

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

MAY 18, 2010

OAKHURST, NEW JERSEY

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

Absent: **Councilmember Garofalo**

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

Subject: Litigation - COAH

Action: Martin Arbus, Township Attorney, discussed the status of the ongoing COAH litigation. Mr. Arbus met with Mr. Martelli on May 13, 2010 to express the Township's view that the density he was proposing was not acceptable and he would need to reduce it further, under the currently proposed number of 32 units. Negotiations are still ongoing and hopefully, movement will be forthcoming. Mr. Arbus also reiterated that language will be placed in any agreement that is reached with Mr. Martelli that all the drainage issues must be addressed in any proposed development of the sight in question.

Mr. Arbus again stated that the Township is hoping that this legislation is changed as to incorporate the pre-1980 units that currently exist in the Township.

Mr. Arbus stated that the next court hearing is set for May 24, 2010 and he will report on any updates at a subsequent meeting.

Subject: Litigation – Land Sale

Action: Mr. Brannen reported that some year's back, the Township had collected approximately \$240,000 from Solomon Dwek related to a proposed development. In 2006, Mr. Dwek filed for bankruptcy and in May of that year, all his assets were frozen. The Township has received notification that the Bankruptcy Court is looking for that money to be returned. Mr. Brannen will investigate further and report back with any additional information.

Subject: Contract – Police Services

Action: Mr. Brannen stated that the Township will submit a proposal to the Borough of Interlaken for a five, ten, and fifteen year contract with an initial yearly fee of \$175,000, and increasing that fee for each additional year.

Respectfully submitted,

Vincent Buttiglieri, RMC/CMC
Township Clerk