

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

**JUNE 14, 2010**

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

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

Mayor Larkin presided and called the meeting to order and asked for the Pledge of Allegiance.

**Statement of Compliance with the Open Public Meetings Act:**

Mayor Larkin announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the Office of the Township Clerk on December 9, 2009.

**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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**SPECIAL PRESENTATION:** *Marshall Conklin*

*50 Year Member of the Wanamassa Fire Department*

## *PROCLAMATION*

**Honoring**

### *Marshall Conklin*

*For his 50 Years of Service to the Wanamassa Fire Company*

**WHEREAS,** *Marshall Conklin began his service with the Wanamassa Fire Company in 1960; and*

**WHEREAS,** *Marshall Conklin has exemplified all the attributes of a selfless human being, foregoing his own wants, needs and desires in order to serve the residents and businesses of the Township of Ocean for the past 50 years; and*

**WHEREAS,** *Marshall Conklin has taken his sense of service to his community to an even higher level by serving as Company Fire Chief in 1970 and as the Monmouth County Manager to the New Jersey State Fireman's Home; and*

**WHEREAS,** *Marshall Conklin has exemplified all that is good with Ocean Township's Volunteer Services and has been bestowed the honor of becoming a Life Member of the Wanamassa Fire Company, the New Jersey State Exempt Firemen's Association and the New Jersey State Firemen's Association;*

*NOW, THEREFORE, BE IT PROCLAIMED* by the Governing Body of the Township of Ocean that we

*hereby honor*

## *Marshall Conklin*

*for his 50 years of service to the Wanamassa Fire Company*

*BE IT FURTHER PROCLAIMED* that we extend our heartfelt appreciation, gratitude and good wishes to you for a future of health and happiness.

Mayor Larkin informed those in attendance that, in addition to his 50 years of service to Wanamassa, Mr. Conklin was also a 30-year employee of the Ocean Township Board of Education. Finally, Mr. Conklin was also recently named the Chamber of Commerce Man of the Year. Mayor Larkin extended everyone's best wishes to Mr. Conklin.

Deputy Mayor Hiers stated that Mr. Conklin exemplifies all that is good and decent in volunteerism. It is a privilege to call him a friend.

Mr. Conklin thanked the Mayor and Council, as well as the entire community, for the opportunity that was afforded to him by being able to serve as a volunteer for these many years.

**SPECIAL PRESENTATION:** *Sergeant Wayne A. Stewart III*  
*22 Years of Service*

## *PROCLAMATION*

**Honoring**

### *SGT. WAYNE A. STEWART III*

*For his 22 years of Service to the Township of Ocean*

**WHEREAS,** *Wayne A. Stewart III was hired by the Township of Ocean Police Department as a Patrolman on August 17, 1987; and*

**WHEREAS,** *due to a tremendous work ethic, sense of compassion for the community and his fellow officers, as well as his strong analytical skills, Officer Stewart was promoted to the position of Sergeant on May 22, 2000; and*

**WHEREAS,** *Sergeant Stewart has served the Ocean Township Police Department in many capacities including as an original member of the Ocean Township Emergency Response Team and the Monmouth County Emergency Response Team, as well as a Firearms Instructor and the Department Range Master; and*

**WHEREAS,** *Wayne A. Stewart III receive numerous Departmental commendations including three Life-Saving Awards; and*

**WHEREAS,** *throughout his twenty-two years of service, Wayne A. Stewart III demonstrated his dedication to the Township of Ocean, his fellow officers, and all residents of the Township by continually going above and beyond his everyday duties in an effort to improve the quality of life for all;*

*NOW, THEREFORE, BE IT PROCLAIMED* by the Governing Body of the Township of Ocean that we hereby extend our heartfelt appreciation and gratitude to

## *Sergeant Wayne A. Stewart III*

*For his twenty-two years of Exemplary Service to the Township of Ocean*

*FURTHER BE IT PROCLAIMED that we hereby wish Wayne A. Stewart III a long, happy and healthy retirement surrounded by his loving family and friends.*

Mayor Larkin commended Sergeant Stewart for his dedication and service over these past 22 years.

Chief Amodio commented on the many critical services Sergeant Stewart performed during his tenure and noted that Sergeant Stewart became the tactical guru for the entire Department.

### **PRESENTATION OF CERTIFICATES: CERT Volunteers**

At this juncture, Mayor Larkin introduced Captain Kevin McDermott to present the Certificates to the newest class of CERT Volunteers.

Captain McDermott introduced Captain Howard Butt from the New Jersey State Police, who made some congratulatory comments to the graduates. Captain Butt informed those in attendance that to date, Monmouth County has over 1,000 CERT volunteers, and there are over 16,000 state-wide.

Captain McDermott presented certificates to the graduates, as well as hats and tote bags. Captain McDermott noted that to date, Ocean Township has 35 CERT volunteers and they have done a great job assisting, when needed.

Noticing that there were many residents present to discuss a matter of safety regarding pit bulls residing at 801 Bowne Road. Mayor Larkin deviated from the Agenda to allow this matter to be heard.

Prior to opening it up to members of the public, Mayor Larkin explained that the Township had been made aware of this situation and quickly initiated an investigation into the matter. In addition to the Township Police Department, the ASPCA and Animal Control have been brought in to assist. Mayor Larkin stated that to date, 5 summonses have been issued over the past week's.

Public Comments on the Pit Bull Issue Only:

Rhonda Mazza spoke on behalf of the neighbors in the area.

Ms. Mazza had a display board depicting pictures of the various dogs, their living condition and their surroundings. It also contained a copy of the police report.

Ms. Mazza stated that they had heard very strange noises coming from the property in questions, which was later identified as barking. On May 29, 2010, they again heard the same barking and yelping. When they looked over into the yard, they observed 2 of the dogs on their hind legs attacking each other. It was vicious, according to Ms. Mazza. The Police Department was summoned to the home. They sprayed the dogs with pepper spray but the attack continued. The Police summoned Animal Control to the property to assist. They eventually subdued the dogs and took them away. One dog eventually succumbed to his injuries.

Subsequent to that attack, the one surviving dog was returned to the owner, which, in and of itself, is a huge concern for those in the area as it is in very close proximity to a school. Also, it was determined that the current resident actually rents the property.

The ASPCA eventually removed all the dogs from the property, only to return them a few days later.

The resident of the property has threatened a lawsuit if this continues.

Ms. Mazza stated that it appears that currently, there are 5 dogs at that residence, and according to the Township Ordinance, only 3 are allowed to be licensed. The owner of the dogs has stated that he is breeding the dogs.

Ms. Mazza also distributed a sample ordinance from Michigan regarding the confinement of said animals.

Mayor Larkin informed Ms. Mazza that the Township would do everything in its power to see that this situation is rectified to everyone's satisfaction.

There were no additional comments related to this matter.

A brief recess was taken.

The meeting reconvened at 7:45 pm

#### **Public Questions:**

No public comments were received at this time.

#### **CONSENT AGENDA**

#### **MINUTES:**

May 18, 2010 – Workshop, Public and Closed Meeting

June 3, 2010 – Public and Closed Meeting

#### **RESOLUTIONS:**

#### **10-080 Authorize the reduction of performance guarantees for the following:**

##### **a. Block 33, Lot 51 – Holbrook Street – Bevin Irvin Builders, Inc.**

**WHEREAS**, on January 28, 2008 the Township of Ocean Planning Board did approve an application of Bevin Irvin Builders, Inc. for minor subdivision approval to subdivide property to create three (3) conforming lots and dedicate one of the proposed lots to the Township for property located at Block 33, Lot 51 also known as Holbrook Street; and

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated February 10, 2010 with Bevin Irvin Builders, Inc. to subdivide property to create three (3) conforming lots and dedicate one of the proposed lots to the Township for the property located at Block 33, Lot 51 also known as Holbrook Street; and

**WHEREAS**, Bevin Irvin Builders, Inc. posted cash performance guarantees totaling \$20,160.00 to guarantee the completion of all improvements on premises known as Block 33, Lot 51; and

**WHEREAS**, Palatial Homes, Inc. has agreed to purchase Block 33, Lot 51.01 also known as 1606 Holbrook Street from Bevin Irvin Builders, Inc.; and

**WHEREAS**, Louis J. Lobosco, P.E., P.P., representing the Township Engineer has revised the Cost of Improvements for Block 33, Lot 51.02 by way of letter dated April 9, 2010, a copy of which is on file in the Office of the Township Clerk and made a part hereof; and

**WHEREAS**, Palatial Homes, Inc. has posted performance guarantees totaling \$9,225.60 for Block 33, Lot 51.01 also known as 1606 Holbrook Street; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the performance guarantees of Bevin Irvin Builders, Inc. be reduced to \$10,934.40 for Block 33, Lot 51.02 also known as Holbrook Street; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Bevin Irvin Builders, Inc.

**10-081 Accept the performance guarantees for the following:**

**a. Block 33, Lot 51.01 – 1606 Holbrook Street – Palatial homes, Inc.**

**WHEREAS**, the Township of Ocean has approved a development project on Block 33, Lot 51.01 also know as 1606 Holbrook Street; and

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

**WHEREAS**, Palatial Homes, Inc. has posted performance guarantees totaling \$9,225.60 including \$8,303.04 in the form of Performance Bond No.S01375 issued by First Indemnity of America Insurance Company, Parsippany, New Jersey and \$922.56 in cash along with engineering inspection fees totaling \$984.40 and the required certificate of insurance; and

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

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

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Palatial Homes, Inc.

**10-082 Authorize the release of performance guarantees for the following:**

**a. Block 34, Lot 24 – 802 West Park Avenue – Commerce Bank (Driveway Improvement Project)**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated March 24, 2004 with Commerce Bank, N.A. for site plan approval with variances described as Block 34, Lot 24 located at 802 West Park Avenue; and

**WHEREAS**, Commerce Bank, N.A. has heretofore deposited with the Township of Ocean performance guarantees totaling \$19,555.80, in the form of Performance Bond No. 104191598 issued by Travelers Casualty and Surety Company of America in the amount of \$17,600.22 and cash in the amount of \$1,955.58 to guarantee the completion of all improvements on premises known as Block 34, Lot 24; and

**WHEREAS**, the Township Council did authorize a time extension with no reduction by way of resolution dated October 25, 2006; and

**WHEREAS**, William H.R. White, III, P.E., representing Maser Consulting, P.A. has advised the Township Clerk by letter dated March 11, 2010 a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of William H.R. White, III and the performance guarantees in the amount of \$19,555.80 are hereby released, canceled and discharged subject to the following:

1. Receipt of maintenance bond in the sum of \$2,933.37 said maintenance bond to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in the amount to be determined by the Township Engineer to cover the estimated inspection fees
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Commerce Bank, N.A.
2. Township Engineer
3. Director of Finance
4. Director of Community Development
5. Construction Official
6. Travelers Casualty and Surety Company of America

**b. Block 1.05, Lot 9 – Cindy Lane (Phase IIb) – Ray Catena Lexus of Monmouth**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated April 23, 2003 with R & S Realty, LLC/Ray Catena Lexus of Monmouth for site plan and variance approvals described as Block 1.05, Lot 9 located at Cindy Lane (Phase IIb); and

**WHEREAS**, R & S Realty, LLC/Ray Catena Lexus of Monmouth has heretofore deposited with the Township of Ocean cash performance guarantees totaling \$7,326.00 to guarantee the completion of all improvements on premises known as Block 1.05, Lot 9; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated June 2, 2010 a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$7,326.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$915.75 said maintenance to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in the amount to be determined by the Township Engineer to cover the estimated inspection fees
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. R & S Realty, LLC/Ray Catena Lexus of Monmouth

**c. Block 1.05, Lot 9 – Cindy Lane (Phase I) – Ray Catena Lexus of Monmouth**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated July 17, 2000 with R and S Realty, LLC c/o Ray Catena Lexus for site plan and variance approvals described as Block 1.05, Lot 9 located at Cindy Lane (Phase I); and

**WHEREAS**, R & S Realities, LLC c/o Ray Catena Lexus has heretofore deposited with the Township of Ocean performance guarantees totaling \$418,604.58, in the form of Performance Bond No. 217001 issued by Universal Underwriters Insurance Company in the amount of \$376,744.12 and cash in the amount of \$41,860.46 to guarantee the completion of all improvements on premises known as Block 1.05, Lot 9; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated June 2, 2010, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$418,604.58 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$52,325.57 said maintenance bond to run for a period of two (2) years to cover maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in the amount to be determined by the Township Engineer
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. R and S Realty, LLC c/o Ray Catena Lexus

**d. Block 1.05, Lots 8 & 9 – Cindy Lane Service Center – R & S Realities, LLC/Ray Catena Lexus of Monmouth**

**WHEREAS**, the Municipal land Use Law (40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by developers when said improvements have been certified as complete by the Township Engineer; and

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated June 23, 2004 with R and S Realities, LLC c/o Raymond S. Catena for site plan and variance approvals described as Block 1.05, Lots 8 & 9 located at Cindy Lane; and

**WHEREAS**, R & S Realities, LLC c/o Raymond S. Catena has heretofore deposited with the Township of Ocean performance guarantees totaling \$96,317.64, in the form of Performance Bond No. 0387150 issued by International Fidelity Insurance Company in the amount of \$86,685.88 and cash in the amount of \$9,631.76 to guarantee the completion of all improvements on premises known as Block 1.05, Lots 8 & 9; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated June 2, 2010 a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$96,317.64 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$12,039.71 said maintenance bond to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in the amount to be determined by the Township Engineer to cover the estimated inspection fees
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township engineer
2. Director of Finance

3. Director of Community Development
4. Construction Official
5. R and S Realties, LLC c/o Raymond S. Catena

**10-083 Authorize the renewal of the 2010-2011 liquor licenses that have met all Township and State requirements and paid all applicable fees**

**WHEREAS**, the Retail Renewal Application forms for the 2010-2011 license term has been deemed complete in all respects, the annual fees have been paid to both the Township of Ocean and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Mayor and Council of the Township of Ocean, County of Monmouth, hereby authorizes the renewal of the following Retail Alcoholic Beverage Licenses for the 2010-2011 license term:

**CLUB LICENSES**

- #1337-31-017-001 Deal Golf & Country Club  
t/a Deal Golf & Country Club  
Halfway House – Monmouth Road, Ocean, NJ 07723
- #1337-31-018-001 Hollywood Golf Club  
t/a Hollywood Golf Club  
West Roseld Avenue, Deal, NJ 07723
- #1337-31-019-001 Gimbel Lehy Quirk VFW Post 2226  
t/a VFW Post 2226  
212 Norwood Avenue, Oakhurst, NJ 07755

**PLENARY RETAIL CONSUMPTION**

- #1337-33-001-002 RET Caterers, Inc.  
t/a The English Manor  
One English Lane, Ocean, NJ 07712
- #1337-33-003-010 Gualtieri Group, LLC  
t/a Piccola Italia  
837 West Park Avenue, Ocean, NJ 07712
- #1337-33-004-007 AGIMI, Inc.  
t/a Ichiban Japanese Restaurant  
2132 Highway #35, Ocean, NJ 07712
- #1337-33-009-008 Apple Food Service of Ocean, LLC  
t/a Applebee's Neighborhood Grill & Bar  
2301 Route 66, Ocean, NJ 07712
- #1337-33-014-004 Brykar Corporation  
t/a Main Street Bar & Grill  
732 Highway 35, Ocean, NJ 07712
- #1337-33-016-006 Takara Sushi Group  
t/a Takara Japanese Steak House  
1610 Highway 35 South, Oakhurst, NJ 07755
- #1337-33-007-008 Beh & Richard, LLC  
t/a Middlebrook Bar and Liquors  
1464 Highway 35, Ocean, NJ 07712

#1337-33-020-002 GMRI, Inc.  
t/a Red Lobster #244  
2200 Highway 35, Ocean, NJ 07712

**PLENARY RETAIL DISTRIBUTION**

#1337-44-005-010 Chirag Enterprises, Inc.  
t/a Save Rite Discount Liquors  
2114 Highway 35, Ocean, NJ 07712

#1337-44-011-008 TOCF, LLC  
t/a Ocean Wine & Liquor  
1100 Highway 35, Ocean, NJ 07712

#1337-44-008-007 Shree Hanuman, LLC  
t/a Cobblestone Wine & Liquors  
855 West Park Avenue, Ocean, NJ 07712

#1337-44-012-003 Ralph A. Real Jr.  
t/a Monmouth Bottle Shop  
201 Monmouth Road, Oakhurst, NJ 07755

#1337-44-015-003 Wanamassa Liquors, Inc.  
t/a Spirits Unlimited  
2201 Sunset Avenue, Ocean, NJ 07712

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to renew, effective July 1, 2010, the aforesaid liquor licenses for the license term 2010-2011; and

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

1. Chief of Police
2. Director of Finance
3. Division of Alcoholic Beverage Control

**10-084 Authorize the 2010 Taxicab Owner's License Renewals for Grove Street Taxi and Limousine Service, Ocean Taxi, LLC, and Yellow Taxi, LLC**

**WHEREAS**, Section 24.3.8 allows for renewal of a Taxicab Owner's License without a public hearing provided an application is filed with the Chief of Police attesting to the fact that there were no changes from the application on file with the Township of Ocean; and

**WHEREAS**, all taxicabs shall be re-inspected annually and each taxicab owner shall file with the Township Clerk an insurance policy or certificate of insurance and power of attorney pursuant to the provisions of RS 48:16-1 to 48:16-22 and as required by Section 24.8 of the Revised General Ordinances of the Township of Ocean; and

**WHEREAS**, the Township Council wishes to renew the taxicab owner's license for the following:

1. Grove Street Taxi and Limousine Service
2. Ocean Taxi, LLC
3. Yellow Taxi, LLC

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the License Inspector to issue a 2010 Taxicab Owner's License subject to the submission of the following items:

1. Application to the Chief of Police
2. Insurance Policy or Certificate of Insurance
3. Power of Attorney
4. Payment of renewal fee of \$15.00 for each existing vehicle and \$50.00 for any new or substituted vehicles

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

1. Chief of Police
2. License Inspector

**10-085 Authorize the release of 2007, 2008 and 2009 Closed Session Minutes (minus those items which will be redacted due to the fact that they are ongoing)**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Ch. 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstance; and

**WHEREAS**, the public shall be excluded from discussions of and actions upon specified subject matters including:

1. Personnel
2. Pending litigation matters involving the Township, its employees and/or agents
3. Pending or future land acquisitions
4. Pending or future contract negotiations

**WHEREAS**, the Township of Ocean adopted procedures to make closed session minutes available for public inspection; and

**WHEREAS**, the Municipal Clerk, on a periodic basis but not longer than yearly, shall review the minutes of the closed sessions of the Township of Ocean and make a recommendation to the Township Council which minutes should be made available for public inspection. The minutes which are made public shall not thereafter be treated as confidential but may be viewed by and copies issued to any person so requesting them; and

**WHEREAS**, the release of the below noted closed session minutes are subject to certain item(s) being redacted prior to the release due to the fact that the matter has not been concluded, and therefore, are not subject to release;

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Township of Ocean, County of Monmouth, that authorization is hereby given to release the following closed session minutes, subject to any appropriate redaction:

<u>2007</u>	<u>2008</u>	<u>2009</u>	
March 19, 2007	February 20, 2008	January 7, 2009	June 15, 2009
November 19, 2007	April 14, 2008	January 21, 2009	August 17, 2009
	May 5, 2008	January 24, 2009	September 21, 2009
	September 15, 2008	February 11, 2009	October 13, 2009
	November 13, 2008	March 3, 2009	October 9, 2009
		March 16, 2009	November 3, 2009
		April 6, 2009	November 9, 2009
		April 22, 2009	December 8, 2009
		May 18, 2009	December 14, 2009

**10-086 Authorize the execution of the COPS IN SHOPS Summer Shore Initiative 2010 Grant**

**WHEREAS**, there are funds available from the New Jersey Division of Alcoholic Beverage Control and the New Jersey Division of Highway Traffic Safety entitled **COPS IN SHOPS Summer Shore Initiative 2010 Grant**; and

**WHEREAS**, \$1,600.00 is available to cover overtime wages for the Township of Ocean Police Officers to enforce underage drinking laws; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that this allocation be accepted; and

**WHEREAS**, it is in the best interest of the Township of Ocean to apply for said grant;

**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 between the Township of Ocean, County of Monmouth and the State of New Jersey Division of Alcoholic Beverage Control for the **COPS IN SHOPS Summer Shore Initiative 2010 Grant**; and

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

1. Director of Finance
2. Chief of Police

**10-087 Authorize the release of Maintenance Guarantees for the following:**

**a. Block 35.02, Lot 8 – 34 Northwoods Road - MGO Group, Inc.**

**WHEREAS**, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete by the Township Engineer; and

**WHEREAS**, M.G.O. Group, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$4,505.40 for premises known as Block 35.02, Lot 8, also known as 34 Northwoods Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated March 25, 2010, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$4,505.40 is hereby released, canceled and discharged in accordance with the recommendation of the Township Engineer subject to the satisfaction of outstanding and anticipated engineering inspection fees which shall either be paid directly or subtracted from the cash maintenance posted.

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

1. MGO Group, Inc.
2. Director of Finance

- 3. Director of Community Development
- 4. Construction Official
- 5. Township Engineer

**b. Block 1.05, Lot 9 – Cindy Lane (Phase IIa) – Ray Catena Lexus of Monmouth**

**WHEREAS**, the Municipal land Use Law (40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by developers when said improvements have been certified as complete by the Township Engineer; and

**WHEREAS**, the Township Council did authorize and enter into a developer’s agreement dated June 23, 2004 with R and S Realities, LLC c/o Raymond S. Catena for site plan and variance approvals described as Block 1.05, Lots 8 & 9 located at Cindy Lane; and

**WHEREAS**, R & S Realities, LLC c/o Raymond S. Catena has heretofore deposited with the Township of Ocean performance guarantees totaling \$96,317.64, in the form of Performance Bond No. 0387150 issued by International Fidelity Insurance Company in the amount of \$86,685.88 and cash in the amount of \$9,631.76 to guarantee the completion of all improvements on premises known as Block 1.05, Lots 8 & 9; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated June 2, 2010 a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$96,317.64 are hereby released, canceled and discharged subject to the following:

- 1. Receipt of a maintenance bond in the sum of \$12,039.71 said maintenance bond to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
- 2. Payment of pending and future engineering inspection and administrative fees in the amount to be determined by the Township Engineer to cover the estimated inspection fees
- 3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

- 1. Township engineer
- 2. Director of Finance
- 3. Director of Community Development
- 4. Construction Official
- 5. R and S Realities, LLC c/o Raymond S. Catena

Vote on all Consent Agenda Items:

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

VOUCHERS: \$6,141,720.04

**Township of Ocean  
Department of Finance  
Voucher List for June 14, 2010**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
BENNETT'S AUTO RECOVERY INC	Transport of forklift	50.00	
COOPER ELECTRIC SUPPLY CO	Renew service contract	478.40	
END POINT COMMUNICATIONS LLC	EMERGENCY RPR/RPRG. PHONE SYS.	1,140.00	
FARRUGGIA, SALVATORE	CELL PHONE NOVEMBER 2009	25.00	
FITZGERALD, WILLIAM	Ordinance Revisions	6,561.00	
LIBERTY PRINTING CO LLC	1500 #10 Envelopes	100.00	
RED THE UNIFORM TAILOR	PD- NEW HIRE UNIFORMS/GUIDO	1,462.00	
<b><u>Total</u></b>		<b>9,816.40</b>	
<b><u>Total Appropriation Reserves Payments</u></b>		<b><u>9,816.40</u></b>	
<b><u>2010 Current Fund Appropriation Payments</u></b>			
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - APRIL	148.00	
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - MAY	14.00	
AFLAC - NEW YORK - FLEX ONE	APR 2010 MEDFLEX ADMIN FEES	25.00	
ALL BUSINESS SOLUTIONS INC	PD- SMARTS SOFTWARE LICENSE	795.00	
AMERICAN WEAR INC	April uniform rental	764.92	
AMERICAN WEAR INC	April rags for shop use	48.00	
AMERICAN WEAR INC	May uniform rental	764.92	
AMERICAN WEAR INC	May rags for shop use	48.00	
ARBUS, MARTIN ESQ	JUN RETAINER, MAY	6,146.33	CO-0001
ATLANTIC PLUMBING SUPPLY CORP	May misc plumbing supplies	87.59	
BERGEY'S AUTOMOTIVE	April misc parts	75.90	
BERGEY'S AUTOMOTIVE	May misc parts	373.64	
BUTTIGLIERI, VINCENT CMC	MAY 2010 PETTY CASH	51.96	
CAPTUREPOINT.COM	Capturepoint Implementation	6,548.00	
CENTRAL TOWING & RECOVERY INC	Tow police car #64	330.00	
COMCAST SPOTLIGHT INC	CTGC ADVERTISING MARCH	223.00	
COMCAST SPOTLIGHT INC	CTGC ADVERTISING APRIL	1,455.00	
COMCAST SPOTLIGHT INC	CTGC ADVERTISING MAY	1,853.00	
COTSWOLD GREEN CONDO ASSOC INC	REFUND OF OVERPYMT OF POOL	11.00	
COUNTRY CLEAN INC	CTGC PAPER PRODUCTS	94.00	
COUNTRY CLEAN INC	POOL SUPPLIES	504.68	
CRAFT OIL CORP	Motor oil needed for Twp vehi	7,410.00	
CRAFT OIL CORP	Lift oil for lifts at Sunset	890.00	
CRAFTMASTER PRINTING INC	PD- DEPARTMENT ENVELOPES	175.00	
CRYSTAL SPRINGS	WATER APRIL/MAY/JUNE	114.40	
CUSTOM BANDAG INC	April recap & service tires	2,373.82	
CYNTHIA GINDI	REFUND OF REC GOLF REG FEE	35.00	
DEAL LAKE COMMISSION	TWP SHARE 2010 ASSESSMENT	19,750.00	
DELTA DENTAL PLAN OF NJ	Delta Dental June	9,998.77	
DUNHAM, FRANCES S	APR 21,2010 ARBITRATOR SERVICE	827.44	
EAST COAST EMERGENCY LIGHTING	PD- NEW VEHICLE EQUIPMENT	1,417.04	
ED HUME SEEDS	2000 seed packages- Parade	615.00	
EDWARDS TIRE CO INC	May tires for Twp vehicles	4,271.25	
ELAINE LEITE	REFUND OF ROOM RENTAL FEE	125.00	
F & C AUTOMOTIVE SUPPLY INC	Misc parts for sani truck #36	826.62	
F & C AUTOMOTIVE SUPPLY INC	May misc parts	2,319.54	
FARRELL THOMAS LANDSCAPE	Mulch needed for Town Hall	800.00	
FARRUGGIA, SALVATORE	BACKFLOW PREVENTION TRAINING	155.00	
FEDEX KINKO'S OFFICE & PRINT	PD- FIELD TRAINING MANUALS	205.32	
FITZGERALD, WILLIAM	PB and BOA Meetings & Reviews	3,307.50	
FLAGSHIP HEALTH SYSTEMS INC	June Flagship Dental Ins	766.89	
FORT DEARBORN LIFE INS CO	June Life Insurance	644.16	
FOUR DIRECTIONS INC	Traffic signal repair	209.50	
GANNETT NJ NEWSPAPERS	A/C9459-5/12 BOA MTG-SENIOR CI	28.08	

## MEETING MINUTES

JUNE 14, 2010

GANNETT NJ NEWSPAPERS	A/C9459 5/26,5/27 LEGAL ADS	42.12
GANNETT NJ NEWSPAPERS	A/C 9459 VAR DATES-HS CUSTODIA	312.48
GEESE CHASERS LLC	GEESE CONTROL MAY	862.33
GEORGE I REITZ & SONS INC	Fuel keys for Twp vehicles	367.63
GEORGE WALL LINCOLN MERCURY	May misc parts	876.97
GILES & RANSOME INC	March misc loader parts	100.33
GILES & RANSOME INC	April misc loader parts	69.26
GLORIA GONZALEZ	REIMB FOR COUNCILING FEE PAID	210.00
GOLF CAR SPECIALITIES LLC	LEASE GOLF CARS 1ST OF 6	2,070.00
GOLF CAR SPECIALITIES LLC	UTILITY CARTS MAY CTGC	140.00
GRAYBAR ELECTRIC CO	April misc supplies	863.20
GRAYBAR ELECTRIC CO	May misc supplies	794.56
HEARTLAND SERVICES INC	MAY PYMT FOR CREDIT CARD SALES	662.68
ICMA MEMBERSHIP RENEWALS	MEMBERSHIP RENEWAL	1,276.38
IDEAL LUMBER & SUPPLY CO	May misc lumber supplies	128.07
IF IT'S WATER INC	Calibrate pool pump controlers	500.00
IVAN TORRALBA	REFUND OF ROOM RENTAL FEE	85.00
IVEY, KATHY	PD- REIMBURSEMENT (WHISTLES)	53.35
J B EQUIPMENT & SALES INC	New fitting press for trk #77	140.95
JAMES HIGGINS ASSOCIATES	PB & BOA mtg attnd April 2010	400.00
JENNIFER VONELLA	REFUND OF POOL MEMB REG FEE	140.00
JERSEY CENTRAL POWER & LIGHT	May electric general usage	26,396.72
JERSEY CENTRAL POWER & LIGHT	May street lighting	19,822.33
JOHNNY ON THE SPOT INC	UNITS AT PALAIA PK & CTGC	159.71
JUNGLE LASER LLC	NATL GEOMATICA 1/1/10 -1/31/10	1,585.00
JUNGLE LASER LLC	NAT'L GEOMATICA 4/1/10-4/30/10	3,665.00
KNOCKOUT	Printing Spring Newsletter	5,405.00
LAKWOOD AUTO/ASBURY NAPA	April misc parts	1,260.59
LAKWOOD AUTO/ASBURY NAPA	May misc parts	2,316.46
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES - MAY	467.40
LAW & PUBLIC SAFETY INSTITUTE	PD- TRAINING	100.00
LAWSON PRODUCTS INC	Misc welding material	555.80
LAWSON PRODUCTS INC	Misc hardware for Twp vehicles	894.88
LEE BATTERY SERVICE INC	May misc batteries	318.58
LEON S AVAKIAN INC	GEN,ZONING,SHARON,DPW,CTGC,777	7,961.25
LERTCH RECYCLING CO	April recycle brush	16,929.64
LERTCH RECYCLING CO	Recycle concrete/asphalt	212.40
LIFESAVERS INC	PD- AED BATTERY & PAD PACK	195.44
LINE SYSTEMS, INC.	MAY 2010 PHONE SERVICE CHARGES	4,244.98
LOWES INC	April misc building supplies	278.21
LYNN PEAVEY CO	PD- EVIDENCE SUPPLIES	684.70
MAIN ELECTRIC SUPPLY CO INC	Bulbs needed for Library	249.00
MAJOR POLICE SUPPLY	PD- HEADLIGHT FLASHER	133.56
MARIA RUIZ-ESTRADA	REFUND OF MORNING REC CAMP	255.00
MARTHA GIRALDO	REFUND OF REC SUMMER CAMP REG	170.00
MARTINEZ, SUZANA DAROCA	Spanish Intpr Session 4-27-10	162.50
MAZZA & SONS INC	April dump fees bulk materials	7,504.80
MAZZA & SONS INC	Dredge material/Sharon Pond	1,980.00
MAZZA & SONS INC	May dump fees bulk materials	5,203.20
MC MAHON, WILLIAM	Cell phone reimbursement	25.00
McHEFFEY, DR DINA A	MEDICAL CONSULT, JAN,FEB,MAR	300.00
MGL PRINTING SOLUTIONS	2010 Tax Bills and Envelopes	1,347.00
MIAMI SYSTEMS INC	Mailers	413.79
MIRACLE CHEMICAL CO	INITIAL CHLORINE DELIVERY	2,002.00
MIRIAM TIBURCIO	REFUND OF ROOM RENTAL FEE	165.00
MR DRIVE SHAFT	Misc parts for sani truck #3	314.37
NEPTUNE AUTO SUPPLY	April misc parts	3,423.91
NEPTUNE AUTO SUPPLY	May misc parts	1,552.46
NEPTUNE DOOR CO	Replace springs in Police Dept	177.00
NEW JERSEY GRAVEL & SAND CO	POOL COMPLEX PLAYGROUND SAND	133.00
NEXTEL-SPRINT PO MANAGEMENT	3/27/10-4/26/10 AIR CARDS	94.98
NJ DIV OF ALCOHOLIC BEVERAGE	2010-2011 LIQUOR LICENSE	57.00
NJ NATURAL GAS CO	April gas usage	6,658.70
NJ ST LEAGUE OF MUNICIPALITIES	6/18/10 PROF. DEV. SEMINAR	55.00
NJ ST LEAGUE OF MUNICIPALITIES	Subscription-NJ Municipalities	208.00
NJAWC	April water usage	4,262.78
NORCIA CORP	New brake and axle parts	2,620.51

## MEETING MINUTES

JUNE 14, 2010

NOVOBILSKY, DIANE	REIMBURSE CTGC SUPPLIES	55.99
OAK MEWS CONDO ASSOC	2010 STREETLIGHT REIMBURSEMENT	181.80
OAK MEWS CONDO ASSOC	2010 SNOW REMOVAL	338.22
OCEAN SERVICE ST INC	Gasoline needed for Twp veh	469.64
OTES PTA	ADVERTISEMENT IN JOURNAL	100.00
P F PETTIBONE & CO	Minute books	309.85
PETERS, STEVEN	PD- REIMBURSEMENT FBINAA	425.00
POSTMASTER	DEPOSIT FOR CHANGE OF ADDRESS	50.00
QUIKIE PRINT & COPY SHOPS	Envelopes for mailings	75.00
RIGGINS INC	May unlead & diesel fuel	33,477.11
ROLLING MEADOWS AT WAYSIDE	2010 SNOW REMOVAL	4,677.58
ROLLING MEADOWS AT WAYSIDE	2010 STREETLIGHT REIMBURSEMENT	1,878.60
SEA BREEZE FORD INC	May misc parts	1,824.34
SEA VIEW AUTO CORP	Repair broken lock cyl car #10	183.38
SEABOARD WELDING SUPPLY INC	CO2 TANKS MAY DELIVERY EST.	58.50
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - MAY	351.95
SHEARON ENVIRONMENTAL DESIGN	CTGC MAINTENANCE MAY	24,106.67
SIPERSTEIN'S PAINT	POOL PAINT SUPPLIES	353.94
SPRINT PO MANAGEMENT	Service for April 27 - May 26	49.99
STAVOLA ASPHALT CO INC	April 1st half patch program	321.60
STAVOLA ASPHALT CO INC	April 2nd half patch program	303.31
STORR TRACTOR CO	April misc parts	205.47
STORR TRACTOR CO	May misc parts	885.44
SUNSET FARM MARKET	ANNUALS FOR POOL COMPLEX	182.86
SUNSET FARM MARKET	May misc supplies	151.92
SUPPLY KING INC	CTGC VACUUM	200.00
THE BANK OF NEW YORK	MON CTY INPROV AUTH INT PYMT	322,300.44
THE FIRST TEE OF MONMOUTH &	LAKE BALLS - CTGC	40.00
THE MANOR @ WAYSIDE	REFUND OF OVERPYMT OF POOL	11.00
THE NEW COASTER LLC	MAY/JUNE LEGAL ADVERTISEMENTS	320.23
THE PHOTO CENTER DISCOUNT	PD- CIB CAMERA BATTERIES	118.00
TODAY PUBLICATIONS	CTGC ADVERTISING MAY	395.00
TODD HARRIS CO INC	GRANULAR CHLORINE	328.00
TONKS'S USED OIL FILTER DISP	Disposal of used oil filters	100.00
TREASURER COUNTY OF MONMOUTH	May dumping fees	61,715.58
TREASURER STATE OF NEW JERSEY	Annual Life Hazard Use	199.00
TREASURER STATE OF NJ	Annual elevator inspection fee	328.00
TRICITY NEWS	CTGC ADS:MARCH & APRIL	400.00
TRICO EQUIPMENT SERVICES LLC	Rental of 160 track hoe	1,400.00
UNITED STATES POSTAL SERVICE	POSTAGE FOR DELINQUENT SEWER	700.00
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAGE IN METER	5,000.00
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAGE IN METER	5,000.00
USHER PUBLISHING CO	LA Special Form Complaints	292.50
V E RALPH & SON INC	PD- FIRST AID SUPPLIES	999.56
VANTAGEPOINT TRANSFER AGENTS	Retiree Health Benefits	3,520.32
VERIZON	TELEPHONE & ISDN SERVICES 6/10	596.28
VERIZON COMMUNICATIONS	BROADBAND SERVICES MAY, 2010	104.49
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - MAY	400.10
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - MAY	440.11
VISUAL COMPUTER SOLUTIONS INC	BURKE POSS TRAINING 6/8-9/10	375.00
W W GRAINGER INC	April misc supplies	270.05
WANAMASSA PTA	ADVERTISEMENT POOL/CTGC	100.00
WEST PARK MANOR APARTMENTS	2010 GARBAGE REIMBURSEMENT	15,273.60
WILENSKY, MARIANNE	Renew Wilensky Planner License	130.00
<b>Total</b>		<b>712,720.65</b>
<b><u>Non Budget Account Payments</u></b>		
2105 HIGHWAY 35 ASSOCIATES	TAX OVERPAYMENT BL 3 L 13	7,447.00
BAC TAX SERVICES CORP	REFUND TAX OVERPAY BL 33.29 L9	2,115.84
BOARD OF FIRE COMMISSIONERS	2ND QTR 2010 FIRE DIST 1 TAXES	334,938.25
BOARD OF FIRE COMMISSIONERS	2ND QTR 2010 FIRE DIST 2 TAXES	306,313.75
DWEK HOMES LLC BY AMBOY BANK	TAX OVERPAYMENT BL 58 L 6	2,577.43
EPSTEIN, DONALD M. & JEANNE Z	TAX OVERPAY BL 25.35 L 1.04&05	16,574.44
ESSES, IRVING A. & RENE	REFUND TAX-TOTAL DISABLED	2,414.22
GUNN, ANTHONY	REFUND TAX-TOTAL DISABLED	3,047.37
OCEAN ASSOCIATES AND ZIPP &	TAX OVERPAYMENT BL 33.33 L 3	15,243.85
PARLAMAS, GEORGE G & CALLIOPE	TAX OVERPAYMENT BL 24 L 8	2,564.38
REMINGTON, RANDALL J &	REFUND TAX-TOTAL DISABLED	1,554.37

## MEETING MINUTES

JUNE 14, 2010

SAMPEDRO, MANUEL J & CYNTHIA A TREASURER OF SCHOOL MONIES	TAX OVERPAYMENT BL 37.13 L 15 JUNE 2010 SCHOOL TAXES PAYABLE	932.50 4,460,128.64	
<b><u>Total Non Budget Account Payments</u></b>		<b>5,155,852.04</b>	
<b><u>Total 2010 Current Fund Appropriations Payments</u></b>		<b>5,868,572.69</b>	
<b><u>General Capital Payments</u></b>			
LEON S AVAKIAN INC	FEB-APR-POLICE COM TOWER	1,282.50	C9-0018
LEON S AVAKIAN INC	FEB-MAY 2009 ROAD PROG-SUNSET	7,733.75	C9-0005
LEON S AVAKIAN INC	APR 2010 2008 ROAD PROGRAM	1,056.25	C8-0010
NJ BUSINESS SYS INC/CRANEL INC	PD- DIGITAL RADIO SYS-PHASE II	34,483.30	
<b><u>Total</u></b>		<b>44,555.80</b>	
<b><u>Total General Capital Payments</u></b>		<b>44,555.80</b>	
<b><u>Grants Payments</u></b>			
DELTA DENTAL PLAN OF NJ	Delta Dental June	111.65	
LANIGAN ASSOCIATES INC	PD- BODY ARMOR- T RANT	716.95	
LANIGAN ASSOCIATES INC	PD- BODY ARMOR- N CASTELLANO	716.95	
LANIGAN ASSOCIATES INC	PD- BODY ARMOR- C CLUNE	716.95	
LANIGAN ASSOCIATES INC	PD- BODY ARMOR - T KOLODZIEJ	716.95	
LEON S AVAKIAN INC	THRU APR 2010-OCEAN GLADES	975.00	C9-0001
<b><u>Total</u></b>		<b>3,954.45</b>	
<b><u>Total Grants Payments</u></b>			<b>3,954.45</b>
<b><u>TORTA Payments</u></b>			
DEVANT SPORT TOWELS	TOWELS FOR GOLF TOURNAMENT	842.83	
GARIFINE, JACK	INSTRUCT SPRING SOCCER CLINIC	273.00	
MAGHAN, DAWN RYT	INSTRUCT YOGA MAY AND JUNE	400.00	
PRINGLE, RYAN	SUPERVISE INSTR.BB 1ST PAYMT	240.00	
REISER, KATHY	REIMBURSE MAYORS GOLF TOURN.	340.61	
TWP OF OCEAN PAYROLL ACCOUNT	TORTA 5/28/2010	1,742.00	
TWP OF OCEAN PAYROLL ACCOUNT	TORTA for 6/11/10 payroll	2,521.50	
VIRGINIA MAITA	TORTA REFUND	55.00	
<b><u>Total</u></b>		<b>6,414.94</b>	
<b><u>Total TORTA Payments</u></b>		<b>6,414.94</b>	
<b><u>Trust Other Payments</u></b>			
2105 HWY 35 ASSOC LLC	MAINT REL ON 2105 HWY 35-STAR	1,083.75	
2105 HWY 35 ASSOC LLC	INSP REL ON 2105 HWY 35-MANHAT	275.00	
AMERADA HESS CORP	MAINT REL ON HWY 35 N	26,247.31	
ARBUS, MARTIN ESQ	JUN RETAINER,MAY	4,400.00	C0-0001
BROWN, SANFORD ESQ	PB Reviews and Resolutions	175.00	
BROWN, SANFORD ESQ	Reviews & Reso Ocean 35 Devlpr	37.50	
BROWN, SANFORD ESQ	COAH Litigation	495.00	
CELLI, MICHAEL G JR ESQUIRE	MAY 2010 PUBLIC DEFENDER SVS	500.00	
DIEDRICHSEN, MARK & EVELYN	MAINT REL ON 11 STANDISH DRIVE	1,882.56	
FITZGERALD, WILLIAM	PB and BOA Reviews	3,341.25	
FPN PRIME LLC	PERF REL ON 1903 HWY 35	10,151.13	
FRIEND, BRUCE	Scibal Checks 42914 & 43323	1,489.76	
FRIEND, BRUCE	Twp Share Scibal 42914/43323	387.53	
HOLLYWOOD GOLF CLUB	MAINT REL ON ROSELD AVE PH I	1,078.00	
JAMES HIGGINS ASSOCIATES	PB & BOA application reviews	812.50	
JAMES HIGGINS ASSOCIATES	Landscape Inspections	187.50	
JAMES HIGGINS ASSOCIATES	REZONING OAKHURST COUNTRY	187.50	
JASON A VOLET LLC	5/11 PUBLIC DEFENDER FEES	250.00	
JEFFREY R SURENIAN & ASSOC LLC	MAR/APR MOUNT LAUREL	55,011.99	C0-0005
JIM MAFFIA BUILDERS	MAINT REL ON 1402 LAUREL AVE	1,762.50	
JOHN & JILL RUOEDE	INSP FEE REL ON 14 ROBBY DRIVE	93.75	
LAUGHLIN, SCOTT	Scott Laughlin Scibal Ck 44312	1,456.78	
LAYNE MESSINA	MAINT REL ON 261 MONMOUTH RD	405.25	
LEON S AVAKIAN INC	THRU MAY 09-OCEAN PARTY LLC	995.00	
LEON S AVAKIAN INC	MAR/APR 2010 1402 LAUREL AVE	413.75	

LEON S AVAKIAN INC	APR 2010 VARIOUS INSPECTIONS	11,446.25
LEON S AVAKIAN INC	FEB-APR COAH LAWSUIT	405.00
MARY LOU KILLIAN	Return Escrow Killian	687.50
MASER CONSULTING, P.A.	FEB/MAY 2010-ROLLING MEAD PH 2	4,363.75
MASER CONSULTING, P.A.	FEB-MAY 2010-ROLLING MEAD PH 3	3,348.75
MASER CONSULTING, P.A.	MAR/MAY 10 ROLLING MEADOWS	2,097.50
MASER CONSULTING, P.A.	APR 2010 CEDAR VILLAGE PH2	297.50
MASER CONSULTING, P.A.	APRIL 2010-MECCIA SUBDIVISION	155.00
MONMOUTH CUSTOM BUILDERS	INSP FEE REL ON 259 MONMOUTH R	5,780.10
NEW CIRCULAR WIRELESS PCS LLC	PERF REL ON 110 HIGHWAY 35	909.01
NEW CIRCULAR WIRELESS PCS LLC	MAINT REL ON 1110 HWY 35	1,702.51
NJ DIVISION OF TAXATION	MAY 2010 SALES TAX COLLECTED	750.90
NJ NATURAL GAS CO	ESCROW REIMBURSEMENT	180.00
SCIALLO, LUKE JR	W.Comp for Scibal CK#44215	1,256.51
SCIALLO, LUKE JR	Twp Share Scibal Ck 44215	331.49
SCIALLO, LUKE JR	Scibal Check #44362 6/11/10	1,256.52
SCIALLO, LUKE JR	Twp Share Scibal Ck 44362	331.48
STEINBERG, MARK A ESQ	Rev/Resos Ocean Sr Citz Housng	750.00
SUNSET FARM MARKET	1 White Dogwood for Palaia Pk	129.00
SUNSET FARM MARKET	1 Emerald Maple Tree/JP Park	199.00
TWP OF OCEAN CURRENT FUND	Off Duty Admin/Police Car Use	350.00
TWP OF OCEAN CURRENT FUND	Off Duty Police Car/Admin Fees	967.50
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty 5/28/10 payroll	2,170.00
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police 6/11/2010	2,945.00
TWP OF OCEAN PAYROLL ACCOUNT	Friend Deferred Vacation	3,151.44
TWP OF OCEAN PAYROLL ACCOUNT	Friend Deferred Sick Pay	18,339.63
TWP OF OCEAN PAYROLL ACCOUNT	Payroll Ded from Scibal 44312	52.06
US BANK-CUST/SASS MUNI V DIR	REDEMPTION 105 21 07-00004	20,685.51
US BANK-CUST/SASS MUNI V DIR	PREMIUM 105 21 07-00004	200.00
US BANK-CUST/SASS MUNI V DIR	REDEMPTION 26.08 18 09-00013	6,870.54
WILLMS, DOUGLAS	Scibal Ck#44214	1,059.47
WILLMS, DOUGLAS	Twp Share Scibal Ck#44214	528.53
WILLMS, DOUGLAS	Scibal Ck #44214 6/11/10	1,050.42
WILLMS, DOUGLAS	Twp Share Scibal Ck 44214	537.58
<b><u>Total</u></b>		<b>208,405.76</b>
<b><u>Total Trust Other Payments</u></b>		<b><u>208,405.76</u></b>

**Total Bill List for June 14, 2010**

<b>Appropriation Reserve Total</b>	<b>9,816.40</b>
<b>Current Fund Total</b>	<b><u>5,868,572.69</u></b>
<b>General Capital Fund Total</b>	<b><u>44,555.80</u></b>
<b>State &amp; Federal Grant Total</b>	<b><u>3,954.45</u></b>
<b>Law Enforcement Trust Total</b>	
<b>TORTA Total</b>	<b><u>6,414.94</u></b>
<b>Trust Other Total</b>	<b><u>208,405.76</u></b>
<b>Animal Control Total</b>	
<b>Bid Deposit Refund</b>	
<b>State Unemployment Trust</b>	
<b>Trust Assessment Fund</b>	
<b>Total of All Funds</b>	<b><u>6,141,720.04</u></b>

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve			X		
Motion to Second	X				
Approved	X	X	X	X	X (*)
Opposed					
Not Voting/Recuse					
Absent/Excused					

\*Yes, except to those in which I may have a conflict:

Sanford Brown, Esq.  
James Higgins Associates

**RESOLUTIONS:**

**10-088 Authorize the Tax Collector/Finance Director to issue refund check(s) for the following owners who have been declared 100% disabled veterans:**

**a. Block 34.03, Lot 9 - \$3,047.37**

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

**WHEREAS**, the following individual filed an application with the Assessor for a Total Disabled Veteran and was given approval effective January 1, 2010:

Owner Name	Block	Lot	Qual.	Address
Gunn, Anthony	34.03	9	C1102	21 Rawson Circle

**WHEREAS**, the following 2010 taxes should be canceled and payments made on canceled taxes be refunded:

Owner Name	1 <sup>st</sup> Quarter 2010	2 <sup>nd</sup> Quarter 2010	3 <sup>rd</sup> Quarter 2010	4 <sup>th</sup> Quarter 2010	Total Refund
Gunn, Anthony	1523.69	1523.68	0	0	3,047.37

**WHEREAS**, Taxes for the first half of 2010 levied on this property are \$3,047.37, of which Mr. Gunn paid \$3,047.37 and is now entitled to a refund and the first half of 2010 taxes assessed at \$3,047.37 should be canceled.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, that the Tax Collector is hereby authorized to cancel the Real Estate Taxes for the 2010 tax year and refund the 2010 taxes already paid by the individual listed above.

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

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

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

b. Block 25.15, Lot 53.01 - \$2,414.22

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

**WHEREAS**, the following individual filed an application with the Assessor for a Total Disabled Veteran and was given approval effective January 1, 2010:

Owner Name	Block	Lot	Qual.	Address
Esses, Irving A. & Rene	25.15	53.01		2 Robby Drive

**WHEREAS**, the following 2010 taxes should be canceled and payments made on canceled taxes be refunded:

Owner Name	1 <sup>st</sup> Quarter 2010	2 <sup>nd</sup> Quarter 2010	3 <sup>rd</sup> Quarter 2010	4 <sup>th</sup> Quarter 2010	Total Refund
Esses, Irving A. & Rene	2,414.22	0	0	0	2,414.22

**WHEREAS**, Taxes for the first half of 2010 levied on this property are \$4,828.44 which Esses, Irving A. and Rene paid \$2,414.22 and is now entitled to a refund and the first half of 2010 taxes assessed at \$4,828.44 should be canceled.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, that the Tax Collector is hereby authorized to cancel the Real Estate Taxes for the 2010 tax year and refund the 2010 taxes already paid by the individual listed above.

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

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

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

**10-089 Authorize the Tax Collector/Finance Director to issue refund check(s) in the amount of \$2,115.84 to the owner of Block 33.29, Lot 9, due to an overpayment of taxes.**

**AUTHORIZING REFUND OF TAX OVERPAYMENT**

**WHEREAS**, a payment was made by the owner and the mortgage company for 2nd quarter 2010 property taxes in the amount of \$2,115.84,

**WHEREAS**, the tax overpayment should be refunded to BAC Tax Services Corporation,

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

Block	Lot	Owner/Payer Name	Amount	Reason
33.29	9	BAC Tax Services Corp P.O. Box 10211 MS CA0-911-01-03 Van Nuys, CA 91410-0211	2,115.84	Bank of America and Owner both Paid 2nd Quarter Taxes.
<b>Total Taxes Overpaid</b>			<b>\$2,115.84</b>	

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

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

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

**10-090 Authorize fireworks display for July 3, 2010 at Joe Palaia Park**

**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, 2010 (raindate July 5, 2010) at Joe Palaia Park; and

**WHEREAS**, the Chief of Police and Fire Marshall of Fire District Number One have approved 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, 2010 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.

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

**10-091 Affirm the Township of Ocean's Civil Rights Policy**

**A RESOLUTION TO AFFIRM THE TOWNSHIP OF OCEAN'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS**

**WHEREAS**, it is the policy of the Township of Ocean to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

**WHEREAS**, the governing body of the Township of Ocean has determined that certain procedures need to be established to accomplish this policy,

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

1. No official, employee, appointee or volunteer of the Township of Ocean by whatever title known, or any entity that is in any way a part of the Township of Ocean shall engage, either directly or indirectly in any act, including the failure to act, that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of Ocean's business or using the facilities or property of the Township of Ocean.
2. The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township of Ocean to provide services that otherwise could be performed by the Township of Ocean.
3. Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.
4. The Township shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution.

Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

5. No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.
6. The Township shall establish written procedures that require all officials, employees, appointees and volunteers of the Township of Ocean as well as other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.
7. The Township Manager shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.
8. At least annually, the Township Manager shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township of Ocean. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township of Ocean's website.
9. This resolution shall take effect immediately.
10. A copy of this resolution shall be published in the official newspaper of the Township of Ocean in order for the public to be made aware of this policy and the Township's commitment to the implementation and enforcement of this policy.

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

**10-092 Authorize the Shared Services Agreement with the Monmouth County Sheriff's Department for Police Communication Services**

**WHEREAS**, the Township of Ocean wishes to enter into a shared services agreement with the Monmouth County Sheriffs Department to provide computer related services to support any call-taking and dispatching functions for the Township; and

**WHEREAS**, The Township of Ocean Police Department has received a price quote from Monmouth County to provide said services as part of this shared services agreement and said cost not to exceed \$43,198.48; and

**WHEREAS**, it is the recommendation of the Township manager and the Police Chief to enter into the shared services agreement with the Monmouth County Sheriffs Department to provide said services at a cost not to exceed \$43,198.48

**WHEREAS**, funds for said shared services agreement have been certified by the Director of Finance and are available in the following accounts:

Police Department

Contract Services	Account # 01-25-745-247	\$25,000.00
Telecommunications Services	Account # 01-25-745-277	\$18,198.48

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the Township Manager is hereby authorize to execute the Shared Services Agreement between the Township of Ocean and the Monmouth County Sheriffs Department to provide services as noted within; 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
2. Monmouth County Sheriffs Department

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

**10-093 Authorize the Tax Collector to issue a refund to property owners who have received a favorable tax appeal**

**AUTHORIZING THE CANCELATION OF 2007, 2008 AND 2009 TAXES AND REFUNDING THE TAX OVERPAYMENTS FROM 2007, 2008 AND 2009 RESULTING FROM NEW JERSEY STATE TAX COURT JUDGMENT**

**WHEREAS**, the State of New Jersey Tax Court have rendered judgments on appeals made by tax payers regarding the property assessment of various properties, and,

**WHEREAS**, there are properties which had their property assessment reduced by the State of New Jersey Tax Court resulting in a reduction in the total taxes to be paid to the Township of Ocean for the year 2007, 2008 and 2009, and,

**WHEREAS**, proper procedures require that the 2007, 2008 and 2009 tax assessments be adjusted and refunds be made for taxes overpaid in 2007, 2008 and 2009 that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor's Field Book for 2007, 2008 and 2009;

**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 2007, 2008 and 2009 tax assessment based on the State Tax Board Judgment and the Director of Finance to refund the tax overpayment for 2007, 2008 and 2009 taxes as listed below:

Block/Lot	Property Owner	Property Address	Tax Overpayments			Total Refund
			2007	2008	2009	
3 / 13	2105 HWY 35 Assoc Parlamas, George G	2105 - 2107 HWY 35	-	919.50	6,527.50	7,447.00
24 / 8	& Calliope Epstein, Donald M. &	410 Sherman Avenue 271 Whale Pond			2,564.38	2,564.38
25.35 / 1.04	Jeanne Z	Road	2,728.88	4,058.67	5,981.06	12,768.61
25.35 / 1.05	Epstein, Donald M. & Jeanne Z	239 Whale Pond Road	1,231.54	1,278.11	1,296.18	3,805.83
33.33 / 3	Ocean Associates Sampedro, Manuel J.	1801 HWY 35		6,642.47	8,601.38	15,243.85
37.13 / 15	& Cynthia A. C/O Capital Property	15 Tudor Drive			932.50	932.50
58 / 6	Management	401 Crosby Avenue			2,577.43	2,577.43
						-
Totals			3,960.42	12,898.75	28,480.43	45,339.60

**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 Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve			X		
Motion to Second	X				
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**ORDINANCES:**

Township Clerk read the following Ordinances by Title:

**Adoption(s):**

Ordinance #2146 (Coaster) A bond ordinance providing for curb and sidewalk repairs appropriating \$236,475 and authorizing the issuance of \$224,650 bonds or notes to finance a portion thereof

The following vote was taken to open the Public Hearing on Ordinance #2146

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

Mayor Larkin announced that a revision to Ordinance #2146 was necessary. Mayor Larkin explained that, due to the difficult economic times facing Township residents and the fact that some of the assessments that the property owners will face are significant, the Governing Body would like to amend this ordinance to allow for a ten-year payback as opposed to the normal five-year payback.

Mayor Larkin called for a vote on said amendment and the following vote was taken:

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

Mayor Larkin announced that the Public Hearing will be carried until the next Council Meeting, which will probably be scheduled for the end of June.

Ordinance #2147 – Amend Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” entitled “Personnel Policies, Practices and Procedures”  
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2147

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

Seeing that there were no public comments on Ordinance #2147, the following vote was taken to close the Public Hearing:

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

The following vote was taken to adopt Ordinance #2147 and advertise according to law:

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

### ***Council Reports:***

**Councilmember Schepiga** reminded everyone that fireworks will be held on July 3, 2010, with a raindate of July 5, 2010

Deputy Mayor Hiers commented on the tragedy that occurred where State Trooper Castellano was killed. Deputy Mayor Hiers reminded everyone that Trooper Castellano's brother, Mark, was recently hired as a Police Officer with the Township. He commended the Police Department for the respectful showing that occurred at the services for Trooper Castellano

### **The following made no Reports:**

Councilmember(s) Garofalo and Siciliano  
Andrew Brannen, Township Manager  
Martin Arbus, Township Attorney

### **PUBLIC COMMENTS:**

**Mitch Nelson** commented that he had attended the soccer tournament over this past weekend and wanted to make the Council aware of a number of trees that were dead along the footpath and they need to be cut down before someone gets hurt.

Mr. Nelson also inquired about the status of the Stop and Shop Litigation.

Martin Arbus, Township Attorney, responded that they had a court date but it has been postponed as the Judge who was hearing the case has been transferred. No date has been set.

**Barbara Nelson** made a statement regarding the reduced number of regularly scheduled council meetings, which in turn causes a number of special meetings to be required. Perhaps the Council should reconsider the current schedule and revert back to the old way of having two public meetings per month.

Martin Arbus, Township Attorney, responded that it was necessary to schedule the June 3, 2010 meeting in order to approve the settlement with Martelli Development due to the tight time constraints between court dates. This agreement needed to be finalized prior to the next scheduled hearing.

Mayor Larkin also explained that even though the Agreement was reached with Martelli, the Court still needs to approve the settlement. Also, should the legislation amending COAH be passed, Mayor Larkin anticipates that it will be challenged in court.

No other public comments were received.

Seeing that there were no other comments, Mayor Larkin entertained a motion to adjourn the meeting.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Adjourn	X				
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Respectfully submitted,

William F. Larkin  
Mayor

Vincent Buttiglieri, RMC/CMC  
Municipal Clerk