

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

**SEPTEMBER 13, 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

**Absent:** Siciliano

**Others:** Martin J. 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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**PROCLAMATION:**

***National Domestic Violence Awareness Month***  
October 2010

***NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH  
OCTOBER 2010***

**WHEREAS,** domestic violence is a serious crime that affects people of all races, ages, gender, and income levels; and

**WHEREAS,** domestic violence is widespread and affects over 4 million Americans each year; and

**WHEREAS,** one in three Americans have witnessed an incident of domestic violence; and

**WHEREAS,** children that grow up in violent homes are believed to be abused and neglected at a rate higher than the national average; and

**WHEREAS,** domestic violence costs the nation billions of dollars annually in medical expenses, police and court costs, shelters, foster care, sick leave, absenteeism, and non-productivity; and

**WHEREAS,** only a coordinated community effort will put a stop to this heinous crime; and

**WHEREAS,** Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous

organizations and individuals who provide critical advocacy, services and assistance to victims;

**NOW, THEREFORE,** We, the Governing Body of the Township of Ocean do hereby proclaim the month of October to be

***Domestic Violence Awareness Month***

and urge our citizens to work together to eliminate domestic violence from our community.

***Fire Prevention Week***

October 3-9, 2010

***Fire Prevention Week***

*October 3-9, 2010*

**WHEREAS,** the Township of Ocean is committed to ensuring the safety and security of all those living in and visiting our township; and

**WHEREAS,** fire is a serious public safety concern both locally and nationally, and homes are where people are at greatest risk to fire; and

**WHEREAS,** nearly 3,000 people die each years as a result of home fires each year; and

**WHEREAS,** roughly two-thirds of home fire deaths resulted from home fires in which no smoke alarms or no working smoke alarms were present; and

**WHEREAS,** working smoke alarms cut the chance of dying in a reported fire in half; and

**WHEREAS,** the National Fire Protection Association recommends at least one smoke alarm on every level of the home (including the basement) outside all sleeping areas, and in all bedrooms; and

**WHEREAS,** informing the public about the importance of smoke alarm installation and maintenance serves an essential step toward increasing the public's safety from home fires; and

**WHEREAS,** the Township of Ocean's first responders are dedicated to reducing the occurrence of home fires and home fire deaths and injuries through prevention and proper education; and

**WHEREAS,** the Township of Ocean's residents are responsive to public education measures and are able to take personal responsibility to increase their safety from fire, especially in their homes; and

**WHEREAS,** the Fire Prevention Week 2010, October 3-9 theme, "Smoke Alarms: A Sound You Can Live With!" actively works to motivate the Township of Ocean's residents to implement smoke alarm recommendations in their homes;

**NOW, THEREFORE, BE IT PROCLAIMED,** I William F. Larkin, Mayor of the Township of Ocean, along with the entire Governing Body, do hereby proclaim October 3-9, 2010 as

***Fire Prevention Week***

throughout the Township of Ocean, and I urge all people of the Township to protect their homes and families by heeding the potentially life-saving messages of Fire Prevention

Week 2010, and to support the many activities and efforts of the Township of Ocean's fire and emergency services.

**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/or 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 COMENTS:**

Don Geiger inquired about the nature of various vouchers including, but not limited to, payments made to the Village of Loch Arbour, subscriptions, MGL Printing and Rutgers University.

Andrew Brannen, Township Manager, explained the particulars of each payment Mr. Geiger questioned.

There were no additional questions at this time.

**CONSENT ITEMS:**

Mayor Larkin announced that resolution #10-152 will be removed from the Agenda at this time.

**MINUTES:**

August 9, 2010 – Workshop, Public and Closed Meeting  
August 27, 2010 – Public Meeting

**RESOLUTIONS:**

**10-147 Accept the Performance Guarantees for the following:**

**a. Block 61.05, Lot 14.02 – 501 Wildwood Road – Wilson Homes, LLC**

**WHEREAS**, the Township of Ocean has approved a development project on Block 61.05, Lot 14.02 also known as 509 Wildwood Road; and

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

**WHEREAS**, Wilson Homes, LLC has posted cash performance guarantees totaling \$4,896.00 along with engineering inspection fees totaling \$1,380.00 and the required certificate of insurance.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and 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 be forwarded to the following:

1. Township Engineer

2. Director of Community Development
3. Construction Official
4. Wilson Homes, LLC

**10-148 Authorize the time extension to the Developer's Agreement for the following:**

**a. Block 13, Lots 17, 18 & 21 – Norwood and Jerome Avenues – Gerechoff - Sheer, LLC**

**WHEREAS**, on December 12, 2005 the Township of Ocean Planning Board did approve the application of Gerechoff-Scheer, LLC for Subdivision and Site Plan Approval with Variances for property described as Block 13, Lots 17, 18 & 21 also known as Norwood and Jerome Avenues; and

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated October 25, 2006 for Subdivision and Site Plan Approval with Variances for property described as Block 13, Lots 17, 18 & 21 ; and

**WHEREAS**, performance guarantees were posted totaling \$216,660.00 in the form of Performance Bond #B1029275 issued by Selective Insurance Company of America, Branchville, NJ in the amount of \$194,994.00 together with cash in the amount of \$21,666.00; and

**WHEREAS**, the Township Clerk is in receipt of a letter from Irwin D. Gerechoff on behalf of Gerechoff-Scheer, LLC dated June 14, 2010 requesting release of the performance guarantees upon completion of the project; and

**WHEREAS**, under the provisions of N.J.S.A. 40:55D-53(b) of the Municipal Land Use Law, the governing body may extend the time period in which the improvements may be completed; and

**WHEREAS**, the Township Clerk is in receipt of a memorandum from the Township Engineer's representative, Louis J. Lobosco, P.E., P.P. dated September 1, 2010 denying the release; and

**WHEREAS**, in instances such as this, consideration is given to the granting of a time extension with no reduction of the performance guarantee; and

**WHEREAS**, the Township Council is in agreement with said extension and consents to same.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby authorize and approve a time extension to the developer's agreement between Gerechoff-Scheer, LLC and the Township of Ocean to expire on September 13, 2011 expressly subject to the following conditions:

1. Payment of any outstanding inspection fees
2. Consent of the Surety, Selective Insurance Company of America
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 be forwarded to the following:

1. Township Engineer
2. Director of Community Development]
3. Construction Official
4. Selective Insurance Company of America
5. Gerechoff-Scheer, LLC

**10-149 Authorize the closure of Sunset Avenue between Garven Avenue and Wickapecko Drive from November 1, 2010 through December 15, 2010.**

**WHEREAS**, the Township Council of the Township of Ocean awarded a contract to Fernandes Construction, Inc. on August 9, 2010 to perform various roadway improvements throughout the Township; and

**WHEREAS**, based on the improvements slated to be performed by Fernandes Construction, Inc. along a portion of Sunset Avenue in the Township, it has been deemed necessary to close a portion of that roadway from approximately November 1, 2010 through December 15, 2010; and

**WHEREAS**, it is the recommendation of the Township Engineer, the Director of Public Works and the Township Manager that the following road closure be implemented during the construction period:

<b>Roadway</b>	<b>Limitations</b>
Sunset Avenue	Garven Avenue to Wickapecko drive

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the closure of Sunset Avenue between Garven Avenue and Wickapecko Drive between the period of November 1, 2010 through December 15, 2010; and

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

1. Township Manager
2. Director of Public Works
3. Township Engineer
4. Fernandes Construction

**10-150 Authorize the renewal of the liquor license for Levy Liquors, LLC for the license term 2010/2011**

**WHEREAS**, an application for the extension of the renewal of the license was made to the State of New Jersey, Division of Alcoholic Beverage Control by Levy Liquors II, LLC requesting a Special Ruling to permit the renewal of their inactive liquor license No. 1337-33-002-012 for the 2010-2011 license term pursuant to N.J.S.A. 33:1-12.39; and

**WHEREAS**, on August 12, 2010, the Township of Ocean received notification from the Director of the Division of Alcoholic Beverage Control granting the Special Ruling that permits the consideration for the renewal of the aforementioned liquor license for the 2010-2011 license term;

**WHEREAS**, the Retail Renewal Application form 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;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby granted to renew the following Retail Alcoholic Beverage License for the 2010-2011 license term, effective July 1, 2010:

**PLENARY RETAIL CONSUMPTION**

#1337-33-002-012            Levy Liquors II, LLC  
    (Pocket License)  
    1910 Route 35, Oakhurst, NJ 07755

**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

**10-151 Authorize receipt of bids for the following:****a. Burglar Alarm Administrative Services**

**WHEREAS**, the Township Council is desirous of receiving Requests for Proposals for the following:

*Burglar Alarm Administrative Services*

**WHEREAS**, specifications for the aforesaid items will be on file in Police Department and will be available for inspection.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the Township Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Police Chief

**10-153 Approve the submission of the following Grant application(s)****a. Monmouth County Board of Mental Health and Addiction Services**

**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 such services for adolescent residents of Monmouth County and

**WHEREAS**, the Township of Ocean Alliance for the Prevention of Alcohol and Drug Abuse has recommended the continuation of the prevention, intervention, and treatment services provided through the Human Services Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the Township Manager or his designee is authorized to prepare and submit an application for funding to the Monmouth County Board of Mental Health and Addiction Services for adolescent 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. Director of Human services
3. Director of Finance

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					

**INDIVIDUAL ACTION:**

**VOUCHERS: 6,490,334.74**

**Township of Ocean  
Department of Finance  
Voucher List for September 13, 2010**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
ATLANTIC IRRIGATION	Nov misc irrigation supplies	49.35	
ATLANTIC IRRIGATION	Dec misc irrigation supplies	64.33	
COOPER ELECTRIC SUPPLY CO	Renew service contract	239.20	
LAWMAN SUPPLY CO OF NJ INC	PD- AMMO REPLENISHMENT	5,801.42	
NJ NATURAL GAS CO	Payment/outstanding invoices	10,391.43	
TRICO EQUIPMENT SERVICES LLC	Repair loader #50	4,036.30	
<b><u>Total</u></b>		<b>20,582.03</b>	
<b><u>Total Appropriation Reserves Payments</u></b>			
<b><u>2010 Current Fund Appropriation Payments</u></b>			
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES - JULY	31.00	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES - AUG	32.50	
ADPRO IMPRINTS/BUDGET BANNERS	PD- NIGHT OUT AGAINST CRIME	397.00	
AFLAC - NEW YORK - FLEX ONE	JULY 2010 MEDFLEX ADMIN FEES	25.00	
AFLAC - NEW YORK - FLEX ONE	AUG 2010 MEDFLEX ADMIN FEES	25.00	
ALL AMERICAN TURF INC	August misc lawn mower parts	174.62	
AM/PM SERVICES	CAT,DOG & "ODD DUCK"	99.00	

## MEETING MINTUES

SEPTEMBER 13, 2010

AMBASSADOR MEDICAL SERVICE	Random drug/alcohol test	432.00	
AMERICAN HOSE & HYDRAULICS CO	Cylinder for tractor #46	425.00	
AMERICAN WEAR INC	July uniform rental	744.24	
AMERICAN WEAR INC	July rags for shop use	48.00	
AMERICAN WEAR INC	Aug rags for shop use	48.00	
ANDREA HOYLE	REIMBURSEMENT FOR	26.25	
ANDREW GEORGE HANDRAS	REFUND OF OVERPYMT FOR EVENT	40.00	
ANDY HECHT	REFUND OF REC SOCCER REG FEE	50.00	
APARECIDA BORBA	REFUND OF REC ROOM RENTAL FEE	135.00	
ARBUS, MARTIN ESQ	AUG RET,GEN,LOCH ARBOUR,COAH	7,154.33	CO-0008
ARMSTRONG TREE SERVICE LLC	Hazardous Tree Removals	900.00	
ARMSTRONG TREE SERVICE LLC	Emergency low hanging limbs	300.00	
ATLANTIC IRRIGATION	June misc irrigation supplies	377.21	
ATLANTIC IRRIGATION	July misc irrigation supplies	319.89	
ATLANTIC PLUMBING SUPPLY CORP	July misc plumbing supplies	72.62	
ATLANTIC PLUMBING SUPPLY CORP	Aug misc plumbing supplies	250.19	
BARG'S LAWN & GARDEN SHOP INC	Aug misc lawn mower parts	42.20	
BENDINER & SCHLESINGER INC	DRUG TEST SUPPLIES	500.00	
BERGEY'S TRUCK CENTER	July misc parts	279.52	
BROWN, SANFORD ESQ	PB Reviews July 2010	82.50	
BUTTIGLIERI, VINCENT CMC	AUGUST 2010 PETTY CASH	247.38	
CALABRO, PHIL	SUPERVISOR ADULT BB JULY/AUG	234.00	
CALEA	PD- ACCREDITATION UPDATE SERV	85.00	
CAPTUREPOINT.COM	SEPT 2010-2011 SUBSCRIPTION	6,163.67	
CHOICE SIGNS	New sign for Dave Dahrouge Pk	395.00	
CLARK, CHRISTINE	REIMBURSE FINGERPRINTING	26.25	
CLASSIC TOURS	POPLAR VILLAGE SENIOR TRIP	920.00	
CLEARVIEW CINEMA GROUP INC	REC CAMP PROGRAMS	1,995.00	
CMF BUSINESS SUPPLIES	COPY PAPER	502.92	
COMCAST SPOTLIGHT INC	CTGC COURSE ADS-JUNE	1,669.00	
COMCAST SPOTLIGHT INC	CTGC ADVERTISING JULY	172.00	
CONNIE SCHNEIDER	REFUND OF REC SOCCER REG FEE	40.00	
CONTE'S AUTOMATIC CAR WASH	PD- CAR WASH MAINTENANCE- JULY	70.00	
CONTE'S AUTOMATIC CAR WASH	PD- CAR WASH MAINTENANCE-	70.00	
CON-WAY FREIGHT	REFUND OF OVERPYMT OF POOL FEE	165.00	
CRAFTMASTER PRINTING INC	PD- DEPT FORMS	103.00	
CRYSTAL SPRINGS	July spring water	98.98	
CUSTOM BANDAG INC	July recap & service tires	3,533.72	
DELTA DENTAL PLAN OF NJ	September Dental Insurance	10,606.09	
EAST COAST EMERGENCY LIGHTING	PD- LENS KIT W/OPTICOM	163.20	
EDWARDS TIRE CO INC	July tires for Twp vehicles	1,457.35	
EDWARDS TIRE CO INC	Aug tires for Twp. vehicles	1,164.00	
EDWARDS TIRE CO INC	August recap & service tires	4,325.75	
EDWARDS TIRE CO INC	Good Year tires for backhoe 55	980.00	
ELAINE GONSALVES	REFUND OF REC SOCCER REG FEE	40.00	
ELECTRONIC RISK CONSULTANTS IN	FINAL PAYMENT 2010 EQUIP MAINT	31,199.98	
EMERGENCY COM NETWORK INC	PD- WATER RESTRICTION MESSAGE	1,980.00	
ESPOSITO, KELLI	REIMBURSE FINGERPRINTING	26.25	
F & C AUTOMOTIVE SUPPLY INC	July misc parts	5,179.90	
FEDEX	Shipping cost for soil	80.24	
FIRE SECURITY TECH INC	Emergency call for fire alarms	220.00	
FLAGSHIP HEALTH SYSTEMS INC	September Delta Flagship	378.70	
FLEETWASH INC	Wash sanitation trucks	732.50	
FORT DEARBORN LIFE INS CO	September Life Insurance	651.60	
FRABIZIO, ANTHONY	REIMBURSE FOR FINGERPRINTTING	26.25	
GANNETT NJ NEWSPAPERS	A/C9459 8/2010 LEGAL ADS	92.88	
GANNETT NJ NEWSPAPERS	A/C9459 AUG LEGAL ADS	57.24	
GANNETT NJ NEWSPAPERS	A/C9459 AUG PB REORG,PITTI BIM	61.56	
GARDEN STATE FIRE & SECURITY	Alarm monitoring service	300.00	
GARDEN STATE LABS INC	ANALYTICAL SERVICES - POOL	1,195.00	
GEESE CHASERS LLC	GEESE CONTROL - AUGUST	862.33	
GEORGE CALABA	REFUND OF OVERPYMT FOR EVENT	40.00	
GEORGE WALL LINCOLN MERCURY	July misc parts	20.86	
GIBBONS, BRIAN	FINGERPRINTING REIMBURSEMENT	26.25	
GLORIA GONZALEZ	REIMB FOR COUNCILING FEE PAID	183.75	
GOLF CAR SPECIALITIES LLC	CTGC UTIL VEHICLES AUGUST	140.00	
GOLF CAR SPECIALITIES LLC	GOLF CAR LEASE/SERVICE AUGUST	2,070.00	

## MEETING MINTUES

SEPTEMBER 13, 2010

GOVCONNECTION INC	Printer Repair Parts	116.75
GOVCONNECTION INC	Public Works Memory for Laptop	32.00
GOVCONNECTION INC	PD- ASSORTED TONER CARTRIDGES	1,780.00
GOVCONNECTION INC	HP Laserjet M2727 Toner	144.00
GOVCONNECTION INC	USB Card Swiper/Reader	98.00
GOVCONNECTION INC	1TB USB Portable Hardrive	137.00
GRAYBAR ELECTRIC CO	July misc supplies	1,686.36
HEALY, GLENN	REIMBURSE FINGERPRINTING	26.25
HEARTLAND SERVICES INC	SET UP FEE FOR RECREATION	95.00
HEARTLAND SERVICES INC	WEB/SERVICE FEE FOR REC CREDIT	212.93
HEARTLAND SERVICES INC	AUG CTGC CREDIT CARD SERVICE	841.43
HEARTLAND SERVICES INC	AUG 2010 RECREATION CREDIT CAR	12.58
IDEAL LUMBER & SUPPLY CO	Aug misc lumber & support	593.34
IDESCO CORP	Fargo hd600 Transfer Film	169.03
INGENITO, NEIL CAPT	PD- PETTY CASH REIMBURSEMENT	174.09
J B EQUIPMENT & SALES INC	New Storm Sewer Nozzle	2,574.00
JAMES W MASTRIANI	INTEREST ARBITRATOR SERVICES	7,350.00
JBC SAFETY PLASTIC INC	Reflective traffic cone	649.00
JERSEY CENTRAL POWER & LIGHT	July electric general usage	37,701.86
JERSEY CENTRAL POWER & LIGHT	SVS NT/STREETLIGHT	405.45
JERSEY CENTRAL POWER & LIGHT	Install new street	405.45
JIM CURLEY PONTIAC GMC TRUCK	Aug misc parts	1,507.15
JIM CURLEY PONTIAC GMC TRUCK	Muffler for Truck #83	2,462.66
JOHNNY ON THE SPOT INC	RESTROOMS PALAIA PK & CTGC	159.70
JOHNSON & TOWERS INC	Transynd 55 gal. for truck #55	1,472.58
JOHNSON, JUDI	REIMBURSE POOL SUPPLIES	118.96
JON MC MAHON	REFUND OF OVERPYMT FOR EVENT	40.00
JUNGLE LASER LLC	NAT'L GEOMATICA 7/1/10-7/31/10	2,860.00
JUNGLE LASER LLC	NAT'L GEOMATICA 6/1/10-6/30/10	4,230.00
KELLY WINTHROP, LLC.	Removal of dead deer	100.00
KELLY WINTHROP, LLC.	Removal of dead deer	50.00
KLAYTON, ANN	STATE TAX COURT APPEAL COSTS	1,925.00
L3 COM MOBILE-VISION INC	PD- NEW VEHICLE EQUIPMENT	249.00
LAGER GLASS CO INC	windows for bus stop shelters	675.00
LAKWOOD AUTO/ASBURY NAPA	July misc parts	2,104.30
LANGUAGE LINE SERVICES	July '10 Telephone Interpret	39.10
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES - AUGUST	59.00
LAWSON PRODUCTS INC	Misc hardware for Twp. vehicle	637.48
LEE BATTERY SERVICE INC	July misc batteries	431.56
LEE BATTERY SERVICE INC	Aug misc batteries for Twp.	400.35
LEON S AVAKIAN INC	THRU 7/2010-GEN,DPW,ZONING,POO	6,013.75
LESCO - PROX	July misc supplies	270.50
LIFESAVERS INC	PD- DEFIB BATTERY & PADS	195.44
LINE SYSTEMS, INC.	AUG 2010 PHONE SERVICE CHARGES	5,009.95
LL ENTERPRISES LLC	PD- CELL CAR CHARGERS	25.90
LOWES INC	July misc building supplies	394.27
LOWES INC	Aug misc building supplies	519.97
MAACO COLLISION REPAIR & AUTO	PD- NEW CAR PAINTING	1,000.00
MAACO COLLISION REPAIR & AUTO	Left rear door moulding	164.70
MAIN ELECTRIC SUPPLY CO INC	Circuit breaker for Town Hall	30.00
MARTINEZ, SUZANA DAROCA	Spanish/Portuguese Interpreter	130.00
MAZZA & SONS INC	July dump fees bulk materials	3,845.60
MAZZA & SONS INC	Aug dump fees	3,203.20
MC CHESNEY, WILLIAM	REIMBURSE FINGERPRINTING	26.25
MC MAHON, WILLIAM	Cell phone reimbursement	25.00
MC MAHON, WILLIAM	Reimbursement for books	98.10
MGL PRINTING SOLUTIONS	PURCHASE ORDERS FOR FINANCE	2,220.00
MGL PRINTING SOLUTIONS	10,000 ENVELOPES W/ DELIVERY	390.00
MIAMI SYSTEMS INC	ATS/ACS Mailers	413.79
MIRACLE CHEMICAL CO	CHLORINE - AUGUST ESTIMATE	3,357.90
MODERN GROUP LTD	Labor welding truck #91	814.96
MONIQUE GREEN	REFUND OF REC SUMMER CAMP REG	50.00
MONMOUTH COUNTY TREASURER	PD- COMPUTER SERVICE FEES	43,198.48
MONMOUTH GLASS CO INC	Windshield for loader 68	475.00
NECI	PD- 9-1-1 TRAINING MATERIALS	1,031.95
NEPTUNE AUTO SUPPLY	July misc parts	1,801.36
NEPTUNE AUTO SUPPLY	Aug misc parts	1,297.09

## MEETING MINTUES

SEPTEMBER 13, 2010

NEXTEL-SPRINT PO MANAGEMENT	6/27/10 - 7/26/10 AIR CARDS	94.98	
NEXTEL-SPRINT PO MANAGEMENT	5/27/10 - 6/26/10 AIR CARDS	94.98	
NJ GANG INVESTIGATORS ASSOC	PD- TRAINING - CROSTA	50.00	
NJ STATE HEALTH BENEFITS FUND	Aug Health Insurance	148,698.41	
NJ STATE HEALTH BENEFITS FUND	September Health Insurance	148,589.41	
NJAWC	July water usage	11,514.01	
NJLM EDUCATIONAL FOUNDATION	MOVING UP IN DOWNTURN	70.00	
NOPPADOL JUMPATED	REFUND OF OVERPYMT FOR EVENT	40.00	
OCEANSIDE SERVICE INC	Ice machine repair	375.00	
OLD DOMINION BRUSH CO	Leaf & Broom machine parts	4,929.75	
PREFERRED TRANSMISSION SERVICE	Transmission leaking car #10	575.00	
QSCEND TECHNOLOGIES INC	10/1/10-9/30/11 SOFTWARE MAINT	4,100.00	
R&H AUTO SPRING & TRUCK	July misc alignments	129.99	
R&H AUTO SPRING & TRUCK	Aug misc alignments	55.00	
RESNICK DISTRIBUTORS	CTGC RETAIL SNACK ITEMS	516.33	
RICHARD KAY	REFUND OF OVERPYMT FOR EVENT	40.00	
RIGGINS INC	July unlead & diesel fuel	16,714.56	
RIGGINS INC	Aug fuel	33,442.10	
RIPP RESTRAINTS INC	PD- PROTECTION MASKS	157.75	
RUDERMAN & GLICKMAN PC	JULY 2010 LABOR RELATION	3,450.00	CO-0002
RUTGERS THE STATE UNIVERSITY	AGB - MUN. FIN. ADM. PUB. PURC	748.00	
RUTGERS THE STATE UNIVERSITY	Registration 1 day seminar	265.00	
RUTGERS, THE STATE UNIVERSITY	PRINCIPLES TAX COLLECTION III	1,040.00	
SANITATION EQUIPMENT CORP	Tub Assembly for steel lines	296.79	
SANITATION EQUIPMENT CORP	Switch needed for truck #7	59.07	
SEA BREEZE FORD INC	July misc parts	1,141.44	
SEABOARD FIRE & SAFETY	July recharge fire extinguishe	43.30	
SEABOARD WELDING SUPPLY INC	CO2 TANKS.POOL JULY ESTIMATE	78.00	
SEABOARD WELDING SUPPLY INC	CO2 TANKS AUGUST ESTIMATE	58.50	
SEABOARD WELDING SUPPLY INC	July propane for patch truck	437.19	
SEMCOR EQUIPMENT & MFG CORP	New Plate Tamper/Asphalt Rpr.	2,125.55	
SHEARON ENVIRONMENTAL DESIGN	CTGC MAINTENANCE AUGUST	24,106.67	
SIPERSTEIN'S PAINT	July misc paint supplies	1,032.72	
SIPERSTEIN'S PAINT	Aug misc paint & brushes	115.66	
SPRINT PO MANAGEMENT	Service for July 27 - Aug 26	49.99	
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - JULY	841.16	
STATE EXTERMINATING CO	Extermination for Pool area	190.00	
STATE EXTERMINATING CO	Extermination for Gulf course	139.10	
STAVOLA ASPHALT CO INC	July 1st half patch program	128.54	
STAVOLA ASPHALT CO INC	July 2nd half patch program	1,206.42	
STAVOLA ASPHALT CO INC	Aug 1st half patch program	515.99	
STAVOLA ASPHALT CO INC	Aug 2nd half patch program	266.92	
STAVOLA ASPHALT CO INC	Tack oil for patch trk #88	225.00	
STEVE ZUNGER	REFUND OF REC SOCCER REG FEE	40.00	
STORR TRACTOR CO	July misc parts	382.66	
T.E.A.M. LIFE INC	PD- AED CARRYING CASES	150.00	
TEST MEDICAL SYMPTOMS@HOME	BREATHALYZER SENSORS	47.92	
THE NEW COASTER LLC	JULY/AUG LEGAL	73.16	
THE NEW COASTER LLC	AUG 2010 LEGAL ADVERTISEMENTS	164.61	
THE NEW COASTER LLC	8/26/10 NOTICE OF PUBLIC MTG	15.50	
THE NEW COASTER LLC	9/2/10-PB PROF APPOINTMENTS	23.56	
TONKS'S USED OIL FILTER DISP	Used filter disposal	100.00	
TOWNE HARDWARE	Aug misc maint supplies	308.50	
TREASURER COUNTY OF MONMOUTH	Aug dumping fees	67,046.49	
TREASURER STATE OF NJ	Solid waste Compost program	7,928.00	
TREASURER STATE OF NJ	Annual inspection for Library	368.00	
TREASURER STATE OF NJ	Recycling monitoring fees	2,282.50	
TRICO EQUIPMENT SERVICES LLC	Misc parts for Tractor #46	1,524.80	
TRICO EQUIPMENT SERVICES LLC	Transmitter for loader #50	918.19	
TRICO EQUIPMENT SERVICES LLC	Petal base for loader #50	1,585.75	
TWIN BROOK APARTMENTS	2010 GARBAGE REIMBURSEMENT	58,741.20	
UNITED CLEANING CONTRACTORS	Cleaning of all windows	825.00	
UNITED STATES POSTAL SERVICE	Postage Fall 2010 Newsletter	1,732.50	
US 1 AUTO PARTS	July misc parts	573.11	
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAL METER FUNDS	5,000.00	
V E RALPH & SON INC	PD- FIRST AID SUPPLIES	988.81	
VALENTINO, JOSEPH	Cell Ph Reimbrsmt Apr/May/June	75.00	

## MEETING MINTUES

SEPTEMBER 13, 2010

VANTAGEPOINT TRANSFER AGENTS	Retiree Health Benefits	4,401.92
VERIZON	TELEPHONE & ISDN SERVICES 9/10	595.88
VERIZON COMMUNICATIONS	BROADBAND SERVICES 6/10 & 7/10	307.21
VERIZON COMMUNICATIONS	BROADBAND SERVICES AUG, 2010	100.91
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - AUG	400.10
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - AUG	440.11
VERIZON WIRELESS	Air Cards For Public Works	120.03
VERIZON WIRELESS	Air Cards for Public Works	120.05
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	918.11
W E TIMMERMAN CO INC	Misc parts for 53 sweeper	290.10
W W GRAINGER INC	Aug misc supplies	306.34
WALSH, JAMES	REIMBURSE FOR FINGERPRINTING	26.25
WILENSKY, MARIANNE	Cell Phone Reimb Apr/May/Jun	75.00
WOODS END LABORATORIES INC	Testing Leaf compost site	650.00
<b><u>Total</u></b>		<b>812,888.74</b>

**Non Budget Account Payments**

BOARD OF FIRE COMMISSIONERS	3RD QTR 2010 FIRE DIST 1 TAXES	334,938.25
BOARD OF FIRE COMMISSIONERS	3RD QTR 2010 FIRE DIST 2 TAXES	306,313.75
KETELSEN, JOHN J. & ANTOINETTE	REFUND TAX OVERPAYMENT	1,685.78
TREASURER OF SCHOOL MONIES	SEPT 2010 SCHOOL TAX PAYABLE	4,633,418.56

**Total Non Budget Account Payments**

5,276,356.34

**Total 2010 Current Fund Appropriations Payments****6,089,245.08****General Capital Payments**

ATLANTICOM COMMUNICATION	PD- CCTV CAMERA EVIDENCE	959.00
DELL MARKETING LP	Rails for PE 2650 Server	563.82
DIAMOND BACK PRODUCTS	3rd man cart tippers	78,672.00
GANNETT NJ NEWSPAPERS	A/C9459 8/7 BID ONE PERSON LEA	79.92
GOVCONNECTION INC	Firewall/ Computers	9,883.00
GRAYBAR ELECTRIC CO	50 pair Plenum Phone Wire	1,046.97
IDESCO CORP	ID CARD PRINTER SUPPLIES	663.22
L3 COM MOBILE-VISION INC	PD- 2-DIGITAL MVR SYSTEMS	9,680.00
LEON S AVAKIAN INC	THRU 7/2010-2010 ROAD PROGRAM	28,003.75
LEON S AVAKIAN INC	THRU 7/2010-2011 TRANS TRUST F	175.00
MOTOROLA C/O WPCS INTL INC LKW	PD- RADIO PROJECT PHASE II	623.60
NJ BUSINESS SYSTEMS INC	PD- DIGITAL RADIO SYS-PHASE II	21,806.70
NJ DEPT OF TRANSPORTATION	APPL FEE FOR HWY RIGHT-OF-WAY	1,200.00
TRAIN'S TOWER INC	PD/CAP- RADIO TOWER PROJECT	41,329.40
TRAIN'S TOWER INC	PD-NEW RADIO TOWER EQUIP	3,682.03
WPCS INT'L INC - LAKEWOOD	PD/CAP- RADIO PROJECT PHASE II	5,760.00
WPCS INT'L INC - LAKEWOOD	PD- RADIO PROJECT PHASE II	1,680.50
XSI INC	PD- PRINTER DISPLAY PANEL	162.50

**Total**

205,971.41

**Total General Capital Payments****205,971.41****Grants Payments**

BENDINER & SCHLESINGER INC	DRUG SCREEN JULY	862.00
BUTTIGLIERI, VINCENT CMC	AUGUST 2010 PETTY CASH	13.90
DELTA DENTAL PLAN OF NJ	September Dental Insurance	111.65
MOTOROLA C/O WPCS INTL INC LKW	PD/JAG GRANT- RADIO EQUIPMENT	25,212.00
NJ STATE HEALTH BENEFITS FUND	Aug Health Insurance	1,411.32
NJ STATE HEALTH BENEFITS FUND	September Health Insurance	1,411.32
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	143.35

**Total**

29,165.54

**Total Grants Payments****29,165.54****Law Enforcement Trust Payments**

ATLANTICOM COMMUNICATION	PD/TOLET- BIOMETRIC EXPANSION	17,075.00
GUARDIAN TRACKING LLC	PD/LETF- PERFORMANCE	5,616.00

**Total**

22,691.00

**Total Law Enforcement Trust Payments****22,691.00****TORTA Payments**

## MEETING MINTUES

SEPTEMBER 13, 2010

BARBARA ACKERMAN	TORTA REFUND	50.00
BEVERLY SAVLOV	TORTA REFUND	50.00
CAROL MARSHALL	TORTA REFUND	50.00
CHRISTINE CAMPBELL	TORTA REFUND	50.00
CHRISTINE PITTS	TORTA REFUND	50.00
DANIELLE DOLAN	TORTA REFUND	50.00
FERRI NASSIRIPOUR	TORTA REFUND	50.00
G & M TROPHY INC	MISC. AWARDS CTGC	700.72
JUDY SMITH	TORTA REFUND	50.00
KAREN MORROW	TORTA REFUND	50.00
KAREN MURRAY	TORTA REFUND	60.00
MAGHAN, DAWN RYT	INSTRUCTOR SENIOR YOGA SUMMER	800.00
MC ALOON, WALT	INSTRUCT SUMMER BAND	1,485.00
MELODY RAGLE	TORTA REFUND	50.00
MYRNA NETTIN	TORTA REFUND	50.00
NYLEEN ROSZEL	TORTA REFUND	60.00
RASHEEDA CLARKE	REFUND MORN REC BUSSING	15.00
REISER, KATHY	REIMBURSE JR GOLF BANQUET	598.41
SUSAN BENNETT	TORTA REFUND	50.00
SUSAN WEINER	TORTA REFUND	50.00
SUSANNE NISSOV	TORTA REFUND	50.00
TWP OF OCEAN PAYROLL ACCOUNT	TORTA 8/20/2010 Payroll	1,502.00
TWP OF OCEAN PAYROLL ACCOUNT	Torta for 9/3/2010 payroll	325.00
<b><u>Total</u></b>		<b>6,246.13</b>
<b><u>Total TORTA Payments</u></b>		<b>6,246.13</b>
<b><u>Trust Other Payments</u></b>		

ARBUS, MARTIN ESQ	8/2/10-8/9/10 COAH MATTERS	336.00	
BROWN, SANFORD ESQ	PB Reviews and Resolutions	907.00	
BROWN, SANFORD ESQ	COAH Reviews July 2010	390.00	
BROWN, SANFORD ESQ	Planning Board Reveiws	225.00	
CELLI, MICHAEL G JR ESQUIRE	JUNE/JULY PUBLIC DEFENDER SVS	500.00	
CLARKE CATON HINTZ	JULY COAH PLANNING CONSULA SVS	56.00	C0-0004
CLARKE CATON HINTZ	JULY LITIGATION PLANNING	756.00	C9-0016
CLARKE CATON HINTZ	JULY PLOTS & PRINTS	19.65	
COUNTRYSIDE DEVELOPERS, INC.	INSP FEE RELEASE ON 1&3 GRIFFI	922.50	
DESIMONE, MICHAEL	W. Comp Scibal Ch 44990	995.40	
DESIMONE, MICHAEL	Twp share Scibal Ck 44990	479.18	
ERIC SASSON	PERF REL ON 10 SAXONY DR	3,718.34	
FITZGERALD, WILLIAM	PB & BOA Reveiws	1,012.50	
ITALIAN AMERICAN ASSOCIATION	PERF REL ON 1110 HWY 35 S	6,128.98	
JAMES HIGGINS ASSOCIATES	Landscape Inspections	281.25	
JAMES HIGGINS ASSOCIATES	PB & BOA Application Reviews	750.00	
JERSEY SHORE MULTISPORT	Escrow Reimbursement	50.00	
LEON S AVAKIAN INC	THRU 6/10-LEXUS OF MON ADD'L P	450.00	
LEON S AVAKIAN INC	THRU 7/2010-VARIOUS INSPECTION	7,028.75	
LEON S AVAKIAN INC	JULY/AUG 2010-VARIOUS INSPECTI	2,932.50	
MASER CONSULTING, P.A.	JULY/AUG VARIOUS INSPECTIONS	8,612.50	
MASER CONSULTING, P.A.	JULY 2010 MECCIA SUBDIVISION	130.00	
MASSEY, MICHAEL	Michael Massey Scibal Ck45046	860.60	
MASSEY, MICHAEL	Scibal Check #45094	370.20	
NJ DIVISION OF TAXATION	AUG 2010 SALES & USE TAX COL	1,084.98	
ORBACH, JESSE	W. Comp Scibal Ck 45047	809.44	
ORBACH, JESSE	Twp Share Scibal Ck 45047	211.42	
SCIALLO, LUKE JR	Workers' Comp Scibal Ck 44938	1,256.52	
SCIALLO, LUKE JR	Twp Share Scibal Ck 44938	331.48	
ST GEORGE GREEK ORTHODOX	PERF REDUCTION ON 1033 W PARK	26,932.44	
TWP OF OCEAN CURRENT FUND	Off Duty Admin/Police Car Use	2,985.00	
TWP OF OCEAN CURRENT FUND	Off Duty Admin/Police Car Fees	960.00	
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police 8/20/2010	13,470.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation	4,312.83	
TWP OF OCEAN PAYROLL ACCOUNT	Payroll Ded from Scibel #45046	175.96	
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police 9/3/2010	3,420.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation (Beatty)	2,944.24	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Sick (Wilensky)	14,321.30	
WACHOVIA BANK	MAINT REL ON 221 MONMOUTH RD	3,225.59	
WILLMS, DOUGLAS	Workers' Comp Scibal Ck 44817	1,381.90	

## MEETING MINTUES

SEPTEMBER 13, 2010

WILLMS, DOUGLAS	Twp Share Scibal Ck 44817	603.10
<u>Total</u>		<u>116,338.55</u>
	<u>Total Trust Other Payments</u>	<u>116,338.55</u>
	<u>Animal Control Trust Payments</u>	
LIBERTY PRINTING CO LLC	#10 WINDOW ENVELOPES	95.00
<u>Total</u>		<u>95.00</u>
	<u>Total Animal Control Trust Payments</u>	<u>95.00</u>
 <u>Total Bill List for September 13, 2010</u>		
	Appropriation Reserve Total	<u>20,582.03</u>
	Current Fund Total	<u>6,089,245.08</u>
	General Capital Fund Total	<u>205,971.41</u>
	State & Federal Grant Total	<u>29,165.54</u>
	Law Enforcement Trust Total	<u>22,691.00</u>
	TORTA Total	<u>6,246.13</u>
	Trust Other Total	<u>116,338.55</u>
	Animal Control Total	<u>95.00</u>
	Bid Deposit Refund	
	State Unemployment Trust	
	Trust Assessment Fund	
	Total of All Funds	<u>6,490,334.74</u>

**RESOLUTIONS:****10-154 Authorize the consideration of the following bids:****a. Tennis Services**

**WHEREAS**, the Township Council of the Township of Ocean authorized receipt of bids for tennis services on May 18, 2010; and

**WHEREAS**, the Township Clerk did duly advertise on August 7, 2010 to receive bids for said project; and

**WHEREAS**, in connection therewith, one (1) bid was received by the Township of Ocean on August 25, 2010 from Andre Blanquer, Leonardo, NJ and it was determined that this single qualified bidder conformed to the requirements of the specifications; and

**WHEREAS**, the Township Manager and the Recreation Administrator have recommended that a contract be awarded to Andre Blanquer, Leonardo, NJ as per their bid proposal for the tennis services for the Township of Ocean in the following amounts:

2011 Season	\$3,800.00
2012 Season	\$3,900.00
2013 Season	\$4,000.00
2014 Season	\$4,100.00
2015 Season	\$4,200.00

**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 Andre Blanquer, Leonardo, NJ, as per their bid proposal for the provision of tennis services for the period 2011-2015 in the above noted costs; and

**BE IT FURTHER RESOLVED** that this award of contract is conditioned upon the delivery and execution thereof within ten (10) days from the date of the within resolution

accompanied by such appropriate insurance certificate and Affirmative Action certificate, as required by the specifications; and

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

1. Director of Finance
2. Director of Human Services
3. Andre Blanquer

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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

**10-155 Authorize the renewal of the membership in the Mid Jersey Municipal Joint Insurance Fund for the period January 1, 2011 through January 1, 2014**

**WHEREAS**, the Township of Ocean is a member of the Mid Jersey Municipal Joint Insurance Fund; and

**WHEREAS**, said renewal membership terminates as of January 1, 2011\*, unless earlier renewed by agreement between the Municipality and the Fund; and

**WHEREAS**, the Municipality desires to renew said membership;

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The Township of Ocean agrees to renew its membership in the Mid Jersey Municipal Joint Insurance Fund for a period of three (3) years beginning January 1, 2011, and ending January 1, 2014\*, and to be subject to the Bylaws, Rules and regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk/Administrator/Manager shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made part hereof and to deliver same to the Mid Jersey Municipal Joint Insurance Fund evidencing the Municipality’s intention to renew its membership.

\* 12.01 a.m.

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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

10-156 Amend to the 2010 Capital Budget

**AMENDING THE CAPITAL BUDGET PURSUANT TO N.J.A.C. 5:30-4.4B**

**WHEREAS**, the Township of Ocean, Monmouth County in the State of New Jersey desires to amend the 2010 Capital Budget of said municipality by inserting thereon and or correcting the items there in as shown in such budget for the following reasons:

A determination has been made by the Chief Financial Officer that requests repairs and renovations at the Cablevision Building and Police Department and Saul Ruben Field Irrigation are warranted.

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

SECTION 1. the 2010 Capital Budget of the Township of Ocean, Monmouth County, State of New Jersey is hereby amended by adding thereto a schedule to read as follows:

**AMENDMENT NUMBER 1**

**GENERAL CAPITAL BUDGET  
TOWNSHIP OF OCEAN, MONMOUTH COUNTY, NEW JERSEY  
Projects Schedules for 2010  
Method of Financing**

PROJECT	EST. COST	BUDGET APPROP	CAPITAL IMPR FUND	GRANTS IN AID	GENERAL BONDS
Repairs and Renovations at Cablevision Building, Saul Ruben Field Irrigation and Police Department .	410,000.00		20,500.00		389,500.00

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution are to be filed with the Director of the Division of Local Government Services and one copy filed with the:

1. Director of Finance
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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

**ORDINANCES:**

**Adoption(s)**

Ordinance #2150 – An Ordinance authorizing the private sale of non-conforming real property known as Block 40, Lot 54 to contiguous property owners pursuant to N.J.S.A. 40A:12-13 (B)(5)  
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2150

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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Seeing that there were no public comments on Ordinance #2150, 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

The following vote was taken to adopt Ordinance #2150 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Ordinance #2153 – An ordinance amending Chapter V of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: Licenses  
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2153

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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Seeing that there were no public comments on Ordinance #2153, 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

The following vote was taken to adopt Ordinance #2153 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

**Introduction(s):**

Ordinance #2154 – An Ordinance establishing Chapter XXVIII of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: “Third-Party Payroll Disbursement” (P.H. 10/18/10 Coaster)

**ORDINANCE #2154**

**AN ORDINANCE ESTABLISHING CHAPTER XXVIII, OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965” ENTITLED “THIRD PARTY PAYROLL DISBURSEMENT”**

**WHEREAS**, the Local Finance Board of the State of New Jersey adopted formal “Controls for Payroll Purposes” in order to provide formal authority for local governments to hire third-party payroll services/disbursing services to disburse funds to payroll agencies; and

**WHEREAS**, in order to have a payroll servicer provide disbursement services, the Township Council of the Township of Ocean (“Township”) must formally approve the principle

of a third-party having access to Township funds, formally assigning responsibility to an official to oversee the process by enacting an ordinance, and approving all contracts or extensions;

**NOW, THEREFORE, BE IT ORDAINED** BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY that Chapter XXVIII entitled "Third-Party Payroll Disbursement" is hereby established in the "Revised General Ordinances of the Township of Ocean, 1965":

Chapter XXVIII      *"Third-Party Payroll Disbursement"*

28-1 *Purpose; definitions.*

- A. The purpose and intent of these regulations is to abide by the requirements of N.J.S.A. 52:27D-20.1 and N.J.A.C. 5:30-17.1 et seq., governing electronic disbursement controls for payroll purposes.
- B. Definitions. As used in this chapter, the following terms shall have the meanings indicated:

"Approval Officer" – Person(s) responsible for authorizing and supervising the activities of the payroll service.

"Payroll Service" – Third-party payroll service organization.

"Township" – Township of Ocean

28-2 *Authorization.*

- A. The Township is authorized to use a payroll service to prepare payment documentation, take possession of Township funds, and make such disbursements itself on behalf of the Township.
- B. The following payroll service providers shall be required to comply with these regulations:
  - (1) Payroll service providers who use their own customized programming process to execute disbursements for the Township.
  - (2) Payroll service providers who use a third-party processor to execute disbursements for the Township.

28-3 *Township Requirements.*

- A. The appointment of a payroll service shall be pursuant to the Local Public Contracts Law, See N.J.S.A. 40A:11-1 et seq. and shall require the contractor to do the following, not by way of limitation: data collection, agency report preparation, calculation of withholding, direct deposit of payroll disbursements and/or transfer of Township funds to contractor's account for subsequent disbursement of payment.
- B. Any renewal or extension of a contract under these regulations shall be by resolution.
- C. The Director of Finance is hereby appointed the approving officer and is responsible for authorizing and supervising the activities of the payroll service and shall further be charged with the reconciliation and analysis of all general ledger accounts affected by the activities of the disbursing organization.
- D. If required by the contract between the Township and the payroll service, the payroll service is permitted to hold the Township funds pending transmittal to a payee

28-4 *Payroll service requirements.*

- A. A payroll service must meet all the following requirements:
  - (1) Report any irregularities that may indicate potential fraud, noncompliance with appropriate laws, dishonesty or gross incompetence on the part of the approval officer;

(2) Report circumstances that could jeopardize its ability to continue operations or otherwise interrupt the services provided by the Township.

- B. A payroll service must meet the requirements of N.J.A.C. 5:30-17.5, requiring that the approval officer be assured that the servicer has its own internal controls and appropriately guard against theft and other adverse conditions.
- C. All contracts entered into pursuant to these regulations and the laws authorizing the same shall comply with the requirements of N.J.A.C. 5:30-17.6, which sets out a series of mandatory contractual terms and conditions.

28-5 *Establishment of service.*

Upon the adoption of these regulations, the Township Manager, with the assistance of the Director of Finance and the Township Attorney, as necessary, is hereby authorized and directed to enter into a contract for payroll service in accordance with all local public contracting laws and N.J.A.C. 5:30-17. Appointment of the payroll service shall be by separate resolution of the Township.

**BE IT FURTHER ORDAINED**, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated and the remainder of the Ordinance shall be deemed valid and effective; and

**BE IT FURTHER ORDAINED**, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon final passage and publication in accordance with the applicable 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Ordinance #2155 – An Ordinance amending Chapter III of the “Revised General Ordinances of the Township of Ocean, 1965” entitled: “Police Regulations” providing for the licensing of Alarm Permits and related services  
(P.H. 10/18/10 Coaster)

**TOWNSHIP OF OCEAN ALARM ORDINANCE**

**AN ORDINANCE AMENDING CHAPTER III OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965”, PROVIDING FOR THE LICENSING OF ALARM PERMITS, A REGULATORY PLAN FOR ADMINISTERING AND MANAGING THE TOWNSHIP’S RESPONSE TO ALARMS, SERVICE FEES, APPEAL PROCESS, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.**

**WHEREAS**, the vast majority of alarms to which the police respond are false alarms, which are reported to police by alarm companies; and

**WHEREAS**, most false alarms are the result of improper maintenance or improper or careless use of an alarm System; and

**WHEREAS**, police officers responding to false alarms are not available to carry out other police duties; and

**WHEREAS**, the Township Council wishes to register and regulate private alarm systems in an effort to curb false alarms.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Ocean in the County of Monmouth that Chapter III of the "Revised General Ordinances of the Township of Ocean, 1965" is hereby amended and supplemented as follows:

### **SECTION 1 – PURPOSE**

The purpose of this Ordinance is to reduce the dangers and inefficiencies associated with false alarms which require response thereto by the Department of Police, Fire or other municipal agencies of the Township of Ocean and to encourage alarm companies and property owners to maintain the operational reliability, properly use alarm systems, and to reduce or eliminate false alarm dispatch requests.

Additionally, this section establishes service fees, establishes a system of administration, and establishes a public education and training program.

### **SECTION 2 – SCOPE**

The provisions of this Ordinance shall apply to any person who operates, maintains or owns any alarm system having an audible signaling device or requiring a response thereto by the Department of Police, Fire or other municipal agencies. Any person having a premises protected by an alarm system shall still be responsible for the registration thereof in accordance with Sections 4.

### **SECTION 3 – DEFINITIONS**

As used in this Ordinance, the following terms shall have the meanings indicated:

- (1) **Alarm Administrator** means the person or persons designated by the Chief of Police to administer the provisions of this section. He/she may also function as the Alarm System Inspector.
- (2) **Alarm Agreement** means the legal contract or agreement by and between the alarm installation company and/or monitoring company and the alarm user.
- (3) **Alarm Installation Company** means a person in the business of selling, providing, maintaining, servicing, repairing, altering, replacing, moving or installing an alarm System at an alarm Site for compensation and includes individuals or firms that install and service alarm systems used in a private business or proprietary facility.
- (4) **Alarm Dispatch Request** means a notification to the police department that an alarm, either manual or automatic, has been activated at a particular alarm site.
- (5) **Alarm Permit** means a permit and permit number issued by the Alarm Administrator to an alarm user which authorizes the operation of an alarm System.
- (6) **Alarm Site** means a location served by one or more alarm systems. In a multi-unit building or complex, each unit shall be considered a separate alarm site if served by a separate alarm system. In a single unit building that houses two or more separate businesses with separate alarm systems, each business will be considered a separate alarm site.

- (7) **Alarm System** means a device or series of devices which emit or transmit an audible or remote visual or electronic alarm signal which is intended to summon police response. The term includes hardwired systems and systems interconnected with a radio frequency method such as cellular or private radio signals and includes local alarm systems but does not include an alarm installed in a motor vehicle, on one's person or a system which will not emit a signal either audible or visible from the outside of the building, residence or beyond, but is designed solely to alert the occupants of a building or residence.
- (8) **Alarm User** means any person who has contracted for monitoring, repair, installation or maintenance service for an alarm system from an alarm installation company or monitoring company or who owns or operates an alarm system which is not monitored, maintained or repaired under agreement.
- (9) **Alarm User Awareness Class** means a class conducted for the purpose of educating alarm users about the responsible use, operation, and maintenance of alarm systems and the problems created by false alarms.
- (10) **Arming Station** means a device that controls an alarm system.
- (11) **Audible Signaling Device** means any device such as a bell, siren, whistle, horn, gong, klaxon, etc. employed to call attention and which may be heard beyond the limits of the property concerned.
- (12) **Automatic voice dialer** means any electronic, mechanical, or other device which, when activated, is capable of being programmed to send a prerecorded voice message to a law enforcement agency requesting a police dispatch to an alarm site.
- (13) **Burglar Alarm** means an alarm intended to identify the presence of an intruder in either a business or residence.
- (14) **Cancellation** means the termination of a police response to an alarm site after a dispatch request is made but before an officer's arrival at the alarm site.
- (15) **Customer False Alarm Prevention Checklist** means a check-off list provided by the Alarm Administrator to the alarm installer to provide to the Alarm User to complete prior to the activation of an Alarm System.
- (16) **Duress Alarm** means a silent alarm system signal generated by the entry of a designated code into an arming station in order to signal that the alarm user is being forced to turn off the system and requires an officer's response.
- (17) **Enhanced Call Verification** means an attempt by the monitoring company, or its representative, to contact the alarm site and/or alarm user and/or the alarm user's designated representatives by telephone and/or other electronic means, whether or not actual contact with a person is made, to determine whether an alarm signal is valid before requesting a police dispatch, in an attempt to avoid an unnecessary alarm dispatch request. For the purpose of this ordinance, telephone verification shall require, as a minimum that a second call be made to a different number, if the first attempt fails to reach an alarm user who can properly identify themselves to determine whether an alarm signal is valid before requesting an officer dispatch. Names and numbers of those contacted or attempted to contact shall be provided when requested.
- (18) **False Alarm** means an alarm dispatch request to the police department which results in the responding officer finding no evidence of a criminal offense or attempted criminal offense after completing an investigation of the alarm site. This includes any

- (19) alarm activated by inadvertence, negligence or the unintentional act of someone other than an intruder and includes alarms caused by the malfunctioning of the alarm device or other relevant equipment.
- (20) **Holdup Alarm** means a silent alarm signal generated by the manual activation of a device intended to signal a robbery in progress.
- (21) **Local Alarm System** means an unmonitored alarm system that annunciates an alarm only at the alarm site.
- (22) **Monitoring** means the process by which a monitoring company receives signals from an alarm system and relays an alarm dispatch request to the police department.
- (23) **Monitoring Company** means a person in the business of providing monitoring services.
- (24) **One Plus Duress Alarm** means the manual activation of a silent alarm signal by entering a code that adds one number to the last digit of the normal arm/disarm code (e.g., normal code = 1234, one plus duress code = 1235).
- (25) **Panic Alarm** means an alarm system signal generated by the manual activation of a device intended to signal a life threatening or emergency situation requiring an officer's response.
- (26) **Permit Number** means a unique individual number assigned to an alarm user as part of the registration of their alarm permit issued by the police department.
- (27) **Person** means an individual, corporation, limited liability company, partnership, association, organization or similar entity.
- (28) **Police or Police department** means the Township of Ocean Police Department.
- (29) **Protective or Reactive Alarm System** means an alarm system that produces a temporary disability or sensory deprivation through use of chemical, electrical, sonic or other means, including use of devices that obscure or disable a Person's vision.
- (30) **Responsible Party** means a person capable of appearing at the alarm site upon request who has access to the alarm site, the code to the alarm system and/or the authority to approve repairs to the alarm system.
- (31) **Robbery Alarm** means an alarm signal generated by the manual or automatic activation of a device, or any system, device or mechanism on or near the premises intended to signal that a robbery is in progress and that a person is in need of immediate police assistance in order to avoid bodily harm, injury or death. The term has the same general meaning as "Holdup Alarm or Duress Alarm."
- (32) **SIA Control Panel Standard CP-01** means the ANSI – American National Standard Institute-approved Security Industry Association – SIA CP-01 Control Panel Standard, as may be updated from time to time, that details recommended design features for security system control panels and their associated arming and disarming devices to reduce the incidence of False Alarms. Control panels built and tested to this standard by Underwriters Laboratory (UL), or other nationally recognized testing organizations are marked as follows:  
"Design evaluated in accordance with SIA CP-01 Control Panel Standard Features for False Alarm Reduction."

- (33) **Suspension of Response** means the termination of police response to alarms at a specified alarm site as a result of false alarms or other violation of the alarm Ordinance.
- (34) **Zones** mean a division of devices into which an alarm system is divided to indicate the general location from which an alarm system signal is transmitted.

#### SECTION 4- GENERAL REGULATIONS

(1) Administration; Funding; Increases in fees; Annual Evaluation

- A. Responsibility for administration of this section is vested with the Chief of Police.
- B. The Chief of Police shall designate an Alarm Administrator to carry out the duties and functions described in this section.
- C. The fees set forth in this section may only be increased by a duly-adopted resolution of the Township Council. For purposes of this subsection, "fees" include any type or class of fee and includes late fees.
- D. The Alarm Administrator shall conduct an annual evaluation and analysis of the effectiveness of this section and identify and implement system improvements as warranted.

(2) **Alarm Permits Required; Terms; Fees and Fee Collection**

- A. A person, firm or corporation who desires to own or operate an alarm system shall make application in writing to the Chief of Police on the form provided by the Department. An Alarm User shall not operate, or cause to be operated, any Alarm System without a valid Alarm Permit. A separate Alarm Permit is required for each Alarm Site having a distinct address or business name. A Permit Fee including a completed Alarm Permit application shall be received and approved by the Alarm Administrator prior to any Alarm System activation.
- B. Owners of Local Alarm Systems are required to adhere to all sections of this ordinance and are subject to all fees, service fees, suspensions, penalties or other requirements that are applicable.
- C. The fee for a new initial Alarm Permit and an Alarm Permit renewal fee shall be collected by the Alarm Administrator.
- D. Existing Security Alarm Systems:
1. Any security Alarm System which has been installed before the effective date of this Ordinance shall be registered and a permit fee collected by the Alarm Administrator within 60 days after such effective date. The Alarm Agreement holding Company shall provide, in a format approved by the Alarm Administrator, an Alarm User List of existing Alarm Users in the Township, including name, address, billing address, telephone number and the telephone number of the law enforcement agency that they have listed to call to report an alarm for that Alarm Site to the Alarm Administrator.
  2. The Alarm Agreement holding Company may through a mutual written agreement have another Alarm Company provide the Alarm User's list.
  3. Failure to comply within thirty (30) days after being notified in writing from the Alarm Administrator will result in a fee of \$50.00 per business day until the Alarm Agreement holding Company complies with this requirement.

## E. New Security Alarm Systems:

1. Any Alarm Installation Company that installs a security Alarm System on premises located within the Township limits of the Township of Ocean shall notify the Alarm Administrator that a security Alarm System has been installed and send the Alarm Administrator the required information as listed in the Alarm Permit Application section (4) including the appropriate registration permit fee collected from the Alarm User.
2. Failure of an Alarm Installation Company to notify the Alarm Administrator of a new security Alarm System installation prior to the system's activation shall result in a \$100.00 fee to the Alarm Installation Company.
3. The initial Alarm Permit Registration fee must be submitted to the Alarm Administrator at the same time as the registration application or an Alarm System Takeover.
4. It shall be the responsibility of the Alarm User to forward to the Alarm Administrator the completed application within seven (7) days of installation.

**(3) Alarm Registration, Permit and Renewal Fees**

A. An Alarm Registration shall expire one year from the date of issuance, and must be renewed annually by the Alarm User by submitting an updated application and a permit renewal fee. The Alarm Administrator shall notify the Alarm User of the need to renew their permit thirty (30) days prior to the expiration of the registration. It is the responsibility of the Alarm User to submit the updated information and renewal fees prior to the registration expiration date. Failure to renew shall be classified as use of a non-registered security Alarm System and subject the Alarm Site to a suspension and late fees.

B. Registration Permit Fees shall be collected annually based on a one year permit period. Permit and Renewal Fees required are:

**Residential \$25.00**  
**Commercial \$50.00**

C. Late fee. Alarm Users who fail to make payment for an Alarm Permit prior to the registration expiration date will be assessed a late fee in the amount of \$25.00.

D. Refunds. No refund of a permit or permit renewal fee will be made.

E. Any Alarm Installation Company that installs or activates an Alarm System on premises within the Township after the effective date of this ordinance shall have the Alarm User complete a Customer False Alarm Prevention Checklist and the installer shall complete an Alarm Installer Checklist. The Alarm Installation Company shall keep on file the completed checklist for up to one year after the activation of the Alarm System. Failure to complete the required checklists shall result in a \$100 administrative fee per incident against the Alarm Installation Company.

F. Upon receipt of a completed Alarm Permit application form and the Alarm Permit fee, the Alarm Administrator shall issue a permit or permit renewal to the applicant unless:

1. The applicant has failed to pay any fee assessed under this chapter; or
2. An Alarm Permit for the Alarm Site has been suspended, and the condition causing the suspension has not been corrected; or
3. Any false statement of a material fact made by an applicant for the purpose of obtaining an Alarm Registration shall be sufficient cause for refusal to issue a registration Alarm Permit.

G. Upon receipt of the permit application form and fee, the Alarm Administrator shall issue a permit and permit number to the Alarm User which will be valid for one year if the Alarm Administrator is satisfied that the registration information is complete and that the alarm system will be operated in conformance to this Ordinance. Renewal permits are valid for a one-year period.

H. Permit Number. A valid Permit Number for the Alarm Site is required for each request for a burglar alarm dispatch. A burglar alarm request without a valid Permit Number may not be accepted for a police dispatch.

I. Exceptions

1. Government entities, including but not necessarily limited to the Township of Ocean, County, State, Federal and the School District, must obtain permits for all alarm systems on property under their control within the corporate boundaries of the Township of Ocean but are exempt from payment of permit and renewal fees.

2. All permit fee exempted alarm sites stated in I.1. are required to obtain and renew a valid Alarm Permit for Police response and may be subjected to all other fees and suspension enforcement.

#### **(4) Permit Application: Contents**

A. An application for an Alarm Permit must be on a form provided by the Township of Ocean Police Department and must contain the following information:

The name, complete address, including apartment or suite number, and telephone numbers of the person who will be the holder of the permit and be responsible for the proper maintenance and operation of the Alarm System and payment of fees assessed under this subsection;  
The physical address and classification of the Alarm Site as either residential (includes apartment, condo, mobile home, etc.) or commercial;

The classification of the Alarm System (i.e. burglary, holdup, duress, panic alarm or other) for each Alarm System located at the Alarm Site, and, for each classification, whether the alarm is audible or silent;

The applicant's mailing address, if different from the address of the Alarm Site;  
Any dangerous or special conditions present at the Alarm Site such as guard dogs or any type of Alarm System that is rigged to produce a temporary disability or sensory deprivation through use of chemical, electrical, sonic or other means, including use of devices that obscure or disable one's vision;

A written notice from the Alarm User setting forth the following:

(a) The date of installation, conversion or takeover of the Alarm System, whichever is applicable;

(b) The name, address, and telephone number of the Alarm Installation Company or companies performing the Alarm System installation, conversion or takeover and of the Alarm Installation Company responsible for providing repair service to the Alarm System;

(c) The name, address, and telephone number of the Monitoring Company if different from the Alarm Installation Company;

(d) That a set of written operating instructions for the Alarm System, including written guidelines on how to avoid False Alarms, have been left with the applicant by the Alarm Installation Company; and

(e) That the Alarm Installation Company has trained the applicant in proper use of the Alarm System, including instructions on how to avoid False Alarms.

An acknowledgement that the Police response may be influenced by factors including, but not limited to; the availability of officers, priority of calls, traffic conditions, weather conditions, emergency conditions, prior alarm history, administrative actions and staffing levels.

**(5) Transfer of Permit Prohibited**

A. An Alarm Permit cannot be transferred to another Person or Alarm Site. An Alarm User shall inform the Alarm Administrator of any change to the information listed on the Alarm Permit application within ten (10) business days after such change.

B. Exceptions may be made in the discretion of the Alarm Administrator when the transfer proposed is among members of the family of the original permit holder or successors in interest to the property for which the permit has been issued.

**(6) Duties of Alarm Users**

A. An Alarm User shall:

1. Maintain the Alarm Site and the Alarm System in a manner that will minimize or eliminate False Alarms;

2. Make every reasonable effort to arrive at the Alarm System's location within 30 minutes after being requested by the Monitoring Company or Police Department in order to:

(a) Deactivate an Alarm System;

(b) Provide access to the Alarm Site; and/or

(c) Provide alternative security for the Alarm Site.

3. Provide your alarm company with the updated names and telephone numbers of at least two individuals who are able and have agreed to:

(a) Receive notification of an Alarm System activation at any time;

(b) Respond to the Alarm Site at any time; and

(c) Provide access to the Alarm Site and deactivate the Alarm System, if necessary.

4. Not activate an Alarm System for any reason other than an occurrence of an event that the Alarm System was intended to report.

B. No Person shall operate or cause to be operated any automatic dialing device which, when activated, uses a telephone device or attachment to automatically dial a telephone line leading into the Police Department or the Township and then transmit any pre-recorded message or signal. An administrative fee of \$100.00 per incident will be assessed.

C. An Alarm User shall keep a set of written operating instructions for each Alarm System at each Alarm Site.

D. All Alarm Users shall agree with their Alarm Installation Company or Monitoring Company to go through an "acclimation period" for the first seven (7) days after activation of a Burglar Alarm System, during which time the Alarm Installation Company or Monitoring Company will have no obligation to respond to, nor will it respond to, any alarm signal from the Alarm Site, or make an Alarm Dispatch Request to the police, even if the alarm signal is the result of an actual alarm event. Exceptions to the "acclimation period" of non-response can be made by the Police Department in special circumstances, including but not limited to, domestic violence and stalking.

E. An Alarm User should have an alarm installation company inspect the alarm system after **two** false alarms in their one-year permit period to modify the alarm system to be more false alarm resistant or provide additional user training as appropriate.

**(7) Audible Alarms; Restrictions, Disconnects**

A. After the effective date of this ordinance no one shall install, modify or repair an Alarm System in the Township of Ocean that has a siren, bell or other signal that is audible from any property adjacent to the Alarm Site that sounds for longer than fifteen (15) consecutive minutes after the alarm is activated or that repeats the fifteen (15) minute audible cycle more than **three** consecutive times during a single armed period. An administrative fee of \$100.00 per incident will be assessed.

B. Audible alarm systems may be disconnected by the Township of Ocean through the use of any means reasonable and necessary if the alarm does not automatically shut off as described in subsection (7)A. The Township or its employees or agents shall not be responsible or liable for damage resulting from such disconnection.

**(8) Duties of Alarm Installation Companies and Monitoring Companies**

A. Each Alarm Installation Company and Alarm Monitoring Company must designate one individual as the Alarm Response Manager (ARM) for the company. The individual designated as the ARM must be knowledgeable of the provisions of this section, as well as have the knowledge and authority to deal with False Alarm issues and respond to requests from the Alarm Administrator. The name, contact number, and email address of the ARM shall be provided to the Alarm Administrator.

B. Alarm Installation Companies shall:

1. Upon the installation or activation of an Alarm System, the Alarm Installation Company shall distribute to the Alarm User information summarizing:

(a) The applicable law relating to False Alarms, including the Permit Fee and the potential for service fees and suspension of an Alarm Permit;

(b) How to prevent False Alarms; and

(c) How to operate the Alarm System.

2. After the effective date of this ordinance, alarm installation companies shall not program Alarm Systems so that they are capable of sending One Plus Duress Alarms. Monitoring companies may continue to report One Plus Duress Alarms received from Alarm Systems programmed with One Plus Duress Alarms installed prior to the effective date of this ordinance.

3. Upon the effective date of this Ordinance, Alarm Installation Companies shall not install, modify or repair "single action" devices for the activation of Hold-up, Robbery or Panic Alarms. New devices shall require two actions or an activation delay to provide more positive assurance that the user intends to activate the device. No single action "key-fobs" devices are allowed.

4. Ninety days after the effective date of this ordinance, an Alarm Installation Company shall, on new installations, use only alarm control panel(s) which meet ANSI/SIA CP-01- Control Panel Standard - Features for False Alarm Reduction.

5. An alarm company shall not use an automatic voice dialer for any Alarm System which, when activated, uses a telephone device or attachment to automatically dial a telephone line leading into the Police department or the city and then transmit any pre-recorded message or signal. An administrative fee of \$100.00 per incident shall be assessed.

6. After completion of the installation of an Alarm System, an employee of the Alarm Installation Company shall review with the Alarm User the Customer False Alarm Prevention Checklist or an equivalent checklist approved by the Alarm Administrator. The installer shall complete the Alarm Installer Checklist.

7. Ensure that all Alarm Users of Alarm Systems equipped with a duress, robbery, holdup or Panic Alarm has been provided adequate training as to the proper use of the alarm. Panic Alarms shall be set to have an audible alarm upon activation.

8. Each Installation Company must maintain, for a period of at least one year after the date of installation or activation of an Alarm System both the completed Alarm Installer Checklist and the Customer False Alarm Prevention Checklist. The Alarm Administrator may request copies of such records for any individual Alarm User. The company shall provide the requested records within five (5) business days. Failure to comply with this subsection will incur a \$50.00 service fee.

C. A Monitoring Company shall:

1. A Monitoring Company shall not make an Alarm Dispatch Request to a Burglar Alarm signal during the first seven-day "acclimation period" after a Burglar Alarm System installation or activation. Exceptions to the "acclimation period" of non-response can be made by the Police Department in special circumstances, including but not limited to, domestic violence and stalking.

2. Report alarm signals by using telephone numbers designated by the Alarm Administrator.

3. Employ Enhanced Call Verification on all burglar alarms. The Township of Ocean Police Department may refuse to accept an Alarm Dispatch Request from a Monitoring Company that has failed to comply with the procedures required by Enhanced Call Verification.

4. Communicate Alarm Dispatch Requests to the Police Department in a manner and form determined by the Alarm Administrator.

(a) A valid Permit Number is required for all alarm requests. Failure to provide a valid Permit Number may result in the call request not being accepted for a police dispatch.

(b) Provide zone(s) activation information.

5. Communicate Cancellations to the Police Department in a manner and form determined by the Alarm Administrator.

6. Communicate any available information (north, south, front, back, door, window etc.) about the location of an alarm signal(s) as part of an Alarm Dispatch Request.

7. Communicate the type of alarm activation (silent or audible, interior or perimeter), if available, on any Alarm Dispatch Request.

8. Notify Dispatch of any Alarm Site that it knows, or reasonably should know has guard dog(s) or is fitted with a protective-reactive device. During any alarm at such a site, a Responsible Party must be contacted and confirm that he or she will respond to the Alarm Site to disarm the device or take control of the guard dog(s). In all cases where a guard dog or a protective-reactive device is present at an Alarm Site, the Police dispatch

request shall include a warning for officers not to enter the Alarm Site until the Responsible Party is present and has disarmed the device or taken control the guard dog(s).

9. After an Alarm Dispatch Request, promptly advise the Police department if the Monitoring Company knows that the Alarm User or a Responsible Party is on the way to the Alarm Site.

10. Each Monitoring Company must maintain, for a period of at least one year after the date of an Alarm Dispatch Request, all records relating to the Alarm Dispatch Request. Records must include the name, address and telephone number of the Alarm User, each Alarm System zone activated, the time of Alarm Dispatch Request and evidence of all attempts to verify. The Alarm Administrator may request copies of such records for any individual Alarm User. Failure to comply with this subsection will incur a \$50.00 service fee per incident.

11. Each Monitoring Company shall, upon request, immediately provide the Police Department with the names and phone numbers of the Alarm User's emergency contacts at the time of each Alarm Dispatch Request.

12. Conversion of Alarm Users. An Alarm Installation Company or Monitoring Company that converts the servicing of any Alarm System account from another company shall notify the Alarm Administrator of such conversion and shall provide to the Alarm Administrator, within thirty (30) days from the date of conversion, an Alarm User List of the converted accounts, in a format acceptable to the Alarm Administrator, that includes the following:

- (a) Permit Number
- (b) Customer name
- (c) Customer billing address
- (d) Customer telephone number
- (e) Alarm Site address
- (f) Alarm Installation Company license number
- (g) Monitoring Company License number

13. The customer lists described in subsection 12 above are proprietary and confidential information and will not be released to anyone absent a court order.

14. Failure to provide Alarm User Lists to the Alarm Administrator, as required in subsection 12 above, will result in a fee of \$50.00 per business day until the Alarm Installation Company or Monitoring Company complies with the requirement.

15. Disconnected alarm users. An Alarm Installation Company or Alarm Monitoring Company that holds the Alarm Agreement shall notify the Alarm Administrator by the 15th day of each month of all their alarm customers within the Township of Ocean that have discontinued their alarm service with the company in the previous month. Failure to comply can result in an administrative fee of \$50 per incident.

**(9) Duties and Authority of the Alarm Administrator**

A. The Alarm Administrator shall:

1. Designate the manner and form of Alarm Dispatch Requests and the telephone numbers to be used for such requests; and
2. Establish a procedure to accept Cancellation of Alarm Dispatch Requests.

B. The Alarm Administrator shall establish a procedure to acquire and record information on Alarm Dispatch Requests including the following information; i.e. the CAD entry shall include:

1. Identification of the Alarm Site by address, (apartment number, unit number, suite number) and business name or last name;
2. The date and time Alarm Dispatch Request was received, including the name of the Monitoring Company and the Monitoring operator's name or number;
3. Date and time of an officer's arrival at the Alarm Site;
4. The alarm zone(s) and zone description;

C. The Alarm Administrator shall establish and implement a procedure to notify the Alarm User of a False Alarm. The notice shall include the following:

1. The date and time of an officer's response to the False Alarm; and
2. A statement urging the Alarm User to ensure that the Alarm System is properly operated, inspected, and serviced in order to avoid False Alarms and resulting False Alarm fees.
3. Any False Alarm fees incurred.

D. The Alarm Administrator may require that a conference be held with an Alarm User and the Alarm Installation Company or Monitoring Company responsible for repairing or monitoring of the Alarm System to review the circumstances of each False Alarm. The conference may be held in Person or through a conference telephone call at the Alarm Administrator's discretion. Failure to participate may result in suspension of the Alarm Permit.

E. The Alarm Administrator may establish an Alarm User Awareness Class. The Alarm Administrator may request the assistance of associations, alarm companies and law enforcement agencies in developing and implementing the class. The class shall inform Alarm Users of the Alarm Ordinance, problems created by False Alarms and teach Alarm Users how to avoid creating False Alarms.

F. If a false Robbery, Holdup or Panic Alarm has occurred and the alarm was triggered using a single action, non-recessed device, the Alarm Administrator may consider a waiver or partial waiver of the False Alarm fee, if action is taken by the Alarm User to remove or replace the single action, non-recessed device.

G. The Alarm Administrator will make a copy of this ordinance and/or an ordinance summary sheet available to each Alarm User.

**(10) False Alarm fees; Service Fees; Late Fees**

A. False Alarm Service Fees. An Alarm User shall pay the following fees to the Alarm Administrator for Police response to any False Alarm during their one year permit period:

False Alarm Service Fees:	1	–	Complimentary
	2* & 3	–	\$ 50.00 Service Fee
	4 & 5	-	\$100.00 Service Fee
	6+	-	\$150.00 Service Fee

\* May be waived upon taking online class **one time only** regardless of years

B. If a False Alarm fee is not paid within thirty (30) days after the invoice is mailed, a late fee in the amount of \$25.00 will be imposed.

C. Fees for False Alarms by Non-permitted Alarm Systems: In addition to the fees set forth in subsections A and B, a supplemental fee is hereby imposed upon any Person operating a Non-permitted Alarm System in the amount of \$100.00 for each False Alarm.

D. Where the investigation of the Police Department discloses a disregard of the permittee for taking remedial steps to avoid false alarms and/or the failure of the permittee to pay any administrative charge, the Chief of Police or his designee reserves the right to require disconnection provided that no such permit shall be revoked or suspended without giving the permittee the opportunity to appeal said decision. In addition, if any person fails to pay any administrative charge within thirty (30) days of the notification of said charge to any person, a summons may be issued for a violation of this Ordinance.

E. Any unauthorized equipment may be required to be disconnected by the Chief of Police or his designee for non-compliance with this Ordinance; and any person installing or maintaining unauthorized equipment shall be prosecuted for violation of this Ordinance; and each and every day said equipment is in operation shall be considered a separate violation. Any permittee shall, by acceptance of the permit, be deemed as having consented to inspection of the premises on which said alarm devices are installed at reasonable hours by the Chief of Police or his designee.

F. Any Monitoring Company requesting an Alarm Dispatch Request for a Non-permitted Alarm System shall pay an administration fee of \$100 per incident. If the fee is not paid within thirty (30) days after the invoice is mailed, a late fee in the amount of \$25.00 is hereby imposed on the Monitoring Company.

G. If Cancellation of Police response occurs prior to the Police Officer's arrival at the Alarm Site, the response is considered a False Alarm and any applicable fee(s) will be assessed. The police cannot and will not cancel once notified by a Monitoring/Alarm Company of an activated alarm.

H. The Alarm Installation Company shall be assessed a fee of \$100.00 if the officer responding to the False Alarm determines that an on-site employee of the Alarm Installation Company directly caused the False Alarm. Such False Alarms are not included in the total number of False Alarms for the Alarm User.

I. A fee of \$100.00 is hereby imposed against any Monitoring Company that fails to verify Alarm System signals as required in subsection (8)C.3.

J. A fee in the amount of \$200.00 is hereby imposed against an Alarm Installation Company if the Alarm Administrator determines that an employee of the Alarm Installation Company knowingly made a false statement concerning the inspection of an Alarm Site or the performance of an Alarm System.

K. Notice of the right of appeal under this ordinance will be included with notice of any fee.

L. All registration fees, renewal registration fees, service fees or fines assessed under this section are due within thirty (30) days of written notice unless otherwise noted. A late fee of \$25.00 shall be assessed for each individual registration fee due and all other fees due that are not paid within thirty (30) days.

M. Municipal agencies of the Township of Ocean including but not limited to Township of Ocean Sewerage Authority, the Township of Ocean School District and the Township of Ocean Fire and First Aid Squads shall be exempted from the provisions of this section of this Ordinance.

N. In compliance with Township of Ocean Ordinance No. 1665, all active volunteer first aid squad and fire company members within the Township of Ocean Fire Districts 1 & 2 shall be exempt from alarm registration fees. The Alarm Administrator shall be provided with a list of same on the first of January of each year.

**(11) Notice to Alarm Users of False Alarms and Suspension of Police Response**

A. The Alarm Administrator shall notify the Alarm User in writing after each False Alarm. The notice shall include either a warning or the amount of the fee for the False Alarm.

B. The Alarm Administrator shall notify the Alarm User in writing thirty (30) days prior to suspension of police response.

**(12) Appeals of Determinations Regarding Alarm Permits and Fees**

A. If the Alarm Administrator assesses a fee, suspends an Alarm Permit or denies the issuance, renewal or reinstatement of an Alarm Permit or the Alarm Administrator shall send written notice of the action and a statement of the right to appeal to the affected applicant, Alarm User, Alarm Installation Company or alarm Monitoring Company.

B. The applicant, Alarm User, Alarm Installation Company or alarm Monitoring Company may appeal any action described in (1) above to the Chief of Police or designee by setting forth in writing the reasons for the appeal and delivering the appeal to the Chief of Police or designee within twenty (20) business days after receipt of notice of the action. Failure to deliver the appeal within that time period is a waiver of the right to appeal.

C. The procedure for an appeal to the Chief of Police or designee is as follows:

1. The applicant, Alarm User, Alarm Installation Company or Monitoring Company may file a written request for appeal by paying an appeal fee of \$25.00 to the Police department and setting forth the reasons for the appeal. The appeal must be entitled "Appeal from Alarm Administrator's Action." Appeal fees will be returned to the appealing party if the appeal is successful.

2. The Chief of Police or designee shall conduct a hearing within thirty (30) days after receipt of the request for review and shall consider the evidence submitted by the appealing party and the Alarm Administrator. The Chief of Police or designee must base the decision on the preponderance of evidence presented at the hearing and must render a decision within fifteen (15) days after the date of the hearing. The decision shall affirm or reverse the decision or action taken by the Alarm Administrator.

3. Filing of an appeal stays any action by the Alarm Administrator to suspend an Alarm Permit or require the payment of a fee until the appeal process has been exhausted. This provision applies only to the action of the Alarm Administrator that is the subject of the appeal. This provision does not operate as a bar to enforcement action on violations of this section that occur thereafter.

4. The decision of the Chief of Police is final with regard to any appeal.

D. The Alarm Administrator or the Chief of police, or their respective designees, may adjust the count of False Alarms or assessed fees based on:

1. Evidence that a False Alarm was caused by action of a communications services provider (i.e. telephone, cellular, cable company);

2. Evidence that a False Alarm was caused by a power outage or severe weather such as a tornado or earthquake:

3. Evidence that an Alarm Dispatch Request was not a False Alarm;

4. The occurrence of multiple alarms within in a 24 hour period, which may be considered as one False Alarm if the Alarm User has taken corrective action, unless the False Alarms are directly caused by the Alarm User.

E. The Alarm Administrator may waive all of a False Alarm fee or a partial part of the fee due to extenuating circumstances or to encourage corrective action.

F. On review of fees assessed to an Alarm Installation Company or Monitoring Company, the Alarm Administrator, or, if appealed, Chief of Police, or designee, or the administrative hearing officer, may consider whether the Alarm Installation Company or Monitoring Company has engaged in a consistent pattern of violations.

## **(12) Reinstatement of Suspended Alarm Permits**

A. On the first suspension of a permit, a Person whose Alarm Permit has been suspended may obtain reinstatement of the permit by the Alarm Administrator if the Person:

1. Submits a new application and pays a \$50 reinstatement fee;

2. Pays, or otherwise resolves, all outstanding fees and penalties;

3. Submits a written notice from an Alarm Installation Company stating that the Alarm System has been inspected and repaired (if necessary) by the Alarm Installation Company;

4. The Alarm User successfully completes an Alarm Awareness Class and test and

B. On the second and every subsequent suspension of a permit, reinstatement may be obtained by compliance with (1) above and compliance with any of the following conditions that the Alarm Administrator may require:

1. Proof that an employee of the Alarm Installation Company or Monitoring Company caused the False Alarm.

2. Upgrade the alarm control panel to meet SIA Control Panel Standard CP-01.

3. A written statement from an independent inspector designated by the Chief of Police or his designee that the Alarm System has been inspected and is in good working order.

4. Confirmation that all motion detectors are properly configured.
  5. Confirmation that the Alarm System requires two independent zones to trigger before transmitting an alarm signal to the Monitoring Company.
  6. Confirmation that the Alarm System requires two independent detectors to trigger before transmitting an alarm signal to the Monitoring Company.
  7. Certification that the Monitoring Company will not make an Alarm Dispatch Request unless the need for an officer is confirmed by a listen-in device. This condition does not apply to residential property.
  8. Certification that the Monitoring Company will not make an Alarm Dispatch Request unless the need for an officer is confirmed by a camera device. This condition does not apply to residential property.
  9. Certification that the Monitoring Company will not make an Alarm Dispatch Request unless the need for an officer is confirmed by a Person at the Alarm Site.
- C. The Police department shall reinstate its response to an Alarm Site as soon as is practicable after receiving notice of reinstatement from the Alarm Administrator. The Alarm User and Monitoring Company shall take notice that the Alarm Site has been officially reinstated only after receiving notice from the Alarm Administrator of that fact.

(13) Suspension of Police Response to an Alarm Site

- A. The Chief of Police or designee may suspend police response to an Alarm Site if he determines that:
1. There is a violation of this chapter by the Alarm User; and/or
  2. There is a false statement of a material fact in the application for a permit; and/or
  3. The permitted Alarm System has generated more than 6 False Alarms during any permit period; and/or
  4. The Alarm User has failed to pay an Alarm Permit fee or late fee, a late renewal fee or any fee assessed under this section, more than thirty (30) days after the fee is due. This applies to all classifications of alarms including burglary, panic, duress, hold-up and robbery.
  5. The Police may not respond to any alarm, where the Alarm Site is under suspension of police response.
- B. Actions made pursuant to this section are not subject to administrative review.
- C. The Chief of Police or designee may, for good cause shown, reinstate police response that has been suspended pursuant to this section.

(14) Police Department Response

- A. The Police Department will respond to all "in progress" Robbery, Panic or Burglar Alarms as promptly as possible, taking into account pending calls for service and any policy establishing priority of dispatched calls following notification of the receipt of the alarm from the Monitoring Company. Police supervisors may cancel police response to any or all alarms based on weather or other factors effecting police service needs.

B. The Chief of Police or designee may re-prioritize assignment of burglar alarms and response time at any time during a 24-hour period as may be necessary due to the service needs of the community.

**(15) Confidentiality of Alarm Information**

All information contained in documents gathered through alarm registrations, the submission of customer lists and in the alarm appeal process must be held in confidence by all employees of the Alarm Administrator and the Township of Ocean. Such information is proprietary and is hereby declared confidential and not a public record. Absent special circumstances, such information must not be released to the public or any Person other than a law enforcement agency, third party administrator or the applicable Alarm User, Alarm Installation Company or alarm Monitoring Company except pursuant to court order.

**(16) Scope of Police Duty; Immunities Preserved**

The issuance of Alarm Permits or Alarm Registration is not intended to nor does it create a contract between the Police Department and/or the Township of Ocean and any Alarm User, Alarm Installation Company or Monitoring Company, nor does it create a duty or obligation, either expressed or implied, on the Police Department to respond to any alarm. Any and all liability and consequential damage resulting from the failure of the Police Department to respond to an Alarm Dispatch Request is hereby disclaimed and full governmental immunity as provided by law is retained. By applying for an Alarm Permit, the Alarm User acknowledges that the Police Department response is influenced by the availability of officers, priority of calls, traffic conditions, weather conditions, emergency conditions, staffing levels, prior response history and administrative actions.

**(17) Severability**

The provisions of this Ordinance are severable. If a court determines that a word, phrase, clause, sentence, paragraph, subsection, section, or other provision is invalid or that the application of any part of the provision to any person or circumstance is invalid, the remaining provisions and the application of those provisions to other persons or circumstances are not affected by that decision. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**(18) Violation and Penalties**

When a penalty is not otherwise provided in this Ordinance, any person, firm or corporation found guilty in the Municipal Court of violating the terms of this Ordinance shall be subject to a penalty as provided in Section 3-17 of the Revised General Ordinances.

**(19) Effective Date**

This Ordinance shall take effect upon final passage and after publication as required by 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Ordinance #2156 – A Bond Ordinance providing for various improvements and (P.H. 10/18/10 Coaster) appropriating \$410,000 therefor and authorizing the issuance of \$389,500 bonds or notes to finance a portion of the costs

**Bond Ordinance No. 2156**

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$410,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$389,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF OCEAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

**BE IT ORDAINED** by the TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Township of Ocean, in the County of Monmouth, New Jersey (the "Township"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$410,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$20,500 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq.. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$389,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of: i) Public Works building and grounds improvements; and ii) Police Department improvements, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Township Clerk, as finally approved by the governing body of the Township.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$389,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$410,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$410,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$20,500 down payment.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of

delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 9.73 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$389,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$20,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Township are used to finance, on an interim basis, costs of said improvements or purposes, the Township reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Township for the improvements or purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and, unless paid from other sources, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond 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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

### **Council Reports:**

Deputy Mayor Hiers thanked the Council for the Proclamation declaring October 3-9, 2010 as Fire Prevention Week in the Township of Ocean. Deputy Mayor Hiers also commended all those volunteer firefighters, both present and past, for their selfless service to the Township.

Councilwoman Schepiga reminded everyone about FallFest, which will be held on September 25, 2010. It promises to be a fun day for all.

Andrew Brannen, Township manager, stated that Suzanne Thompson left the employment of the Township during the month of August.

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

Councilmember(s) Garofalo,  
Martin Arbus, Township Attorney

### **PUBLIC COMMENTS:**

**Jay Kerns** spoke at length about a situation that occurred involving the timeliness of the Rescue Squad in answering calls. Mr. Kerns spoke specifically about two instances in which it took the Squad between thirty minutes and fifty minutes to respond to a call from a doctor's office.

Mr. Kerns asked the following questions:

1. Did the Township purchase its own 911 System?
2. Is there a Log kept of all 911 calls?
3. Who Supervises the Emergency Services?
4. Shouldn't the individuals receiving the 911 call know if there is going to be a delay in response so that the call can be re-routed?

Mayor Larkin explained what had transpired on that day and stated that he was very thankful that nothing tragic happened to the person in need. Mayor Larkin also stated that according to his conversation with Dr. Meltzer, an EMT and Police Officer did arrive shortly after the call was made, however, the ambulance did not show up for quite some time.

Mr. Brannen responded to questions No. 1 and No. 2, stating that the Township did purchase its own 911 system a few years back and all calls are logged into the system if the call is made from a hard-wired telephone.

Deputy Mayor Hiers gave some background on how the 911 system was implemented. Deputy Mayor Hiers stated that, not only are the calls logged on the Township system, but also on Monmouth County's 911 system. The log is periodically reviewed by the volunteer services.

Deputy Mayor Hiers stated that both Dr. Meltzer and the Mayor will be receiving a formal response from the volunteer Rescue Squad about the incident.

Deputy Mayor Hiers stated that the Fire Department's budget has a line item in it that allocates funds for the Rescue Squad services.

Mr. Kerns stated that residents were concerned that this might be a re-occurring situation. Both Mayor Larkin and Deputy Mayor Hiers stated that this will be resolved and the residents should feel confident in the emergency services that are provided by the Township.

**Brian Lefferson** inquired as follows:

1. How much money is spent out of the Fire Department's Budget to operate the First Aid Squad.
2. If Resolution #10-152 pertains to the Budget Motel and if so, why was it pulled from the Agenda.

Martin Arbus, Township Attorney, stated that there were some items that needed to be added to the Developer's Agreement prior to being voted on by the Council.

3. How much did the Township pay for the Cablevision property.

Mayor Larkin stated that it was acquired at a significantly reduced price.

4. Inquired about the Mayor's management style.

Mayor Larkin responded that he has always worked under the premise that you have to render decisions based on what is best for the entire town.

Deputy Mayor Hiers, Councilmember Garofalo and Councilmember Schepiga all reiterated that the Council does not always agree on matters, but in the end, they always try to do what is best for the Township.

**Don Geiger** stated that perhaps, based on the situation discussed earlier with regard to the Rescue Squad, the Township Council should have some oversight into the operations of the volunteer services.

F.K. Hudson inquired about the status of the following:

1. Decision about moving the Council Election from May to November.

Mayor Larkin stated that the Council is still discussing the matter and will make a decision very shortly, but paramount in the decision will be that the Township wants to maintain its non-partisan vision.

2. Status of the Deer Issue.

Mr. Brannen stated that the Environmental Commission and the resident group are working together to come up with a solution that everyone is comfortable with.

4. Stop and Shop Litigation.

Mr. Arbus stated that a Hearing is scheduled for sometime in December 2010.

## 5. COAH Litigation.

Mr. Arbus explained that the change in the legislation is slow moving. Judge O'Brien was willing to reserve any decisions until the revisions were signed into law however, the new Judge, Judge Kapalko, wants the Township to move forward with developing a Plan.

Mayor Larkin welcomed the Scouts that were present at the meeting and asked if they had any questions? They did not.

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

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
Opposed					
Not Voting/Recuse					
Absent/Excused				X	

Respectfully submitted,

William F. Larkin  
Mayor

Vincent Buttiglieri, RMC/CMC  
Municipal Clerk