June misc truck parts          | 73.77               |
| SHELZ, MARILYN  | Refund for mail box damaged    | 50.00               |
| SCHNEIDER, DANIELLE   | REFUND RECREATION FEES         | 50.00               |
| SEA BREEZE FORD INC   | June misc parts for Twp        | 1,079.57            |
| SEABOARD FIRE & SAFETY  | June recharge extinguishers    | 28.00               |
| SEABOARD WELDING SUPPLY INC                                   | CO2 TANKS - JUNE               | 240.00              |
| SEACOAST CHEVROLET OLDSMOBILE                                 | June misc parts for Twp        | 613.50              |
| SEMCOR EQUIPMENT & MFG CORP                                   | Rental/Aluminum Break/dug-outs | 120.00              |
| SPRINT PO MANAGEMENT  | SERVICE MAY 27 û JUNE 26       | 49.99               |
| STAPLES PRINT SOLUTIONS                                       | ATS/ACS Mailers                | 538.51              |
| STAVOLA ASPHALT CO INC  | June 2nd half patch program    | 656.28              |
| STEINBERG, MARK A ESQ   | BOA Special Meeting 5/30/12    | 490.00              |
| STORR TRACTOR CO  | June misc parts for Toro       | 517.89              |
| SUNSET FARM MARKET  | June misc supplies for Twp     | 100.79              |
| SUPERVISED VISITATION NETWORK                                 | ANNUAL MEMBERSHIP              | 150.00              |
| T.E.A.M. LIFE INC   | PD- DEFIB SUPPLIES             | 974.00              |
| TAYLOR FENCE CO INC   | 6'x8' Stockade fence/Rec Ctr.  | 38.00               |
| THE NEW COASTER LLC   | JUNE 2012 ADVERTISING          | 33.48               |
| TOWNE HARDWARE  | June misc maint supplies       | 284.65              |
| TREASURER COUNTY OF MONMOUTH                                  | June dumping fees              | 59,315.89           |
| TREASURER STATE OF NJ   | UCC PUBLICATION-CONST UPDATES  | 50.00               |
| TRICO EQUIPMENT SERVICES LLC                                  | June misc parts for Twp        | 872.65              |
| TRIDENT ABSTRACT CO   | EASEMENT SEARCH 715 CAROL AVE. | 205.00              |
| TRONOLONE, JOHN   | SUPERVISE ADULT VOLLEYBALL-JUN | 72.00               |
| TWIN BROOK APARTMENTS   | 2012 GARBAGE REIMBURSEMENT     | 39,072.00           |
| TWP OF OCEAN SEWERAGE AUTH                                    | 3rd qtr 2012 sewer payment     | 2,581.85            |
| US 1 AUTO PARTS   | June misc parts for Twp        | 133.86              |
| VALENTINO, JOSEPH   | Cell Phone Reimburs. Feb - Apr | 75.00               |
| VALLEYCREST GOLF COURSE MAINT<br>C1200012                     | JULY 2012 CTGC MAINTENANCE     | 23,197.33           |
| VANTAGEPOINT TRANSFER AGENTS                                  | July - RHS Reimbursement       | 9,932.02            |
| VELEZ, SYLVIA   | REFUND FACILITY RENTAL FEE     | 125.00              |
| VERIZON   | TELEPHONE SERVICE 6/12         | 272.63              |
| VERIZON WIRELESS  | June Verizon Air Card for DPW  | 1,005.78            |
| VIC GERARD GOLF CARS<br>C1200007                              | GOLF CARS & UTILITY VEHICLES   | 2,760.00            |
| VILANOVA, CLAIRE  | MEDICAL REIMBURSEMENT - AFLAC  | 193.27              |
| VIRTUAL F/X   | PD- OEM VEHICLE GRAPHICS       | 945.00              |
| W B MASON CO INC  | OFF. SUPPLIES AS PER ATTACHED  | 228.00              |
| WANAMASSA GARDEN ASSOCIATES                                   | 2012 GARBAGE REIMBURSEMENT     | 2,930.40            |
| WEST PARK MANOR APARTMENTS                                    | 2012 GARBAGE REIMBURSEMENT     | 15,273.60           |
| WILLIAMS, JEAN  | REFUND RECREATION FEES         | 230.00              |
| WOODS END LABORATORIES INC                                    | DEP Mandated Leaf Compost      | 650.00              |
| WPCS INT'L INC - LAKEWOOD                                     | PD-3RD QRT CONSOLE MAINTENANCE | 5,100.00            |
| <b><u>Total</u></b>   |                                | <b>620,881.50</b>   |
| <b><u>Non Budget Account Payments</u></b>                     |                                |                     |
| ALL AHEAD TITLE AGENCY, LLC                                   | Refund Overpymt-B34/L29/C7.03  | 1,300.44            |
| BOARD OF FIRE COMMISSIONERS                                   | 2ND QTR 2012 FIRE DIST 1 TAXES | 686,731.50          |
| BRACH EICHLER, LLC & MORGAN                                   | STATE TAX APPEAL BL 22 LOT 87  | 4,923.81            |
| CITIMORTGAGE, INC.  | Refund Overpymt - B40.01, L2   | 1,954.13            |
| DENTAL RENTAL OAKHURST, LLC                                   | STATE TAX APPEAL BL22 LOT18.01 | 2,796.24            |
| DIGIROLAMO, DOUGLAS   | Refund Overpymt - B25.37, L1   | 2,713.30            |
| ESTATE OF ELIZABETH FRANCO                                    | REFUND ALARM REGISTRATION FEES | 25.00               |
| KOBB, SHERRIL   | Refund Overpymt - B33.01 L15   | 1,733.04            |
| TREASURER OF SCHOOL MONIES                                    | JULY 2012 SCHOOL TAXES PAYABLE | 4,554,646.40        |
| <b><u>Total Non Budget Account Payments</u></b>               |                                | <b>5,256,823.86</b> |
| <b><u>Total 2012 Current Fund Appropriations Payments</u></b> |                                | <b>5,877,705.36</b> |
| <b><u>General Capital Payments</u></b>                        |                                |                     |
| BEACHUM RECREATION  | STEEL DRINKING FOUNTAIN        | 1,545.00            |
| KEY-TECH INC  | IMPROVEMENTS TO SUNSET AVENUE  | 1,555.00            |
| PREFERRED MECHANICAL, INC.<br>C1200008                        | PAYMENT #4 - HVAC REPLACEMENT  | 154,938.00          |
| STORR TRACTOR CO  | New 7210 Toro groundmaster     | 18,282.40           |

## MEETING MINUTES

JULY 11, 2012

|                                |  |                          |
|--------------------------------|--|--------------------------|
| <b><u>Total</u></b>            |  | <b>176,320.40</b>        |
|                                | <b><u>Total General Capital Payments</u></b>       | <b><u>176,320.40</u></b> |
|                                | <b><u>Grants Payments</u></b>                      |                          |
| CREATIVE PRODUCT SOURCING INC  | PD- DARE GRADUATION MATERIALS                      | 600.00                   |
| DELTA DENTAL OF NJ INC         | Delta Dental Premiums - July                       | 171.57                   |
| DRAEGER SAFETY DIAGNOSTIC INC  | PD/DDEF- ALCOTEST RECERT                           | 155.00                   |
| LANIGAN ASSOCIATES INC         | PD- BODY ARMOR REPLACEMENTS                        | 2,558.60                 |
| LEON S AVAKIAN INC<br>C1100021 | OT 11-28 ANJEC SIDEWALKS                           | 5,407.50                 |
| NJ STATE HEALTH BENEFITS FUND  | June-Health Insurance Premiums                     | 3,549.00                 |
| TREASURER COUNTY OF MONMOUTH   | June dumping fees                                  | 3,117.15                 |
| <b><u>Total</u></b>            |  | <b>15,558.82</b>         |
|                                | <b><u>Total Grants Payments</u></b>                | <b><u>15,558.82</u></b>  |
|                                | <b><u>Law Enforcement Trust Payments</u></b>       |                          |
| BOISE'S BUSINESS INTERIORS     | PD/LETF- BOOKING ROOM PROJECT                      | 4,445.65                 |
| CABLEVISION                    | PD/LETF-INTERNET SERV-JUN 2012                     | 59.90                    |
| <b><u>Total</u></b>            |  | <b>4,505.55</b>          |
|                                | <b><u>Total Law Enforcement Trust Payments</u></b> | <b><u>4,505.55</u></b>   |
|                                | <b><u>TORTA Payments</u></b>                       |                          |
| ANDRE BLANQUER                 | ADULT TENNIS LESSONS TORTA                         | 652.00                   |
| LAMB, KAITLIN                  | SUPERVISE JV GYM JUNE 15, 2012                     | 20.00                    |
| SCHNEIDER, DANIELLE            | TORTA REFUND BUSSING                               | 25.00                    |
| TRONOLONE, JOHN                | SUPERVISE JV GYM - JUNE                            | 26.00                    |
| TWP OF OCEAN PAYROLL ACCOUNT   | TORTA Programs                                     | 4,488.95                 |
| <b><u>Total</u></b>            |  | <b>5,211.95</b>          |
|                                | <b><u>Total TORTA Payments</u></b>                 | <b><u>5,211.95</u></b>   |
|                                | <b><u>Trust Other Payments</u></b>                 |                          |
| BROWN, SANFORD ESQ             | PB Reviews   | 1,092.00                 |
| CRESTAR CAPITAL LLC            | PRIMIUM 26 72 11-00011                             | 19,507.69                |
| DRAKE ESTATES                  | MAINTENANCE GUARANTEE RELEASE                      | 1,130.00                 |
| ERIC SASSON                    | MAINTENANCE GUARANTEE RELEASE                      | 3,547.13                 |
| G & G REALTORS                 | Return Escrow Gerechoff-Scheer                     | 2,088.75                 |
| HANNA, JOHN                    | Township Share Scibal Ck#49215                     | 1,620.00                 |
| JAMES HIGGINS ASSOCIATES       | PB & BOA Reviews                                   | 1,968.75                 |
| LEVENTER, DAVID & AYELE        | PERFORMANCE GUARANTEE                              | 4,677.22                 |
| MASER CONSULTING, P.A.         | ENGINEER SVCS THROUGH 6/8/12                       | 1,661.25                 |
| RAJEEV & SHALINI GUPTA         | MAINTENANCE GUARANTEE RELEASE                      | 720.50                   |
| REDMOND, KEVIN II              | Township Share Scibal Ck#49214                     | 1,620.00                 |
| RONALD E. GRAIFF, P.E.         | BOA Prof. Services T-Mobile                        | 2,070.50                 |
| SHORE COLLISION & PAINT EXPERT | RPR. '10 CHEV. TAHOE 10/18/11                      | 769.17                   |
| STEINBERG, MARK A ESQ          | BOA Reviews  | 1,337.00                 |
| SYCAMORE LANDSCAPE & TURF      | Brian Finch Memorial                               | 422.65                   |
| TWP OF OCEAN CURRENT FUND      | Special Duty-Admin & Car Fees                      | 7,050.00                 |
| TWP OF OCEAN PAYROLL ACCOUNT   | Special Duty Payroll Details                       | 25,846.77                |
| US BANK-CUST/SASS MUNI V DIR   | REDEMPTION BLOCK 33.05 LOT 8                       | 41,233.46                |
| VIRTUAL F/X                    | LETTERING/STRIPING '11 FORD CV                     | 275.00                   |
| <b><u>Total</u></b>            |  | <b>118,637.84</b>        |
|                                | <b><u>Total Trust Other Payments</u></b>           | <b><u>118,637.84</u></b> |
|                                | <b><u>Animal Control Trust Payments</u></b>        |                          |
| NJ STATE DEPT OF HEALTH        | APR'12 DOG LICENSE REPORT                          | 140.40                   |
| <b><u>Total</u></b>            |  | <b>140.40</b>            |
|                                | <b><u>Total Animal Control Trust Payments</u></b>  | <b><u>140.40</u></b>     |

**Total Bill List for July 11, 2012**

|                             |                            |
|-----------------------------|----------------------------|
| Appropriation Reserve Total | <u>30,814.28</u>           |
| Current Fund Total          | <u>5,877,705.36</u>        |
| General Capital Fund Total  | <u>176,320.40</u>          |
| State & Federal Grant Total | <u>15,558.82</u>           |
| Law Enforcement Trust Total | <u>4,505.55</u>            |
| TORTA Total                 | <u>5,211.95</u>            |
| Trust Other Total           | <u>118,637.84</u>          |
| Animal Control Total        | <u>140.40</u>              |
| Bid Deposit Refund          |                            |
| State Unemployment Trust    |                            |
| Trust Assessment Fund       |                            |
| <b>Total of All Funds</b>   | <b><u>6,228,894.60</u></b> |

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

**RESOLUTIONS:**

**12-101 Authorize the Consideration of Bids for the following:**

**a. Abandoned Vehicles**

**WHEREAS**, the Township of Ocean Governing Body authorized the receipt of bids for the sale of the following Abandoned Vehicle on April 18, 2012;

| YEAR | MAKE  | MODEL             | VIN #            | MINIMUM<br>BID |
|------|-------|-------------------|------------------|----------------|
| 2000 | Mazda | Miata Convertible | JM1NB3531Y014613 | \$2,002.00     |

**WHEREAS**, the Township Clerk did duly advertise the sale of the aforementioned abandoned vehicle(s) on April 26, 2012 in the Coaster, to receive bids for the Township's sale of the aforementioned vehicles on May 15, 2012; and

**WHEREAS**, it is the recommendation of the Township Manager and Police Department, since there were no responses to said bid, that the title be turned over to Central Towing in lieu of towing and storage charges; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth that authorization is hereby given to award the title of the aforementioned vehicle(s) to Central Towing Company; and

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

1. Ocean Township Traffic Bureau
2. Central Towing Company

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

### b. Police Department Uniforms

**WHEREAS**, the Township Clerk was authorized on May 2, 2012 to receive bids for Police Department Uniforms (3 years) by the Township Council of the Township of Ocean; and

**WHEREAS**, the Township Clerk did duly advertise to receive bids for said uniforms on May 31, 2012; and

**WHEREAS**, in connection therewith, two (2) bids was received by the Township of Ocean on June 14, 2012 from the following: Red the Uniform Tailor, Lakewood, NJ and Atlantic Tactical, New Cumberland, PA; and

**WHEREAS**, the Chief of Police, as well as the Township Manager, have recommended to the Township Council that a contract be awarded to Red the Uniform Tailor, Lakewood, NJ as per their bid proposal for Police Department Uniforms for the three (3) year period July 1, 2012 through June 30, 2015 at the following amounts per item:

#### A. Police Officer Uniforms:

|       |                                       |         |
|-------|---------------------------------------|---------|
| A.1.  | Police Shirt – long sleeve            | \$69.50 |
| A.2.  | Police Shirt – short sleeve           | 69.50   |
| A.3.  | Police Trousers                       | 96.50   |
| A.4.  | Police Class B Trousers               | 52.50   |
| A.5.  | Police Class B Shirt – long sleeve    | 28.50   |
| A.6a. | Police Class B Shirt – short sleeve   | 21.50   |
| A.6b. | Police Class B Shirt – short sleeve   | 45.45   |
| A.7.  | Police Tie                            | 5.50    |
| A.8.  | Police Hat Class A                    | 52.50   |
|       | Police Hat Chief                      | 98.00   |
|       | Police Hat Captain                    | 98.50   |
| A.9.  | Police Leather Jacket                 | 499.00  |
| A.10. | Police Spring Jacket                  | 139.00  |
| A.11. | Police Class B Jacket                 | 74.00   |
| A.12. | Police Raincoat and Hat               | 139.00  |
| A.13. | Police Rain Boots                     | 79.95   |
| A.14. | Police Shoes                          | 116.00  |
| A.15. | Police Sweater                        | 69.50   |
| A.16. | Police Turtleneck                     | 29.50   |
| A.17. | Police Hat Class B Cap                | 16.50   |
| A.18. | SLEO II Winter Coat                   | 209.00  |
| A.19. | Rank / Service Designations           |         |
|       | Collar Brass – Chiefs Leather Jacket  | 24.50   |
|       | Captains Shirt                        | 5.50    |
|       | Captains Spring & Class B Jackets     | 5.50    |
|       | Captains Leather Jacket               | 24.50   |
|       | Lieutenants' Shirt                    | 5.50    |
|       | Lieutenants' Spring & Class B Jackets | 5.50    |

|                                       |                 |
|---------------------------------------|-----------------|
| Lieutenants' Leather Jacket           | 24.50           |
| Sergeants Leather Jacket              | 24.50           |
| Sergeants Class B Polo                | 5.50            |
| Hash Marks                            | 1.00            |
| Sergeants Chevrons                    | 4.50            |
| <b>A.20. Badges</b>                   |                 |
| a. Breast Badge                       | 106.50          |
| b. Hat Badge                          | 92.00           |
| <b>A.21. Leather Gear</b>             |                 |
| a. Belt                               | 66.00           |
| b. Cuff Case                          | 28.00           |
| c. Ammo Pouch                         | 38.00           |
| d. OC Spray Holder                    | 32.50           |
| e. Shoulder Strap                     | 48.00           |
| f. PR-24 Holder                       | 14.00           |
| <b>A.22. Nylon Web Gear</b>           |                 |
| a. Under Belt                         | 21.00           |
| b. Duty Belt                          | 49.50           |
| c. Handcuff Case                      | 24.50           |
| d. Ammo Pouch                         | 29.50           |
| e. OC Spray Holder                    | 24.50           |
| f. PR-24 Holder                       | 12.50           |
| g. Keepers                            | 14.00           |
| h. Duty Holster                       | 82.50           |
| A.23. Name Plates                     | 11.50           |
| A.24. Name Strips                     | 7.00            |
| <b>A.25. Motorcycle Unit Uniform</b>  |                 |
| a. Breeches                           | 179.00          |
| b. Boots                              | 249.00          |
| A26. Traffic Safety Vest              | 29.95           |
| A27. Cold Weather Knit Hat (optional) | 9.95            |
| <b>Section A. Police Total</b>        | <b>2,922.30</b> |

### **Crossing Guard Uniforms**

|  |               |
|--|---------------|
| B.1. Men's Long Sleeve Shirt           | \$24.50       |
| B.2. Men's Short Sleeve Shirt          | 22.50         |
| B.3. Men's Pants                       | 38.50         |
| B.4. Women's Long Sleeve Shirt         | 39.50         |
| B.5. Women's Short Sleeve Shirt        | 37.50         |
| B.6. Women's Pants                     | 40.50         |
| B.7. Winter Jacket                     | 78.00         |
| B.8. Spring Jacket                     | 139.00        |
| B.9. Tie                               | 5.50          |
| B.10. Crossing Guard Baseball Cap      | 7.00          |
| B.11. Traffic Safety Vest              | 29.95         |
| B.12. Traffic Gloves                   | 24.50         |
| <b>Section B. Crossing Guard Total</b> | <b>486.95</b> |

### **Dispatcher Uniforms**

|                         |         |
|-------------------------|---------|
| C.1. Short Sleeve Shirt | \$26.50 |
| C.2. Pants              | 52.50   |

**Section C. Dispatcher Total 79.00**

**WHEREAS**, the Director of Finance has certified to the Township Manager that there are available sufficient funds for the purpose of award of this contract in the 2012 Municipal Budget under the following line item appropriation of said budget to which this contract will be properly charged: POLICE – CLOTHING AND UNIFORMS 2-01-25-745-256 and POLICE DISPATCH – CLOTHING AND UNIFORMS 2-01-25-746-256 and will be made available in the 2013-2015 Budgets under same;

**WHEREAS**, the Township Council has considered the foregoing.

**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 with Red the Uniform Tailor, Lakewood, NJ for the purchase of Police Department Uniforms for the three (3) year period from July 1, 2012 through June 30, 2015 in accordance with the above stated pricing schedule; 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. Red the Uniform Tailor
2. Director of Finance
3. Police Chief

| 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            |

**12-102 Authorize a contract with Seacoast Chevrolet to perform vehicle repairs for the period July 1, 2012 through December 31, 2012 (State Contract #76415)**

**WHEREAS**, the Township of Ocean wishes to authorize a contract with an outside vendor to perform vehicle repairs on various Township vehicles; and

**WHEREAS**, the State of New Jersey, Division of Purchase and Property has awarded a cooperative purchasing contract to Seacoast Chevrolet, Ocean Township, NJ under State Contract A76415, and

**WHEREAS**, it is the recommendation of the Director of Public Works that a contract be awarded to Seacoast Chevrolet, Ocean Township, NJ at a cost not to exceed \$30,000 for the period July 1, 2012 through December 31, 2012; and

**WHEREAS**, the Director of Finance has certified that funds are available in the Township of Ocean 2012 Municipal Budget for the Department of Public Works – Outside Repairs/Service - account #2-01-26-767-252;

**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 Seacoast Chevrolet,

Ocean Township, NJ, to perform vehicle repairs on various Township vehicles for the period July 1, 2012 through December 31, 2012 at a cost not to exceed \$30,000.00; 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. Seacoast Chevrolet

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

**12-103 Authorize a Professional Services Contracts for the period July 1, 2012 through June 30, 2013 with the following:**

**a. Leon S. Avakian, Inc. - Township Engineer**

**WHEREAS**, the State of New Jersey requires that every municipality appoint an individual to serve as both Township Engineer and as a licensed land surveyor; and

**WHEREAS**, Peter R. Avakian, on behalf of the engineering firm of Leon S. Avakian, Inc. has submitted a proposal to perform said engineering services for the period July 1, 2012 through June 30, 2013; and

**WHEREAS**, Peter R. Avakian, on behalf of the firm Leon S. Avakian, Inc., is fully qualified to serve as both the Township Engineer and as Township Land Surveyor since he is a licensed Professional Engineer, a Professional Planner and a Professional Land Surveyor; and

**WHEREAS**, it is the recommendation of the Township Manager that Peter R. Avakian, P.E., P.P., P.L.S., and the firm Leon S. Avakian, Inc., be appointed as the Township Engineer for a term of July 1, 2012 through June 30, 2013; 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**, Peter R. Avakian, on behalf of the firm Leon S. Avakian, Inc. has completed and submitted the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that Peter R. Avakian and the firm of Leon S. Avakian, Inc. 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 Peter R. Avakian and the firm Leon S. Avakian, Inc. 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 this purpose specifically under Engineering Services and Costs, O.E., Trust Other Fund - Reserve for Inspection Fees, General Capital Fund - various ordinances subject to adequate funds

under 40A:2-20, which account will be properly charged and which funds shall not be available for more than one purpose; 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 Township of Ocean in the County of Monmouth as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with Leon S. Avakian, Inc., Consulting Engineers for the provision of engineering services of Peter R. Avakian as the Township of Ocean Engineer and his staff for the period July 1, 2012 through June 30, 2013 in accordance with the attached Schedule of Billable Hourly Rates which is made a part of this resolution with the total estimated payments not to exceed \$350,000.00 exclusive of any independent professional service contracts that may be authorized.
2. It is further understood that there will be a rate freeze for the duration of the appointment with annual contracts setting forth the total estimated payments for the subsequent twelve months.
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because engineering service is professional in nature and performed by persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published as required by law.
5. A copy of this resolution shall be forwarded to the following:
  1. Peter R. Avakian, P.E., P.P., P.L.S. of the firm Leon S. Avakian, Inc.
  2. Township Manager
  3. Director of Finance
  4. Township Attorney

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

**b. McLaughlin, Stauffer, & Shaklee P.C. - Bond Counsel**

**WHEREAS**, Chapter II of the "Revised General Ordinances of the Township of Ocean, 1965" provides for the appointment of Bond Counsel and further defines their powers and duties which are incorporated herein by reference as though set forth in length; and

**WHEREAS**, the Township Council desires to enter into a contract for said services within the dollar limits as provided in the Municipal Budget and/or in those bond ordinances containing appropriations for legal services; and

**WHEREAS**, McLaughlin, Stauffer & Shaklee, P.C. has submitted a proposal to perform said services for the year commencing July 1, 2012 through June 30, 2013; and

**WHEREAS**, the Township Council has elected to make this appointment pursuant to the “non-fair and open” process in accordance with 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 Pay-to-Play Law; and

**WHEREAS**, as required by law, McLaughlin, Stauffer, & Shaklee, P.C. has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that McLaughlin, Stauffer, & Shaklee, P.C. has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit McLaughlin, Stauffer, & Shaklee, P.C. 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 there are adequate funds available for the purpose of this award, specifically under the aforementioned appropriations of Legal Services & Costs – O/E and Various General Capital Ordinances and shall not exceed \$7,500.00; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the Resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, must be available for public inspection;

**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 appoint McLaughlin, Stauffer, & Shaklee, P.C. as Bond Counsel for the Township of Ocean for the one year term commencing July 1, 2012 through June 30, 2013; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be published according to law; and

**BE IT FURTHER RESOLVED**, that the Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form shall be filed with this Resolution and Contract; and

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

1. McLaughlin, Stauffer, & Shaklee, P.C.
2. Director of Finance
3. Township Auditor

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

**c. Martin J. Arbus – Township Attorney**

**WHEREAS**, Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” provides for the appointment of a Township Attorney and further defines their powers and duties which are incorporated herein by reference as through set forth in length; and

**WHEREAS**, the Township Council of the Township of Ocean desires to enter into a contract for said position within the dollar limits as provided by the 2012 Municipal Budget containing appropriations for legal services and/or a salary established annually through the salary ordinance; and;

**WHEREAS**, Martin J. Arbus, Esq. submitted a proposal for the position of Township Attorney for the one year term from July 1, 2012 through June 30, 2013, at an hourly rate of \$170.00 per hour, not to exceed \$80,000.00 and a retainer of \$32,240.00 for attendance at meetings and other items as set forth in the agreement, a copy of which is attached hereto; 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**, as required by law, Martin J. Arbus has competed and submitted a Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form which will certify that he has not made and reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit Martin J. Arbus, Esq. from making any reportable contributions to a political and/or candidate committee in the Township of Ocean throughout the term of this contract; and

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of this award, specifically under the aforementioned appropriations; Legal Services & Costs – O/E and various General Capital Ordinances; and

**WHEREAS**, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, shall be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that Martin J. Arbus, Esq., is hereby appointed to the position of Township Attorney, at a rate of \$170.00 per hour, not to exceed \$80,000.00, as well as a retainer in the amount of \$32,240.00, for the one year term of July 1, 2012 through June 30, 2013; and

**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Clerk are hereby authorized to execute the contract with Martin J. Arbus, Esq. as Township Attorney; 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. Martin J. Arbus, Esq.
2. Director of Finance
3. Township Auditor
4. Public Agency Compliance Officer

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

**d. David A. Krenkel – Assistant Township Attorney**

**WHEREAS**, Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” provides for the appointment of a Township Attorney and Assistant Township Attorney and further defines their powers and duties; and

**WHEREAS**, the Township Council of the Township of Ocean has authorized a contract with Martin J. Arbus, Esq. to provide legal services for the year from July 1, 2012 through June 30, 2013; and

**WHEREAS**, pursuant to the Rules of Council, Martin J. Arbus Esq., as Township Attorney, wishes to designate David A. Krenkel, Esq. to attend regular and special Council meetings when he is unavailable to attend said meetings, with the consent and approval of the Township Council; and

**WHEREAS**, the Township Council of the Township of Ocean wishes to appoint David A. Krenkel, Esq. as an Assistant Township Attorney for the period July 1, 2012 through June 30, 2013 at a rate of \$160.00 per hour, not to exceed \$5,000.00; and

**WHEREAS**, the Township of Ocean desires to enter into a contract for the position of Assistant Township Attorney within the dollar limits as provided by the 2012 Municipal Budget containing appropriations for legal services; 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**, as required by law, David A. Krenkel, Esq. has completed and submitted a Business Entity Disclosure Certification and a C.271 Political Contribution Disclosure Form certifying that he has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit David A. Krenkel, Esq. from making any reportable contributions to a political and/or candidate committee in the Township of Ocean throughout the term of this contract; and

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of this award, specifically under the aforementioned appropriations; Legal Services & Costs – O/E and various General Capital Ordinances; and

**WHEREAS**, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, shall be available for public inspection;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that David A. Krenkel, Esq., be and is hereby appointed as the Assistant Township Attorney, at a rate of \$160.00 per hour, not to exceed \$5,000.00 for the period July 1, 2012 through June 30, 2013; and

**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Clerk are hereby authorized to execute the contract with David A. Krenkel, Esq. as Assistant Township Attorney; 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. David A. Krenkel, Esq.
2. Martin J. Arbus, Esq.
3. Director of Finance
4. Township Auditor
5. Public Agency Compliance Officer

| 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            |

**12-104 Authorize the acceptance of the following Grant(s)**

**a. COPS IN SHOPS Summer Shore Initiative 2012**

**WHEREAS**, the Township of Ocean has been selected as a recipient for the **COPS IN SHOPS Summer Shore Initiative 2012 Grant** program; and

**WHEREAS**, the program utilizes the National Highway Traffic Safety Administration Funds through the New Jersey Division of Highway Traffic Safety; and

**WHEREAS**, \$1,600.00 has been made available to the Township of Ocean to cover overtime wages for the Township of Ocean Police Officers to perform alcohol enforcement programs; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that this allocation be accepted; 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 appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds for the **COPS IN SHOPS Summer Shore Initiative 2012 Grant** administered by the State of New Jersey Division of Alcoholic Beverage Control, and the Division of Highway Traffic Safety; 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

| 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            |

**12-105 Appoint Joseph Verruni as a Hearing Officer at a cost not to exceed \$3,500.00**

**WHEREAS**, the Township of Ocean wishes to retain the services of an attorney to act as a hearing officer for certain disciplinary matters; and

**WHEREAS**, Joseph Verruni has been deemed qualified to be appointed as the Hearing Officer to handle such matters for the Township of Ocean at a fee of \$95.00 per hour, not to exceed \$3,500.00; and

**WHEREAS**, the funds for said contract have been certified by the Director of Finance and are available in the following appropriation: Township Manager – Other Professional Services, account #2-01-20-703-201; 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 appoint Joseph Verruni as Hearing Officer at a cost not to exceed \$3,500.00; and

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

1. Joseph Verruni
2. Director of Finance

| 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            |

**12-106 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 YEAR 2009 AND 2011 TAXES AND REFUNDING THE TAX OVERPAYMENTS 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 2009 and 2011,

**WHEREAS**, proper procedures require that the tax assessments for the years 2009 and 2011 be adjusted and refunds be made for taxes overpaid in those years that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor's Field Book.

**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 2009 and 2011 tax assessments based on the State Tax Board Judgment and refund the tax overpayments for those years' taxes as listed below:

| Block/Lot | Property Owner                      | Property Address | 2009     | 2011     | Total Refund |
|-----------|-------------------------------------|------------------|----------|----------|--------------|
| 22 87     | MORGAN CENTER, LLC % STERLING PROP. | 2126 KINGS HWY   | 1,948.93 | 2,974.88 | 4,923.81     |
| Totals    |                                     |                  | 1,948.93 | 2,974.88 | 4,923.81     |

**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                   | X                     |              |
| Opposed           |                        |                  |                     |                       |              |
| Not Voting/Recues |                        |                  |                     |                       |              |
| Absent/Excused    |                        |                  |                     |                       | X            |

**12-107 Award a contract to Mazza & Sons, Inc. for the removal of concrete from the Recycling Center at a cost not to exceed \$13,000.50**

**WHEREAS**, the Township of Ocean is in need of the services of a company to perform concrete removal at the Recycling Center; and

**WHEREAS**, the Township Engineer, Leon S. Avakian, Inc. solicited proposals for said services and received the following responses: Mazza & Sons, Inc., Tinton Falls, NJ, Lertch Recycling Co., Wall, NJ, and Stavola Companies, Red Bank, NJ; and

**WHEREAS**, the Township Engineer, Leon S. Avakian, Inc. , along with the Township Manager, has recommended that a contract be awarded to Mazza & Sons, Inc., Tinton Falls, NJ to provide the necessary services per their proposal for the Township of Ocean at a cost not to exceed \$13,000.50; and,

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in the Capital Budget, account #C-04-55-931-903; and

**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 Mazza & Sons, Inc., Tinton Falls, NJ, as described herein with a not to exceed provision of \$13,000.50; 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. Mazza & Sons, Inc., Tinton Falls, NJ

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

**12-108 Approve the six-month extension of the contract with Air Systems Maintenance, Inc. for HVAC maintenance for the period July 1 through December 31, 2012 at a cost not to exceed \$22,400.00**

**WHEREAS**, the Township Council of the Township of Ocean awarded a two-year contract for heating and air conditioning services for all Township facilities to Air Systems Maintenance, Inc., Kenilworth, NJ on June 3, 2010; and

**WHEREAS**, due to the ongoing heating and air conditioning system repairs, the Township of Ocean wishes to extend the maintenance contract for the six-month period from July 1 through December 31, 2012 at a cost of \$22,400.00 (plus labor at the rates as stated in their bid); and

**WHEREAS**, the Township Manager and the Public Works Director have recommended that a contract be awarded to Air Systems Maintenance, Inc., Kenilworth, NJ as per their bid proposal for the heating and air conditioning service for the six-month period from July 1, 2012 through December 31, 2012; and

**WHEREAS**, funds for said contract have been certified by the Director of Finance and are available in the following account(s): Contract Services, account #2-01-26-772-247 and Outside Services Repairs, account #2-01-26-772-252;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize an extension of the contract for heating and air conditioning service at all Township facilities to Air Systems Maintenance, Inc., Kenilworth, NJ for the six-month period from July 1, 2012 through December 31, 2012 at a cost not to exceed \$22,400.00 (plus labor at the rates as stated in their bid)

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

1. Director of Finance
2. Public Works Department
3. Air Systems Maintenance, Inc.

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

**12-109 Stating Compliance with Promulgation of Local Finance Board of the State of New Jersey accepting the 2011 Township of Ocean Audit**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Township of Ocean pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, that the Township Council of the Township of Ocean in the County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

**12-110 Authorize the Mayor and Municipal Clerk to execute a Settlement Agreement with the owner of Block 9, Lot 72**

**WHEREAS**, Jack R. Cohen, the owner of Block 9, Lot 72, commonly known as 2 Helen Court, was issued a construction permit to build a new house at said location after a fire destroyed the existing one; and

**WHEREAS**, after receiving said permit, the Mr. Cohen demolished the existing structure and commenced construction on the property pursuant to the permit; and

**WHEREAS**, during the construction of the new home, it was determined that there was a conflict with regard to the Land Development Ordinance causing a stop work order to be issued by the construction official; and,

**WHEREAS**, the Township and Mr. Cohen have mutually agreed on resolutions to all outstanding items and therefore, construction can resume pursuant to the existing permit and Agreement; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute the Settlement Agreement with the owner of Block 9, Lot 72, commonly known as 2 Helen Court; and

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

1. Director of Community Development
2. Jack R. Cohen
3. Jennifer S. Krimko, Esq., attorney for Mr. Cohen

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

**12-111 Approve the Corrective Action Plan for the 2011 Audit**

**PROVIDING FOR THE ADOPTION OF A CORRECTIVE ACTION  
PLAN FOR RECOMMENDATIONS STATED IN THE REPORT OF  
THE AUDIT YEAR ENDED  
DECEMBER 31, 2011**

**WHEREAS**, the Division of Local Government Services promulgates that a corrective action plan be formulated to address recommendations reported in the annual report of the audit on the financial statements; and

**WHEREAS**, the Chief Financial Officer has prepared this plan for the Township of Ocean, County of Monmouth, State of New Jersey;

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that the corrective action plan prepared by the Chief Financial Officer be and is hereby accepted; and

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution are to be filed with

1. Director of the Division of Local Government Services.
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                     |              |
| Opposed           |                        |                  |                     |                       |              |
| Not Voting/Recuse |                        |                  |                     |                       |              |
| Absent/Excused    |                        |                  |                     |                       | X            |

**12-112 Authorize a Developer’s Agreement for the following:**

**a. Block 141, Lot 24 – 1700 Brielle Avenue – Camp Allsport, LLC**

**WHEREAS**, Camp Allsport, LLC (hereinafter “Developer”) is the applicant for Block 141, Lot 24, as shown on the official tax map which property is located at 1700 Brielle Avenue in the C-4/RSSF (Regional Shopping Support Facilities Option) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

**WHEREAS**, the Developer has received Approval of Bulk Variance(s), Amended Final Site Plan Approval and Re-Approval of Use (d-1) Variance by the Zoning Board of Adjustment of the Township of Ocean by way of Resolutions dated December 9, 2010 to extend the term of permitted use of a recreational area for two aboveground pools, decking surrounding same, a playground and fencing in conjunction with a summer camp, with the addition of two (2) trailers and revisions in restrictions permitting the pool, trailers, etc. to remaining place on an all year round basis; and

**WHEREAS**, the Agreement relates to a Site Plan Map entitled Amended Final Site Plan, Construction Plan, Camp Allsport, Tax Block 141, P/O Lot 24, Township of Ocean, Monmouth County, New Jersey by Robert A. Nelson, P.E. of Nelson Engineering Associates, Inc., consisting of one (1) sheet dated February 27, 2009 and last updated July 2, 2010; and

**WHEREAS**, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated March 30, 2012 prepared by the Township of Ocean Engineer Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

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

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and Camp Allsport, LLC, subject to the following conditions first being met:
  - a. All required certificates of insurance be properly filed with the Office of the Township Clerk
  - b. Posting of Performance Guarantees in the total amount of \$19,920.00 and Inspection Fees in the amount of \$1,630.00

**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. Camp Allsport, LLC
5. Jennifer S. Krimko, Esq.

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

**12-113 Approve a Chapter 159 for the following Grants:**

**a. MID Jersey Municipal JIF Safety Grant**

**CHAPTER 159 RESOLUTION**

**MID JERSEY MUNICIPAL JOINT INSURANCE FUND SAFETY AWARENESS PROGRAM - 2012 GRANT**

**WHEREAS**, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for any equal amount, and

**WHEREAS**, the Township of Ocean has received an award of \$4,013.00 for the Safety Awareness Program 2012 Grant now available from the Mid Jersey Municipal Joint Insurance fund,

**NOW, THEREFORE BE IT RESOLVED** that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2012 in the sum \$4,013.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:

Public and Private Revenues Off-Set with Appropriations:

**Mid Jersey Mun JIF Safety Awareness Program Grant 2012 .. \$4,013.00**

**BE IT FURTHER RESOLVED** that a like sum is and the sum is hereby appropriated under the caption of:

General Appropriations:

(A) Operations Excluded from "CAPS"

Public and Private Program's Off-Set by Revenues:

Mid Jersey Mun JIF Safety Awareness Program Grant 2012 . . . \$4,013.00

**BE IT FURTHER RESOLVED** that two copies of this resolution be forwarded to the following

1. Director, Division of Local Government Services  
PO Box 803, Trenton NJ 08625-0803
2. Director of Finance
3. Chief of Police
4. Township Auditor

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

**ORDINANCES:**

**Introduction(s):**

**Ordinance #2188 – Amend Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: “Department of Police”**

**ORDINANCE 2188**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965”**

**BE IT ORDAINED** by the Township Council of the Township of Ocean in the County of Monmouth, State of New Jersey, that Chapter II of an Ordinance entitled “Revised General Ordinances of the Township of Ocean, 1965”, be and the same is hereby amended and supplemented in the following manner:

**SECTION I**

- A. Chapter II, Section 2-5.6 is hereby amended and supplemented to read as follows with all other section not listed remaining the same:

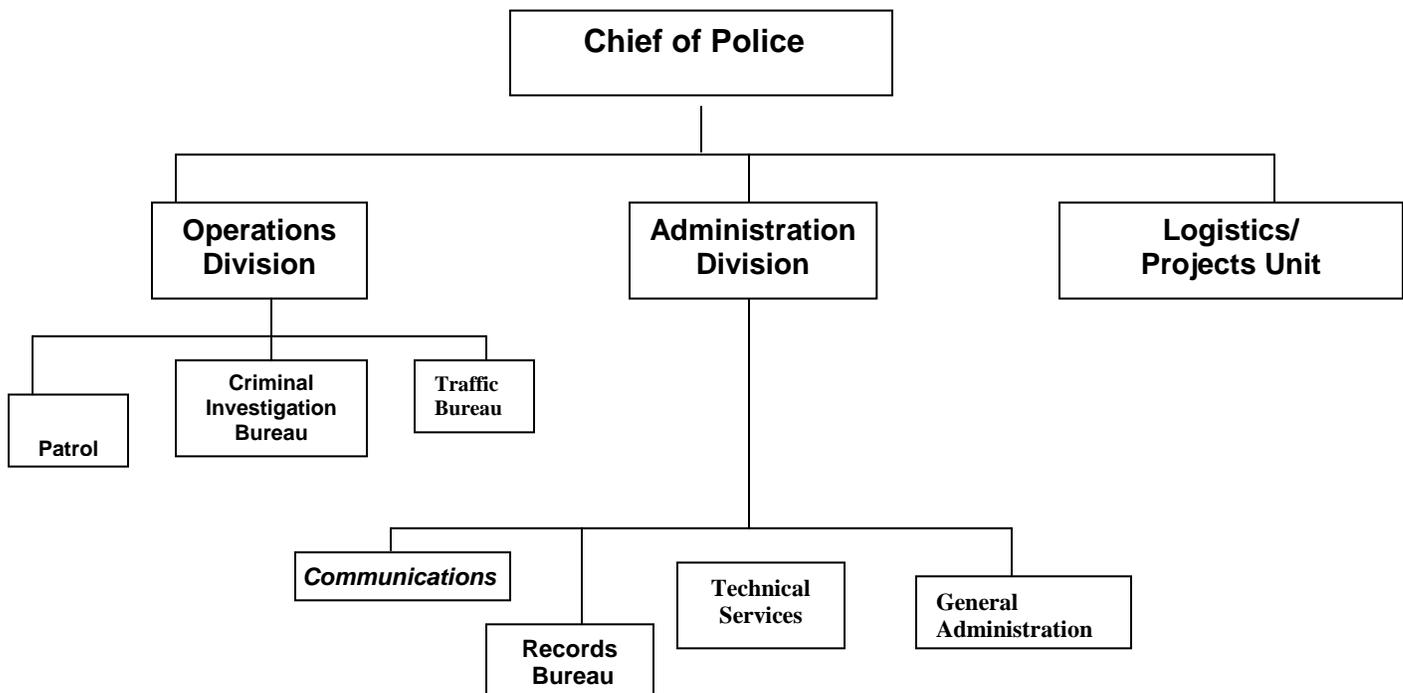
2-5.6 Department of Police.

1. Establishment of Police Department

a. The police department shall consist of a Chief of Police, up to three (3) Captains, up to five (5) Lieutenants, up to twelve (12) Sergeants and up to forty-five (45) Officers which the Township Council deems necessary to preserve the peace of the Township. This staffing level shall be exclusive of any officers on terminal leaving being paid through reserves established for the payment of unused vacation and sick leave. The Township Manager is designated as the appointing authority and may appoint such members of the Department as may be provided within the local municipal budget and this Ordinance. The Organizational Chart shall be as follows:

**OCEAN TOWNSHIP POLICE**

**Table of Organization**



2. Organization of Police Department.

a. Pursuant to the Council-Manager Plan A of the Optional Municipal Charter Law of 1950 (N.J.S.A. 40:69A-81, et seq.), the “appropriate authority” as set forth in N.J.S.A. 40A:14-118 shall be the Township Manager of the Township of Ocean. The Township Manager shall adopt and promulgate rules and regulations for the government of the municipal police department and for the discipline of its members. The aforesaid rules and regulations may be suggested to the Township Manager by the Chief of Police. The Chief of Police shall be the head of the Police Department and shall be in charge of the daily operations of the Department, but shall be directly responsible to the Township Manager for the efficiency and routine day-to-day operations thereof as described in the Duties of the Police Chief established under this Ordinance.

b. Nothing set forth herein shall prevent the appointment by the Township Council of committees or commissions to conduct investigations of the operation of the Police Department and the delegation to such committees or commissions of such powers of inquiry as the Township Council deems necessary or to conduct such hearing or investigation authorized by law. Nothing herein contained shall prevent the Township Manager from examining at any time the operations of the Police Department or the

performance of any officer or member thereof. In addition, nothing herein contained shall infringe upon or limit the power of the Township Manager to act and provide for the health, safety or welfare of the Township of Ocean in an emergency situation through special emergency directives.

- c. Criminal Investigation Bureau. Within the department of police, there shall be a Criminal Investigation Bureau responsible for the investigation of crime, arrest, and prosecution of the perpetrators, and the recovery of stolen property. The Bureau shall be under the supervision and control of the Chief of Police. The senior ranking superior officer assigned to the bureau shall be in command thereof. The officer in command of the bureau shall have the following duties:

1. Insure or cause to insure that all duties coming within the scope of the Criminal Investigation Bureau are properly and efficiently handled.
2. Make or cause to be made all necessary records, reports and papers pertaining to the workings of the Bureau.
3. Keep the Chief of Police advised as to the workings of the Bureau.
4. Maintain full and close cooperation with the Monmouth County Prosecutor's Office and other law enforcement agencies as may be necessary.

The members of the department assigned to Criminal Investigation Bureau shall be on duty the hours assigned to them, and at such other times as may be ordered by the superior ranking officer of the Bureau or as the work may require.

- d. Special Law Enforcement Officers

The Manager may appoint Special Law Enforcement Officers for a term not exceeding one (1) year, and revoke such appointments without cause or hearing. Such Special Law Enforcement Officers shall carry out their duties and responsibilities under the direct supervision of the Chief of Police and their powers, rights and duties shall be specifically defined by the Chief of Police. The powers, rights and duties, however, shall immediately cease at the expiration of the term for which they were appointed, or upon revocation of their appointment. Special Officers shall not carry a revolver or other weapon at any time except as otherwise directed by the Chief of Police.

### 3. Duties of the Chief of Police

- a. The Chief of Police shall serve in a probationary status for a period of one (1) year from the date of appointment. During the probationary period, the Chief shall hold the title of Acting Chief of Police. During the probationary period, the Acting Chief of Police may be demoted to his prior title for cause or no cause.
- b. The Chief of Police shall, pursuant to policies established by the Township Manager:
  - i. Administer and enforce rules and regulations and special emergency directives for the disposition of discipline of the force and its officers and personnel;
  - ii. Have, exercise, and discharge the functions, powers and duties of the force;
  - iii. Prescribe the duties and assignments of all subordinates and other personnel
  - iv. Delegate such authority as he may deem necessary for the efficient operation of the force to be exercised under his direction and supervision; and
  - v. Report at least monthly to the Township Manager in such form as shall be prescribed by the Manager on the operation of the force during the preceding month and make such other reports as may be requested by the Manager.

#### 4. Functions of the Police Department.

##### a. The Police Department shall:

- i. Preserve the public peace, protect life and property, prevent crime, detect and arrest offenders against the penal laws and ordinances effective within the Township, suppress riots, mobs and insurrections, disperse unlawful or dangerous assemblages, and preserve order at all elections and public meetings and assemblages.
- ii. Administer and enforce laws and ordinances to regulate, direct, control and restrict the movement of vehicular and pedestrian traffic, and the use of the streets by vehicles and persons, to protect the safety and facilitate the convenience of motorists and pedestrians, and make and enforce rules and regulations not inconsistent with the ordinances of the Township for such purposes.
- iii. Remove or cause to be removed all nuisances in the public streets, parks and other public places of the Township, inspect and observe all places of public amusement or assemblage and all places of business requiring any State or municipal license or permit and report thereon to the appropriate department.
- iv. Provide proper police attendance and protection at fires.
- v. Provide for the attendance of its members in court as necessary for the prosecution and trial of persons charged with crimes and offenses, and cooperate fully with the law enforcement and prosecuting authorities of Federal, State and County governments.
- vi. Operate a training program to maintain and improve the police efficiency of the members of the department.
- vii. Perform such other duties to be consistent with Federal, State and local laws; directives of the Attorney General and the Monmouth County Prosecutor; and all other lawful actions to promote the welfare of the public.

#### 5. Qualifications for Police Officers

- a. Except as provided under N.J.S.A. 40A:14-122, all persons appointed as a member of the police department shall:
  - i. be a citizen of the United States;
  - ii. be in good health sufficient to satisfy the Township's physical and psychological examination and the Board of Trustees of the Police and Firemen's Retirement System;
  - iii. be able to read, write and speak the English language well and intelligently;
  - iv. be of good moral character, and never have been convicted of any criminal offense involving moral turpitude;
  - v. pass a written and/or oral examination and one or more oral interviews as determined by the Township Manager;
  - vi. hold at least an Associate degree in a field related to law enforcement.
- b. The Township Manager shall make such appointments from all qualified applicants.
- c. Each successful appointee shall serve a probationary period of one (1) year including his successful completion of a course at a State or county accredited police academy if he does not already hold a valid New Jersey certification as a Class A police officer.

## 6. Promotions

- a. The Township Manager shall set the evaluating criteria to be used for promotions. Except for the position of Chief of Police, candidates for promotion shall:
  - i. serve in their present rank for a period of five (5) years for promotions to the rank of sergeant and one (1) year for all other ranks;
  - ii. be considered based upon their disciplinary record;
  - iii. be considered based upon their last three (3) performance appraisals;
  - iv. be considered based upon commendations, awards or other recognition;
  - v. pass a written and/or oral examination and an oral interview as determined by the Township Manager;
  - vii. be considered based upon merit and fitness; and
  - vii. be otherwise considered based upon N.J.S.A. 40A:122.6.
- b. Newly promoted individuals shall serve a one (1) year probationary period providing the same is provided for in the collective bargaining agreement covering this position. During the probationary period, the officer may be demoted to his prior title for cause or no cause.
- c. In the case of an emergency, the Township Manager, in his sole discretion, may promote a member of the police department to an acting title as he sees fit to preserve the public welfare and the efficiency of the department.

7. Suspension or Removal of Members in Office. Except as otherwise provided by law, no permanent member or officer of the Police Department shall be suspended, removed, fined or reduced in rank from or in office, employment or position therein except for just cause, including but not limited to: incapacity, inefficiency, misconduct, conduct unbecoming a police officer, insubordination, disobedience of departmental rules and regulations, neglect of duty, failure to perform duty, chronic or excessive absenteeism, misuse of public property, violations of federal, state or municipal statutes, regulations or policies regarding alcohol and drug testing, acts of discrimination, moral turpitude and other sufficient causes, as hereinbefore provided and then only upon written complaint setting forth the charge or charges against such member or officer. Said complaint shall be filed with the Township Manager and a copy shall be serve upon the member or officer so charged with notice of a designated hearing thereon by the Township Manager or his designee which shall not be less than ten or more than 30 days from the date of service of the complaint. Said hearing shall proceed and be conducted in accordance with the provisions of N.J.S.A. 40A:14-147; 149; 149.1; and case law relating thereto.

## **SECTION II**

All other ordinances or parts thereof enacted prior to the adoption of this ordinance are hereby repealed to the extent of such inconsistency.

## **SECTION III**

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid such subparagraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

## **SECTION IV**

This ordinance shall take effect as provided by law after its final passage.

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

**Council Reports:**

**Councilmember Garofalo** commended the Community Celebration Committee for doing a great job putting together the July 4<sup>th</sup> fireworks celebration.

**Councilperson Schepiga** reminded everyone that the Italian American Festival will be held from August 8 through August 12, 2012.

**Deputy Mayor Siciliano** also thanked the Community Celebration Committee for a great job with the July 4<sup>th</sup> celebration.

The following Councilmember(s) offered no report:

Councilmember Evans

Martin Arbus, Esq., Township Attorney

Andrew Brannen, Township Manager

**PUBLIC COMMENTS:**

**Mike Gilbertson** implored the Governing Body to pass legislation that would prevent the parking of boats on public streets.

**Barbara Hudson** inquired if the Township has the ability to rehab abandoned homes to make them affordable.

Mr. Arbus stated that rehabbing abandoned homes is not currently an option.

**F.K. Hudson** asked about the status of the COAH litigation

Mr. Arbus stated that nothing new has occurred since the last report.

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

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

Respectfully submitted,

Christopher Siciliano  
Deputy Mayor

Vincent Buttiglieri, RMC/CMC/MMC  
Municipal Clerk