

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

NOVEMBER 8, 2010

OAKHURST, NEW JERSEY

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

Subject: Litigation – COAH

Action: Martin Arbus, Township Attorney, discussed the status of the litigation. He reported, as follows:

1. Mayor Larkin and Mr. Arbus attended the Committee Meeting of the Assembly Housing Committee to testify regarding the proposed changes to COAH. Also in attendance was Jeffrey Surenian, Esq. the Township's COAH Attorney.
2. The new Legislation proposes that in order to be considered inclusionary, 25% of the students in the Township school system must be receiving free lunches.
3. If the Township was ever to be considered inclusionary, it would still need to set aside 10% of developable land for low and moderate income housing.
4. The Hearing on the pending Motions were postponed until November 15, 2011, at which time the decision on the Martelli settlement may be made public.
5. The Township will be submitting a Consent Order that stipulates that we will commence negotiations with BVB Properties and will submit a Plan within 120 days.
6. Township will also argue that Roosevelt Properties also failed to negotiate prior to the lawsuit and was not the "Catalyst for Change" therefore they should be barred from instituting suit.

Further discussion occurred with regard to whether the Township should partner with surrounding municipalities to gain inclusionary status.

Mr. Arbus will continue to report back with any future developments.

Subject: Personnel – Employee Benefits

Action: After discussion, it was agreed that the Township would honor previous agreed upon salary adjustments for certain employees.

Subject: Contract – Local 701 and Local 177

Action: After discussion, it was agreed upon that Mr. Brannen will not pursue certain stipulations that both bargaining units are against. He will bring these negotiations to closure shortly.

Respectfully submitted,

Vincent Buttiglieri, RMC/CMC
Township Clerk