

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

**MAY 16, 2011**

**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:** Councilmember(s) Evans, Garofalo, Schepiga, Siciliano

**Absent:** Mayor Larkin

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

In the absence of Mayor Larkin, Councilmember Siciliano presided over the meeting.

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

Councilmember Siciliano announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the Office of the Township Clerk on December 6, 2010.

**Fire Exit Procedures:**

There are two emergency exits on the wall to my right that will take you to the front of the building and another one to my left that will take you to the rear parking lot.

**NOTICE:**

All cell telephones must be turned off. If you need to make a call, please make your call outside the meeting room.

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

The purpose of this public portion is solely to ask questions to understand Resolutions and Vouchers that appear on the Agenda and is not an occasion for a public hearing on an Ordinance. All questions not related to an item on this Agenda should be asked during the Public Comments portion at the conclusion of the meeting.

**PUBLIC COMMENTS:**

There were no Public Comments at this time.

**CONSENT AGENDA:**

**MINUTES:**

April 11, 2011 – Workshop, Public and Closed Meeting  
May 2, 2011 – Workshop and Closed Meeting

**RESOLUTIONS:**

**11-075 Authorize a Performance Guarantee for the following:**

**a. Block 25.09, Lot 8 – 196 Delaware Avenue – Joan R. Kittler**

**WHEREAS**, the Township of Ocean has approved a development project on Block 25.09, Lot 8 also known as 196 Delaware Avenue; and

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

**WHEREAS**, Joan R. Kittler has posted cash performance guarantees totaling \$7,848.00 along with engineering inspection fees totaling \$2,108.00 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. Joan R. Kittler

**b. Block 105, Lot 21 – 1306 Maple Avenue**

**WHEREAS**, the Township of Ocean has approved a development project on Block 105, Lot 21 also known as 1306 Maple Avenue; and

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

**WHEREAS**, the property owner and/or their contractor will post cash performance guarantees totaling \$3,888.00 along with engineering inspection fees totaling \$1,448.00 and the required certificate of insurance prior to the issuance of any construction permits for said project.

**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 a certified copy of this resolution be forwarded to the following:

1. Township Engineer
2. Construction Official
3. Director of Community Development
4. John Clifford

**11-076 Authorize the Release of Performance Guarantees for the following:**

**a. Block 34, Lot 22 – 1910 Highway 35 – Bertucci's Restaurant**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated December 15, 1993 with Bertucci's Brick Oven Pizzeria to install certain improvements on property described as Block 34, Lot 22 located at 1910 Highway 35; and

**WHEREAS**, Bertucci's Brick Oven Pizzeria has heretofore deposited with the Township of Ocean performance guarantees totaling \$89,904.00, in the form of a Performance Bond

issued by The Hartford Fire Insurance Company in the amount of \$80,913.60 and cash in the sum \$8,990.40 to guarantee the completion of all improvements on premises known as Block 34, Lot 22 located at 1910 Highway 35; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated April 1, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, recommending the release of the aforementioned performance guarantees and the waiver of the maintenance guarantees because the project is over fifteen (15) years old; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the performance guarantees hereinbefore referred to be and the same are hereby released, canceled and discharged as per the aforesaid memorandum from Gregory S. Blash, P.E. subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Director of Finance
5. Bertucci's Brick Oven Pizzeria
6. The Hartford Fire Insurance Company

**b. Block 35.02, Lot 10 – 37 Brandywine Road – Rajeev & Shalini Gupta**

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

**WHEREAS**, Rajeev & Shalini Gupta has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$1,764.00 to guarantee the completion of all improvements on premises known as Block 35.02, Lot 10 also known as 37 Brandywine Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$220.50) of the cost of the improvements and any outstanding engineering and administrative fees; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$1,764.00 are hereby released, canceled and discharged.

**BE IT FURTHER RESOLVED** by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$220.50) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Rajeev & Shalini Gupta

**c. Block 73, Lot 9.01 – 517 Beechwood Avenue – Drake Estates/James Policastro**

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

**WHEREAS**, Drake Estates/James Policastro Gupta has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$1,512.00 to guarantee the completion of all improvements on premises known as Block 73, Lot 9.01 also known as 517 Beechwood Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$630.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$1,512.00 are hereby released, canceled and discharged.

**BE IT FURTHER RESOLVED** by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$630.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Drake Estates/James Policastro

**d. Block 152, Lot 3 – One Executive Center, Center Street – Merrill & Joan Lydia Braverman**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated August 19, 1998 with Merrill and Joan Lydia Braverman for Preliminary and Final Site Plan approvals as well as Use and Bulk Variances for property described as Block 152, Lot 3 located at One Executive Center, Centre Street; and

**WHEREAS**, Joan Lydia Braverman has heretofore deposited with the Township of Ocean performance guarantees totaling \$77,845.80, in the form of Performance Bond No. 0271253 issued by International Fidelity Insurance Company in the amount of \$70,061.22 and cash in the amount of \$7,784.58 to guarantee the completion of all improvements on premises known as Block 152, Lot 3 located at One Executive Center, Centre Street; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township engineer has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, recommending the release of the aforementioned performance guarantees and the waiver of the maintenance guarantees since the improvements were installed over eight (8) years ago; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the performance guarantees hereinbefore referred to be and the same are hereby released, canceled and discharged as per the aforesaid memorandum from Gregory S. Blash, P.E. subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Merrill and Joan Lydia Braverman
6. International Fidelity Insurance Company

**e. Block 189, Lots 6 & 9 – 1110 Highway 35 – Italian American Association of the Township of Ocean, Inc.**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated July 7, 2010, with the Italian American Association of the Township of Ocean, Inc. for Site Plan Approval with Variances and Waivers for the purpose of legitimizing an existing enclosure of an outdoor freezer, enclosing a bocce court and providing a trash area for the property described as Block 189, Lots 6 and 9 located at 1110 Highway 35; and

**WHEREAS**, the Italian American Club of the Township of Ocean, Inc. has heretofore deposited with the Township of Ocean performance guarantees totaling \$15,240.00 by way of a cash bond to guarantee the completion of all improvements on premises known as Block 189, Lots 6 and 9 located at 1110 Highway 35; and

**WHEREAS**, the Township Council granted a reduction of the performance guarantees to \$4,572.00 by way of resolution dated January 10, 2011; and

**WHEREAS**, Gregory S. Blush, P.E., representing the Township Engineer has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, in the County of Monmouth, that improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the

performance guarantees in the amount of \$4,572.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$1,905.00, said maintenance bond to run for a period of two (2) years to cover maintenance of all improvements constructed under the original performance guarantee, approved as to substance and form by the Township Attorney
2. Payment of pending and future engineering inspection and administrative fees in an amount to be determined by the Township Engineer to cover the estimated inspection fees
3. All required certificates of insurance be properly filed with the office of the Township Clerk

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Italian American Association of the Township of Ocean, Inc.

**11-077 Authorize Release of Maintenance Guarantees for the following:**

**a. Block 7, Lot 34 – 17 & 19 Brown Place – Patsy Cicalese**

**WHEREAS**, the Township did authorize and enter into a developer's agreement dated July 19, 2000 with Patsy Cicalese for Minor Subdivision Approval with Bulk Variances to subdivide and construct two (2) new residential houses on the two (2) new residential lots which property is known as Block 7, Lot 34 located at 17 and 19 Brown Place; and

**WHEREAS**, performance guarantees totaling \$30,156.00 were posted in the form of Performance Bond No. B179559 issued by Selective Insurance Company of America in the amount of \$27,140.40 and cash in the amount of \$3,015.60, which guarantees were reduced to a total of \$9,046.80 by way of resolution dated February 26, 2003 and a time extension with no reduction by way of resolution dated March 22, 2006 to guarantee the completion of all improvements on premises known as Block 7, Lot 34 located at 17 and 19 Brown Place; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$4,523.40 maintenance bond by way of resolution dated April 14, 2008; and

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

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$4,523.40 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Patsy Cicalese
6. Selective Insurance Company of America

**b. Block 37, Lot 17 – 243 Cold Indian Springs Road – Bruce J. Green**

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

**WHEREAS**, Bruce J. Green has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$3,975.00 for premises known as Block 37, Lot 17 also known as 243 Cold Indian Spring Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated April 7, 2011, a copy of which is on file in the Office of the Township Clerk and made a par hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$3,975.00 is hereby released, canceled and discharged in accordance with the recommendation of the Township Engineer subject to the satisfaction of outstanding and anticipated engineering inspection fees which shall either be paid directly or subtracted from the cash maintenance posted.

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

1. Township Engineer
2. Director of Community Development
3. Director of Finance
4. Construction Official
5. Bruce J. Green

**c. Block 187, Lots 1.02 & 5 – Sunset Arcadia Center, Inc. – Verizon Wireless**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated December 19, 2005 with Sunset Arcadia Center, Inc. – Verizon Wireless for Preliminary and Final Site Plan Approval with variances to remove an existing 2,606 sq. ft. Pizza Hut building and replace the restaurant with a 5,406 sq. ft. Verizon Wireless sales and service location for property known as Block 187, Lots 1.02 and 5 located at Route 35 at or near Sunset Avenue; and

**WHEREAS**, performance guarantees totaling \$213,372.00 were posted in the form of Performance Bond No. 12BCSDW2994 issued by Hartford Fire Insurance Company in the amount of \$192,035.00 and cash in the amount of \$21,337.00; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$32,006.16 maintenance bond on February 20, 2008; and

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

**WHEREAS**, Sunset Arcadia Center, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the form of a Maintenance Bond No. 13BCSEQ1555 in the amount of \$32,006.16 for property known as Block 187, Lots 1.02 and 5 located at Route 35 at or near Sunset Avenue; and

**WHEREAS**, William H.R. White, III, PE, PP, CME, CFM, representing the Project Engineer has advised the Township Manager by letter dated April 27, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Project Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$32,006.16 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Project Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Sunset Arcadia Center, Inc. – Verizon Wireless
6. Hartford Fire Insurance Company

**d. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section I**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated August 6, 1997 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section I which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section I totaling \$809,746.80 in the form of Performance Bond No. S04050 issued by First Indemnity of America Insurance Company in the amount of \$728,772.12 and cash in the amount of \$80,974.68, which performance guarantees were reduced to a total \$255,679.58 by resolution dated April 22, 1998 to guarantee the completion of all improvements for premises known as Block 153, Lots 66, 67, and 68, Section I which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$121,462.02 maintenance bond by way of resolution dated March 11, 2004; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$121,462.02 for the premises known as Block 153, Lots 66, 67 and 68, Section I which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$121,462.02 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**e. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section II**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated November 5, 1997 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section II which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section II totaling \$154,170.30 in the form of Performance Bond No. S04247 issued by First Indemnity of America Insurance Company in the amount of \$138,753.27 and cash in the amount of \$15,417.03, which performance guarantees were reduced to a total \$46,251.09 by resolution dated October 7, 1998 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section II which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$23,125.55 maintenance bond by way of resolution dated November 17, 2003; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$23,125.55 for premises known as Block 153, Lots 66, 67 and 68, Section II which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$23,125.55 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development

4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**f. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section III**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated March 23, 1998 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section III which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section III totaling \$453,193.80 in the form of Performance Bond No. S04382 issued by First Indemnity of America Insurance Company in the amount of \$407,874.42 and cash in the amount of \$45,319.38, which performance guarantees were reduced to a total \$156,128.85 by resolution dated October 7, 1998 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section III which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$67,979.07 maintenance bond by way of resolution dated March 5, 2007; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$67,979.07 for premises known as Block 153, Lots 66, 67 and 68, Section III which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$67,979.07 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**g. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section IV**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated March 3, 1999 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section IV which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section IV totaling \$348,652.20 in the form of Performance Bond No. S04840 issued by First Indemnity of America Insurance Company in the amount of \$313,786.98 and cash in the amount of \$34,865.22, which performance guarantees were reduced to a total \$104,595.66 by resolution dated March 15, 2000 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section IV which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$52,297.83 maintenance bond by way of resolution dated November 17, 2003; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$52,297.83 for premises known as Block 153, Lots 66, 67 and 68, Section IV which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$52,297.83 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**h. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section V**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated June 3, 1998 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section V which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section V totaling \$504,835.50 in the form of Performance Bond No. S04463 issued by First Indemnity of America Insurance Company in the amount of \$454,351.95 and cash in the amount of \$50,483.55, which performance guarantees were reduced to a total \$151,450.65 by resolution dated November 15, 1999 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section V which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$75,725.33 maintenance bond by way of resolution dated February 9, 2005; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$75,725.33 for premises known as Block 153, Lots 66, 67 and 68, Section V which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$75,725.33 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**i. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section VI**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated September 16, 1998 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section VI which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section VI totaling \$289,980.30 in the form of Performance Bond No. S04644 issued by First Indemnity of America Insurance Company in the amount of \$260,982.27 and cash in the amount of \$28,998.03, which performance guarantees were reduced to a total \$86,994.09 by resolution dated December 15, 1999 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section VI which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$43,497.05 maintenance bond by way of resolution dated January 28, 2004; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$43,497.05 for premises known as Block 153, Lots 66, 67 and 68, Section VI which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially

maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$43,497.05 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**j. Block 153, Lots 66, 67 & 68 – Bowne Road – Hamptons at Wayside, Inc. / Section VII**

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated August 6, 1997 with The Hamptons at Wayside, Inc. for Preliminary and Final Subdivision Approval with Variances for premises known as Block 153, Lots 66, 67 and 68, Section VII which property is located on Bowne Road; and

**WHEREAS**, The Hamptons at Wayside, Inc. posted performance guarantees for Section VII totaling \$35,669.40 in the form of Performance Bond No. S04056 issued by First Indemnity of America Insurance Company in the amount of \$32,102.46 and cash in the amount of \$3,566.94 to guarantee the completion of all improvements on premises known as Block 153, Lots 66, 67, and 68, Section VII which property is located on Bowne Road; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$5,356.41 maintenance bond by way of resolution dated November 17, 2003; and

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

**WHEREAS**, The Hamptons at Wayside, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$5,356.41 for premises known as Block 153, Lots 66, 67 and 68, Section VII which property is located on Bowne Road; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated May 3, 2011, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$5,356.41 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance

3. Director of Community Development
4. Construction Official
5. The Hamptons at Wayside, Inc.
6. First Indemnity of America Insurance Company

**11-078 - Approve the Person-to-Person Transfer of Liquor License #1337-33-006-010 from FEMME Operations, Inc. to Tommy's Ocean, LLC d/b/a Tommy's Coal Fire Pizza effective May 17, 2011**

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption Liquor License, Number 1337-33-006-010, heretofore issued to FEMME Operations, Inc., 2105 Highway 35, Ocean, New Jersey; and

**WHEREAS**, the submitted application form is complete in all respects, all appropriate State and Township fees have been paid, and the license has been renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed, and the issuing authority has reviewed, the source of all funds used in the purchase of said liquor license and the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby approve, effective May 17, 2011, the person-to-person transfer of the aforesaid Plenary Retail Consumption License, Number 1337-33-006-010, to Tommy's Ocean, LLC d/b/a Tommy's Coal Fire Pizza; and

**FURTHER BE IT RESOLVED** that the Township Clerk is hereby directed to endorse the license certificate to the new ownership as follows: ***"This license, subject to all its terms and conditions, is hereby transferred to Tommy's Ocean, LLC effective May 17, 2011;*** and

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

1. Chief of Police
2. State of New Jersey, Division of ABC
3. Joseph Asterita, Esq., attorney for Tommy's Ocean, LLC

**11-079 Approve the extension of time for the placement of a trash dumpster on the property known as Block 25.06, Lot 14 (514 Garwood Street)**

**WHEREAS**, Elizabeth Bennett had requested approval to place a trash dumpster on her property, commonly known as Block 25.06, Lot 14 (514 Garwood Street), to be utilized during the renovation of her home; and

**WHEREAS**, approval was granted by the Township Zoning Officer on March 24, 2011 and all appropriate fees were paid by the applicant; and

**WHEREAS**, the applicants requested a seven-day extension of the time that said trash dumpster could be located on said property which was granted by the Township Zoning Officer on March 31, 2011 and all appropriate fees were paid by the applicants; and

**WHEREAS**, a second extension is being requested and as required by Township Ordinance #2050, approval for a second extension requires approval of the Township Council;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that approval is hereby granted to extend the approval of the location of a trash dumpster on property known as Block 25.06, Lot 14 (514 Garwood Street) as requested by Elizabeth Bennett for a period not to extend past September 30, 2011; and

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

1. Elizabeth Bennett
2. Director of Community Development
3. Zoning Official

**11-080 Authorize the receipt of bids/requests for proposals for the following:**

- a. Bulk Material Recovery Facility to accept Construction and Demolition Waste, Rubbish, Bulky Trash, Tied and Containerized Brush and Other Type #13 and #13C Waste Materials as delivered by the Township of Ocean**

**WHEREAS**, the Township Council is desirous of receiving Bid(s) for the following:

Public Works Department:

Bulk Material Recovery Facility to accept Construction and Demolition Waste, Rubbish, Bulky Trash, Tied and Containerized Brush and Other Type #13 and #13C Waste Materials as delivered by the Township of Ocean

**WHEREAS**, specifications for the aforesaid items will be on file in the Public Works 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(s) as per the specifications on file and will be received by the Township Manager in the Township Manager's Conference Room, Third 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. Director of Public Works

- b. Class B Recycling Material Recovery Facility to Accept Certain Class B recyclable Yard Waste Materials (Brush, Branches and Limbs) as Delivered by the Township of Ocean in Packer and Dump Trucks**

**WHEREAS**, the Township Council is desirous of receiving Bid(s) for the following:

Public Works Department:

Class B Recycling Material Recovery Facility to Accept Certain Class B recyclable Yard Waste Materials (Brush, Branches and Limbs) as Delivered by the Township of Ocean in Packer and Dump Trucks

**WHEREAS**, specifications for the aforesaid items will be on file in the Public Works 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(s) as per the specifications on file and will be received by the Township Manager in the Township Manager's Conference Room, Third 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. Director of Public Works

**c. Removal of Composted Leaves from the Township of Ocean Compost Facility**

**WHEREAS**, the Township Council is desirous of receiving Bid(s) for the following:

Public Works Department:

Removal of Composted Leaves from the Township of Ocean Compost Facility

**WHEREAS**, specifications for the aforesaid items will be on file in the Public Works 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(s) as per the specifications on file and will be received by the Township Manager in the Township Manager's Conference Room, Third 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. Director of Public Works

**d. Various Road Construction Materials**

**WHEREAS**, the Township Council is desirous of receiving Bid(s) for the following:

Public Works Department:

Various Road Construction Materials

**WHEREAS**, specifications for the aforesaid items will be on file in the Public Works 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(s) as per the specifications on file and will be received by the Township Manager in the Township Manager's Conference Room, Third 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. Director of Public Works

## e. Asphalt

**WHEREAS**, the Township Council is desirous of receiving Bid(s) for the following:

Public Works Department:

Asphalt

**WHEREAS**, specifications for the aforesaid items will be on file in the Public Works 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(s) as per the specifications on file and will be received by the Township Manager in the Township Manager's Conference Room, Third 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. Director of Public Works

#### 11-081 Authorize the receipt of bids for an abandoned vehicle

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

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

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

	YEAR	MAKE	MODEL	VIN#	Minimum Bid
1.	2007	Saturn	Aura	1G8ZS 57N87 F1671 74	\$3,560.00

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Township Manager or his designee is hereby authorized to receive bids for abandoned vehicles to be auctioned" on **June 2, 2011**, at 3:00 PM, at the Township of Ocean Town Hall, 399 Monmouth Road, Oakhurst, N.J. 07755.

**BE IT FURTHER RESOLVED** that the prospective bidders may examine the vehicle to be auctioned at Central Towing, 31 Central Ave., Red Bank, N.J. 07701, between the hours of 10:00 AM and 2:00 PM, on **May 26, 2011**.

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

1. Police Department (Traffic Bureau)

2. Towing Company
3. Township Manager

**11-082 Authorize the Township Officials to execute the Hold Harmless Agreement with the Monmouth County Mosquito Extermination Commission to perform certain mosquito control related activities**

**WHEREAS**, the Township of Ocean is desirous of removing a tree and various other debris currently obstructing flow from Harvey Brook at the north end of Weston Avenue; and

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

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

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

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

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

**11-083 Authorize the submission of the 2011 Safe and Secure Communities Grant application**

**STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CRIMINAL JUSTICE**

**SAFE AND SECURE COMMUNITIES PROGRAM**

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

**WHEREAS**, the Township of Ocean wishes to apply for a project under the Safe and Secure Communities Program; and

**WHEREAS**, the Township of Ocean Council has reviewed the application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and the Applicant Local Unit of Government, for the purpose described in the application;

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

1. As a matter of public policy the Applicant's Unit of Government wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General of New Jersey will receive funds on behalf of the Applicant.

3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to the applicant as authorized by law.

**11-084 Authorize the submission of the 2011 COPS Hiring Program Grant application**

**WHEREAS**, there are funds available from the Office of Community Police Services, US Department of Justice. The grant is titled 2011 COPS Hiring Program; and

**WHEREAS**, funding up to \$540,000.00 is available to cover salaries and health benefits for up to three (3) newly hired police officers at the entry level for a three (3) year period; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that the Township apply for said Grant; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the submission of said Grant application to the Office of Community Police Services, US Department of Justice for the 2011 COPS Hiring Program.

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

1. Director of Finance
2. Chief of Police

Vote on all Consent Agenda Items:

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

**INDIVIDUAL ACTION:**

**VOUCHERS: \$ 11,066,689.24**

**Township of Ocean  
Department of Finance  
Voucher List for May 16, 2011**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
ANJR	Registration one day seminar	80.00	
BENDINER & SCHLESINGER INC	ORAL DRUG TESTS	500.00	
BOLEY TREE EXPERTS LLC	Hazardous tree/3 lambert John.	300.00	
COOPER ELECTRIC SUPPLY CO	Inspect generator at gym	719.00	
EASTERN ROOF CLEANING	ROOF SURFACE CLEANING:POOL FAC	1,159.00	
GAGLIANO APPRAISAL LLC	SEPT 2010-MAR 2011 APPRAISAL	11,969.50	C0-0010

## MEETING MINUTES

MAY 16, 2011

GEORGE WALL LINCOLN MERCURY	Misc parts for Twp vehicles	500.00	
JESCO INC	Misc parts for truck #88	189.99	
LEON S AVAKIAN INC	THRU 12/2010 FANWOOD ST IMPROV	520.00	
LESCO - PROX	Grass seed for overseeding	4,320.00	
LESCO - PROX	Fertilizer for Athletic field	4,176.00	
LINE SYSTEMS, INC.	BALANCE FOR 2010 PHONE CHGS	441.37	
MC KENNA, DU PONT, HIGGINS &	JAN-APR TAX APPEAL PROF SVS	5,287.50	CO-0003
PULLANO, MELINDA	REIMBURSE FINGERPRINTING	26.25	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	964.96	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	954.26	
W B MASON CO INC	OFFICE SUPPLIES S PER ATTACHED	973.35	
<b>Total</b>		<b>33,081.18</b>	
<b>Total Appropriation Reserves Payments</b>		<b>33,081.18</b>	
<b>2011 Current Fund Appropriation Payments</b>			

33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - MARCH 2011	207.00	
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - APRIL 2011	106.50	
A R COMMUNICATIONS	Antenna Kit for 2 way radios	360.00	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES- APR 11	31.00	
ADPRO IMPRINTS/BUDGET BANNERS	CAMP & POOL STAFF SHIRTS	1,537.00	
ALLIED FIRE & SAFETY EQUIP	3 yr agreement/Fire Alarm	2,600.00	
AMERICAN HOSE & HYDRAULICS CO	Cylinder repair/road packers	290.00	
AMERICAN HOSE & HYDRAULICS CO	Cylinder Repair Kit/Truck #5	1,320.00	
AMERICAN PUBLIC WORKS ASSOC	Membership dues renewal	160.00	
AMERICAN WEAR INC	April uniform rental	694.09	
AMERICAN WEAR INC	April rags for shop use.	48.00	
ANJEC	ANJEC EC membership 2011	470.00	
ARBUS, MARTIN ESQ C1100001	APR RETAINER,FEB,MAR GEN,COAH	8,782.66	
ARBUS, MARTIN ESQ C1100001	MAY RETAINER,APR GEN,COAH,BAIL	7,598.66	
ARMSTRONG TREE SERVICE LLC	Emergency tree removal	300.00	
ASI ACCESS SYS INTEGRATION LLC	PD- BIOMETRIC SERVICE CALL	483.50	
ASI ACCESS SYS INTEGRATION LLC	PD-BIOMETRIC SERVICE- MAR 2011	3,137.21	
ATLANTIC DETROIT DIESEL-	RPL ENGINE IN SANITATION # 5	12,604.40	
ATLANTIC DETROIT DIESEL-	Turbo charger for Truck #5	1,394.60	
ATLANTIC IRRIGATION	March misc irrigation supplies	123.98	
BATTERIESPLUS #498	PD- TRAFFIC COUNTER BATTERIES	31.00	
BENDINER & SCHLESINGER INC	MARCH DDRUG SCREENS	2,007.50	
BERGEY'S INC	April misc parts for Twp	290.86	
BING DU	REFUND OF TEEN WRESTLING REG F	20.00	
BOARD OF FIRE COMMISSIONERS	2ND QTR 2011 SUBCODE INSP SVS	6,250.00	
BOW WOW PET WASTE PRODUCTS	Dispense bags/dog feces	444.00	
BROWN, SANFORD ESQ	PB Meeting & General PB	553.00	
BROWN, SANFORD ESQ	Comart litigation	3,255.00	
BULLET LOCK & SAFE CO INC	April misc keys etc.,	75.00	
BURKE, THOMAS	PD-REIMBURSE VEHICLE TITLE FEE	60.00	
BUTTIGLIERI, VINCENT CMC	IIMC Conference	922.30	
BUTTIGLIERI, VINCENT CMC	Council Supplies - Frames	76.95	
BUTTIGLIERI, VINCENT CMC	May 2011 Petty Cash	202.41	
CABLEVISION	Public Works Internet	290.38	
CABLEVISION	Gargage Internet	96.68	
CABLEVISION	Public Works Internet	140.58	
CALABRO, PHIL	SUPERVISOR (SUB) ADULT BB	78.00	
CAMPBELL FREIGHT LINER LLC	Turbo Charge Leaf Vac #64	3,508.63	
CCC HEAVY DUTY TRUCK PARTS CO	RPR REAR DIFFERENTIAL TRUCK 33	1,795.00	
CHEMICAL EQUIPMENT LABS OF DE	300 TON OF ROAD SALT-DEICING	19,724.80	
CITY OF LONG BRANCH	1st QTR,ANIMAL CONTROL SERVICE	8,931.25	
CLEARVIEW SPRING WATER	April bottled water fot Twp.	225.00	
CMF BUSINESS SUPPLIES INC	PD- REPLENISH COPY PAPER	698.50	
CMF BUSINESS SUPPLIES INC	COPY PAPER	502.92	
COMCAST SPOTLIGHT INC	APRIL CTGC ADVERTISING	1,710.00	
COMMUNITY HOPE FUND	CTGC Advertisement	200.00	
COUNTRY CLEAN INC	CTGC PAPER SUPPLIES	131.01	
CRAFTMASTER PRINTING INC	PD- EMERGENCY DISPATCH BOOKS	167.20	
DEAL LAKE COMMISSION	TWP SHARE 2011 ASSESSMENT	19,750.00	

## MEETING MINUTES

MAY 16, 2011

DELL MARKETING LP	PD-HARD DRIVE/MVR DELL SERVICE	88.98
DELTA DENTAL OF NJ INC	May Dental Insurance	10,372.88
DEPOSITORY TRUST COMPANY	5/1 DEBT SERVICE PAYMENT	1,075,000.00
DEPOSITORY TRUST COMPANY	5/1 DEBT SERVICE INTEREST PYMT	91,737.50
DITTO COPY SYSTEMS	PD- SERVICE CALL/OIC OFFICE	125.00
EDWARDS TIRE CO INC	April recap & service tires	1,633.64
EDWARDS TIRE CO INC	April tires for Twp vehicles	1,552.96
ELIFEGUARD INC	LIFEGUARD SUPPLIES	188.36
EMERGENCY COM NETWORK INC	PD- CODERED ADD'L 3000-MINUTES	990.00
ENVIRONMENTAL SYSTEMS	ESRI Maintenance 2011	2,200.00
F & C AUTOMOTIVE SUPPLY INC	Truck tire chain for storms	1,450.00
F & C AUTOMOTIVE SUPPLY INC	March misc parts for Twp.	1,482.57
F & C AUTOMOTIVE SUPPLY INC	April misc parts for Twp	2,377.20
FARRELL THOMAS LANDSCAPE	Mulch for landscape beds	840.00
FARRUGGIA, SALVATORE	CELL PHONE JAN. - MARCH 2011	75.00
FEDEX	Shipping to IIMC	53.19
FIBAR GROUP LLC	PLAYGROUND TOP OFF	2,198.00
FITZGERALD, WILLIAM	PB and BOA Reviews	1,586.25
FLAGSHIP DENTAL PLANS	May Dental Insurance	622.67
FOLEY INC	Transmission loader 68	952.00
FORT DEARBORN LIFE INS CO	May Life Insurance	639.60
G & M TROPHY INC	HOLE IN ONE PLAQUE CTGC	82.50
GANNETT NJ NEWSPAPERS	A/C9459 ELECTION AD,BOISE BLDG	155.00
GANNETT NJ NEWSPAPERS	A/C9459 4/19-BENUN DISMISSAL	24.00
GANNETT NJ NEWSPAPERS	A/C9459 4/23 APPL NJ TRANSIT	26.00
GEESE CHASERS LLC	APR 2011 GEESE CONTROL MAINT	862.33
C1100003		
GEORGE WALL LINCOLN MERCURY	Install cluster PD car 57	408.48
GEORGE WALL LINCOLN MERCURY	Diag. with PCM Calibration	236.39
GILES & RANSOME INC	March misc loader parts	450.46
GILL ASSOCIATES	INTERIOR DRAWER FOR CASH REG	124.00
GOFFCO INDUSTRIES INC	UTT 20 tkts per book/100 bks	637.00
GOFFCO INDUSTRIES INC	Spec Form Complaints - 500	269.00
GOLF CAR SPECIALITIES LLC	UTILITY VEHICLES CTGC APRIL	140.00
GRAYBAR ELECTRIC CO	April misc electric supplies	529.40
HALSEY, MATTHEW	SUPERVISE VOLLEYBALL APRIL/MAY	144.00
HEARTLAND SERVICES INC	APRIL 2011 CREDIT CARD SVS FEE	50.27
HEARTLAND SERVICES INC	APRIL 2011 AUTHNET GATEWAY FEE	50.30
HEARTLAND SERVICES INC	APRIL 2011 CREDIT CARD SVS FEE	10.25
HESS CORPORATION	Electric sustainable energy	12,160.75
HESS CORPORATION	Electric sustainable energy	25,774.76
IDEAL LUMBER & SUPPLY CO	April misc lumber & support	194.70
JAMES HIGGINS ASSOCIATES	Planning Board Meeting	200.00
JAMES HIGGINS ASSOCIATES	PB meeting attendance	200.00
JERSEY CENTRAL POWER & LIGHT	March street lighting	18,972.81
JERSEY CENTRAL POWER & LIGHT	March electric	8,516.59
JERSEY CENTRAL POWER & LIGHT	April electric	8,782.78
JERSEY PRINTING ASSOC INC	Printing Spring Newsletter	4,951.00
JOHN R GALVIN	Mailbox damage due to storm	50.00
JOHNNY ON THE SPOT INC	UNITS CTGC AND PALAIA PK:APRIL	159.70
JUNGLE LASER LLC	ROLLBASE 3/1/11 - 3/31/11	3,295.00
KELLY WINTHROP, LLC.	Deer Carcass Removal	135.00
KEPWEL SPRING WATER CO	WATER APRIL ESTIMATE	82.00
L3 COM MOBILE-VISION INC	PD- NEW VEHICLE EQUIPMENT	250.00
LAKWOOD AUTO/ASBURY NAPA	March misc parts for Twp.	1,796.79
LAKWOOD AUTO/ASBURY NAPA	April misc parts for Twp.	1,846.40
LANGUAGE LINE SERVICES	PD-PHONE INTERPRETATION-3/2011	6.88
LANGUAGE LINE SERVICES	March Phone Interpreting	122.40
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES - APR 2011	47.85
LEE BATTERY SERVICE INC	March misc batteries for Twp	328.02
LEON S AVAKIAN INC	THRU APR-ZONING,POOL	4,890.00
LERTCH RECYCLING CO	March recycle brush	3,638.04
LESCO - PROX	March misc supplies for Twp	110.88
LESCO - PROX	April misc supplies for Twp.	182.24
LINE SYSTEMS, INC.	FEB 2011 PHONE CHARGES	9,344.86
LINE SYSTEMS, INC.	MARCH 2011 PHONE CHARGES	5,162.06
LUCKEN GILLE	REFUND OF ROOM RENTAL FEE	140.00

## MEETING MINUTES

MAY 16, 2011

MAACO COLLISION REPAIR & AUTO	PD- PAINTING NEW VEHICLES	1,425.00
MAJOR POLICE SUPPLY	PD- PUSH BUMPERS	493.50
MANASQUAN GENERATOR SHOP	Alternator for stock on trucks	480.00
MAZZA & SONS INC	April dump fees for bulk	7,477.58
MC MAHON, WILLIAM	Cell phone reimbursement	25.00
MERCHANT CARD SERVICES NJ	APRIL 2011 CREDIT CARD SVS FEE	399.46
MERRYDTH SMERIGLIO	REFUND OF MESSY SCHOOL REG FEE	35.00
MIRACLE CHEMICAL CO	CHLORINE FOR POOL INITIAL DEL	2,079.00
MODERN GROUP LTD	Feb. misc parts	196.56
MONMOUTH COUNTY TREASURER	SENIOR RIDES 1ST QUARTER 2011	3,150.00
MONMOUTH COUNTY TREASURER	Mailing Labels-Dist. 4, 5 & 7	16.50
MONOC	PD- TRAINING	480.00
NEPTUNE AUTO SUPPLY	March misc parts for Twp	392.55
NEW JERSEY CHAPTER APWA	Registration one day seminar	25.00
NICOLE KOO	REFUND OF LIFEGUARD CERTIFICAT	155.00
NJ EMERGENCY PREPAREDNESS ASSN	MANDATORY NJEPA TRAINING	100.00
NJ LEAGUE OF MUNICIPALITIES	2011 Municipal Directory	75.00
NJ MOTOR VEHICLE SERVICES	Transfer title for leaf truck	60.00
NJ MOTOR VEHICLE SERVICES	PD- 3-NEW VEH'S PAPERWORK	180.00
NJ NATURAL GAS CO	March gas usage	13,791.88
NJ ST LEAGUE OF MUNICIPALITIES	PAYROLL/HR CLERK	90.00
NJ STATE HEALTH BENEFITS FUND	April Health Insurance	166,852.92
NJ STATE HEALTH BENEFITS FUND	May Health Insurance 2011	172,721.15
NJAWC	March water usage	2,224.22
OLD DOMINION BRUSH CO	Liner set for leaf vac	2,416.00
PETERS, STEVEN	PD-FBI CONF REIMBURSEMENT	425.00
QUALITY AUTO GLASS INC	Windshield loader #68	420.00
QUIKIE PRINT & COPY SHOPS	polling place change postcards	332.95
R&H AUTO SPRING & TRUCK	April misc alignments for Twp.	74.99
RACHLES/MICHELE'S OIL CO	March diesel/gasoline	46,820.44
RACHLES/MICHELE'S OIL CO	April unleaded/diesel fuel	70,608.59
RALPH CLAYTON & SONS	Super Velvet for basin work	334.00
REGINA L WHITE	REFUND OF ROOM RENTAL FEE	140.00
RESNICK DISTRIBUTORS	RETAIL SNACKS CTGC	636.32
RUDERMAN & GLICKMAN PC C1100006	MAR 2011 LABOR RELATIONS MATTE	1,770.00
S & S WORLDWIDE INC	POOL FACILITY CRAFT SUPPLIES	687.12
SANITATION EQUIPMENT CORP	April misc. truck parts	117.97
SCHOCH, DEAN H II	PD- SLEO II UNIFORM REIMBURSE	52.24
SEA BREEZE FORD INC	April misc parts for Twp	1,282.39
SEABOARD FIRE & SAFETY	PD- CO2 REFILLS - APRIL 2011	67.20
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - APR 2011	143.00
SEACOAST CHEVROLET OLDSMOBILE	April misc parts for Twp.	45.33
SEACOAST CHEVROLET OLDSMOBILE	April vehicle repairs	425.74
SIGNWAREHOUSE.COM	Supplies needed for signs	228.00
SIPERSTEIN'S PAINT	March misc paint & brushes	161.49
SOFTWARE HOUSE INT'L INC	PD- TONER CARTRIDGES	222.00
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - MAR 11	1,288.84
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - APR 11	537.61
STATE EXTERMINATING CO	Exterminating Golf Course	130.00
STAVOLA ASPHALT CO INC	March 1st half patch program	785.23
STAVOLA ASPHALT CO INC	March 2nd half patch program	273.06
STAVOLA ASPHALT CO INC	April 1st half patch program	699.07
STAVOLA ASPHALT CO INC	April 2nd half patch program	622.40
STEWART BUSINESS SYSTEMS	Printing Services	666.00
SUNSET FARM MARKET	ANNUALS FOR CTGC	244.85
SUPERIOR OFFICE SYSTEMS INC	TONER SUPPLIES	169.35
SUPPLY KING INC	FLOOR STRIPPER	148.50
SYLVIA VELEZ	REFUND OF ROOM RENTAL FEE	135.00
T.E.A.M. LIFE INC	PD- DEFIBRILLATION ELECTRODES	644.00
TAYLOR TECHNOLOGIES INC	POOL CHEMICAL TESTING SUPPLIES	510.89
TD BANK	APR BANK ANALYSIS SVS CHG FEE	2,087.96
THE NEW COASTER LLC	APRIL 2011 LEGAL ADVERTISEMENT	179.80
THE STAY WELL CO	LIFEGUARD MATERIALS	405.76
TODAY PUBLICATIONS	CTGC AD APRIL PUBLICATION	395.00
TONK'S WASTE OIL SERVICE LLC	Removal of 55 gal. oil filters	100.00
TOWNE HARDWARE	March misc maint supplies	189.58

## MEETING MINUTES

MAY 16, 2011

TOWNE HARDWARE	April misc maint supplies	229.33
TOWNE HARDWARE	Delta blade set for seeder	118.31
TREASURER COUNTY OF MONMOUTH	April dumping fees	45,948.68
TREASURER STATE OF NJ	Hazardous waste compliance fee	30.00
TREASURER STATE OF NJ	Recycling compliance fees	2,282.50
TREASURER STATE OF NJ/1989 GT	PYMT #34 1989 GREEN TRUST FUND	9,580.88
TWP OF OCEAN DEF SICK LEAVE FD	TRANSFER BUDGET APPRO TO DSL	150,000.00
TWP OF OCEAN DEF VACATION LEAV	TRANSFER BUDGET APPRO TO DVL	60,000.00
TWP OF OCEAN SEWERAGE AUTH	2nd qtr 2011 sewerage payment	4,567.92
UNITED CLEANING CONTRACTORS IN	Cleaning of windows	825.00
US 1 AUTO PARTS	April misc parts	855.78
US POSTAL SVS(NEOPST ON CALL)	REPLENISH POSTAGE IN METER	5,000.00
VALLEYCREST GOLF COURSE MAINT C1100005	APRIL 2011 GOLF COURSE MAINT	23,197.33
VANTAGEPOINT TRANSFER AGENTS	May Retiree Health Benefits	4,598.44
VERIZON	BROADBAND SERVICES 5/11	448.88
VERIZON	TELEPHONE & ISDN SERVICE 4/11	616.00
VERIZON BUSINESS FIOS	Library FIOS	300.90
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - APR 11	440.15
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - APR 11	400.10
VIRTUAL F/X	PD- NEW VEHICLE GRAPHICS	1,620.00
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	501.29
W W GRAINGER INC	March misc supplies	481.06
W W GRAINGER INC	April misc supplies	78.83
WILENSKY, MARIANNE	Medical Reimbursement	30.00
WINNER FORD OF CHERRY HILL	PD- 3-2011 FORD CROWN VIC'S	65,382.00
WPCS INT'L INC - LAKEWOOD	PD- SERV/MAINTAINANCE-MAR 2011	110.00
WPCS INT'L INC - LAKEWOOD	PD- EQUIPMENT REMOVAL CAR #56	330.00
<b>Total</b>		<b>2,314,615.63</b>

**Non Budget Account Payments**

COMART REALTY CO, ETC.	2009-2010 TAX APPEALS-COMART	23,950.33
FINEMAN, HERBERT & ROSALIND R	TAX OVERPAYMENT BL138.04 L28	1,236.65
MICHAEL I. SCHNECK, TRUSTEE	2009-2010 TAX APPEAL BL209 L14	10,466.33
MONMOUTH COUNTY TREASURER	2ND QTR 2011 GENERAL CTY TAXES	3,366,269.99
MONMOUTH COUNTY TREASURER	2ND QTR 2011 LIBRARY TAXES	192,807.35
MONMOUTH COUNTY TREASURER	2ND QTR 2011 OPEN SPACE TAXES	209,936.65
REMINGTON, RANDALL J & SYNNOVE	HOMESTEAD CREDIT - BL152 L1.01	346.04
TREASURER OF SCHOOL MONIES	MAY 2011 SCHOOL TAXES PAYABLE	4,633,418.56
TREASURER STATE OF NJ	QTRLY. STATE FEES/ JAN-MAR '11	7,737.00
WANAMASSA GARDENS	REFUND OF OVERPYMT FOR APT C/O	15.00

**Total Non Budget Account Payments**

8,446,183.90

**Total 2010 Current Fund Appropriations Payments**

10,760,799.53

**General Capital Payments**

ASI ACCESS SYS INTEGRATION LLC	BIOMETRIC DOOR ACCESS	7,885.00
GOVCONNECTION INC	HP Compaq 4000 Pro SFF	8,614.00
GOVCONNECTION INC	Network Switch/Flash Reader	133.30
GOVCONNECTION INC	HP 146GB SAS Drive 10,000RPM	273.00
GOVCONNECTION INC	TZ 210 Network Security	689.00

**Total**

17,594.30

**Total General Capital Payments**

17,594.30

**Grants Payments**

DELTA DENTAL OF NJ INC	May Dental Insurance	171.57
EFFECTIVE PROMOTIONS	Coloring books for Clean Sweep	277.25
KEEP AMERICA BEAUTIFUL INC	Coloring Books for clean sweep	358.36
MILLER, AARON R	SUPPLIES"WALKING" GRANT	355.96
NJ STATE HEALTH BENEFITS FUND	April Health Insurance	3,008.65
NJ STATE HEALTH BENEFITS FUND	May Health Insurance 2011	3,008.65
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	47.61

**Total**

7,228.05

**Total Grants Payments**

7,228.05

Law Enforcement Trust Payments

GOVCONNECTION INC	PD/LETF- HIGH SPEED DVD BURNER	355.00
KINETRON INC	PD/TOLET- TAHOE EQUIP VAULTS	3,331.70
NJ HOMICIDE INVESTIGATOR ASSOC	PD/LETF- HOMICIDE INVEST CONF	495.00
<u>Total</u>		<u>4,181.70</u>
<u>Total Law Enforcement Trust Payments</u>		<u>4,181.70</u>

TORTA Payments

G & M TROPHY INC	CTGC TROPHYS: MAYORS	100.00
LYNN ZIMMERMAN	REFUND GET GOLF READY	55.00
MAGHAN, DAWN RYT	YOGA INSTRUCTOR APRIL/MAY	600.00
NASCO	SUPPLIES SENIOR PAINTING	205.93
PETILLO, JOHN	MUSICIAN: CONCERT MAY 15TH	300.00
REISER, KATHY	MAYORS CHALLENGE LUNCHEON	460.46
ROBYN MC ALLISTER	TORTA REFUND	85.00
TWP OF OCEAN PAYROLL ACCOUNT	TORTA 4/21/2011 payroll	2,359.50
TWP OF OCEAN PAYROLL ACCOUNT	TORTA 5/6/11 payroll	1,773.50
<u>Total</u>		<u>5,939.39</u>
<u>Total TORTA Payments</u>		<u>5,939.39</u>

Trust Other Payments

BETHANY L MCCARTHY	REIMB. OF DED. 6/6/10 MVC	1,000.00	
BROWN, SANFORD ESQ	PB Reviews	1,862.00	
BROWN, SANFORD ESQ	COAH Litigation	15.00	
CLARKE CATON HINTZ	MARCH 2011-AFFORDABLE HOUSING	15,858.00	C0-0004
CLARKE CATON HINTZ 00016	MARCH 2011 AFFORDABLE HOUSING	4,298.70	C9-
FITZGERALD, WILLIAM	BOA Reviews	371.25	
JAMES HIGGINS ASSOCIATES	Landscaping Inspection	218.75	
JAMES HIGGINS ASSOCIATES	PB & BOA Reviews	5,156.25	
JAMES HIGGINS ASSOCIATES	PB and BOA Reviews	4,875.00	
LEON S AVAKIAN INC	THRU AUG 26-BASSO 610 PALMER	747.50	
LEON S AVAKIAN INC	THRU MAR '11 OCEAN SENIORS PH2	625.00	
LEON S AVAKIAN INC	THRU MAR 2011-243 COLD INDIAN	1,245.00	
LEON S AVAKIAN INC	THRU APR 2011 VARIOUS INSPECTI	635.00	
LEON S AVAKIAN INC	THRU MAY 2011 VARIOUS INSPECTI	2,042.50	
MASER CONSULTING, P.A.	MAR/APR 2011- VARIOUS INSPECTI	2,415.00	
MID JERSEY MUN JOINT INS FUND	CLAIMS PAID UNDED DEDUCTIBLE	13,318.36	
NJ DIVISION OF TAXATION	APRIL 2011 CTGC SALES TAX	553.93	
OCEAN 35 DEVELOPERS LLC	REDUCTION ON PERF 731 HWY 35	19,451.73	
OCEAN SENIORS LLC	PERF RELEASE ON 20 HIDDEN MEAD	48,348.00	
PETERS, STEVEN	Workers Comp Scibal Ck46479	1,323.14	
PETERS, STEVEN	Township Share Scibal Ck 46479	487.15	
RYAN'S AUTO BODY	REPAIR '06 FORD CROWN VIC. 469	1,539.70	
TWP OF OCEAN CURRENT FUND	Off Duty Admin/Police Car Use	1,200.00	
TWP OF OCEAN CURRENT FUND	Off Duty Admin/Police Car Use	1,322.50	
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police	4,740.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation 4/21/11	7,652.58	
TWP OF OCEAN PAYROLL ACCOUNT	Def Sick Pay 4/21/11	14,852.60	
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police 5/6/11	12,300.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Sick Pay 5/6/11	3,137.70	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation Pay 5/6/11	1,480.34	
US BANK CUST CCTS CAP.LLC	REDEMPTION B37 L10 10-00012	18,046.84	
US BANK CUST CCTS CAP.LLC	REDEMPTION B37 L10 PREMIUM	6,500.00	
US BANK-CUST/SASS MUNI V DIR	REDEMPTION B26.04 L5 9-00012	22,838.26	
US BANK-CUST/SASS MUNI V DIR	REDEMPTION B26.04 L5 PREMIUM	1,000.00	
<u>Total</u>		<u>221,457.78</u>	
<u>Total Trust Other Payments</u>		<u>221,457.78</u>	
<u>Animal Control Trust Payments</u>			

**MEETING MINUTES**

**MAY 16, 2011**

NJ STATE DEPT OF HEALTH	APR'11 sTATE DOG LIC REPORT	95.40
<u>Total</u>		95.40
	<u>Total Animal Control Trust Payments</u>	95.40
	<u>State Unemployment Insurance Trust Payments</u>	

NJ DEPT OF LABOR & WORKFORCE	1ST QTR 2011 UNEMPLOYMENT CHGS	16,311.91
<u>Total</u>		16,311.91
	<u>Total State Unemployment Insurance Trust Payments</u>	16,311.91

**Total Bill List for May 16, 2011**

Appropriation Reserve Total	<u>33,081.18</u>
Current Fund Total	<u>10,760,799.53</u>
General Capital Fund Total	<u>17,594.30</u>
State & Federal Grant Total	<u>7,228.05</u>
Law Enforcement Trust Total	<u>4,181.70</u>
TORTA Total	<u>5,939.39</u>
Trust Other Total	<u>221,457.78</u>
Animal Control Total	<u>95.40</u>
Bid Deposit Refund	
State Unemployment Trust	<u>16,311.91</u>
Trust Assessment Fund	
Total of All Funds	<u>11,066,689.24</u>

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

**RESOLUTIONS:**

**11-054 Authorize a contract with American Traffic Solutions for the Automated Photo Enforcement System**

**WHEREAS**, the Township of Ocean authorized that Requests for Proposals be solicited for the delivery, setup, installation, maintenance and support of an Automated Photo Enforcement System on October 4, 2010; and

**WHEREAS**, the Township Clerk did advertise on December 18, 2010 in the Asbury Park Press for said receipt of Requests for Proposals; and

**WHEREAS**, the Township of Ocean solicited Requests for Proposals for said services and the following submitted proposals: Redflex Traffic Systems, Phoenix, AZ; and American Traffic Solutions, Scottsdale, AZ; and

**WHEREAS**, the Township requested that proposals be submitted based on two options: Proposal #1 - Total per Intersection and Proposal #2 – Fee per Paid Citation; and

**WHEREAS**, the proposals were submitted as follows:

		<u>American Traffic Solutions</u>	<u>Redflex Traffic Systems</u>
Proposal #1	1 to 2 Lanes	\$4,250/approach/month	\$4,340/approach/month
	3 to 4 Lanes	\$4,550/approach/month	\$4,600/approach/month
	ALPR Option	\$2.00/paid citation	\$2.00/paid citation
Proposal #2	Year 1 – 5	\$37.50/paid citation	\$38.50/paid citation
	Year 5 – 10	\$37.50/paid citation	\$34.64/paid citation

**WHEREAS**, the Township Council of the Township of Ocean has elected to award this contract pursuant to a “Fair and Open” Process according to the provisions of N.J.S.A. 19:44A-20.7 under the New Jersey Local unit Pay-to-Play Law; and

**WHEREAS**, the Township Manager and the Chief of Police have deemed Proposal #1, with the Automatic License Plate Reader (ALPR) option, as the most advantageous option to the Township of Ocean and therefore recommend that a contract be awarded to American Traffic Solutions, Scottsdale, AZ at the above mentioned fees for said Proposal; and

**WHEREAS**, the Township of Ocean will only pay American Traffic Solutions out of the revenue from “paid citations” and the fee the Township will pay will never exceed the revenue generated by the program;

**NOW THEREFORE, BE IT FURTHER RESOLVED**, that the Township Council of the Township of Ocean, County of Monmouth that authorization is hereby given to enter into a contract with American Traffic Solutions, Scottsdale, AZ., utilizing Proposal #1, along with the ALPR option; and

**BE IT FURTHER RESOLVED**, that this resolution shall be advertised according to law; and

**BE IT FURTHER RESOLVED**, that the required Business Entity Disclosure Certification shall be filed with this Resolution and Contract; and

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

1. Chief of Police
2. American Traffic Solutions

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

**11-085 Authorize the acquisition of Right-Of-Way for the intersection improvements at County Route 15 (Monmouth Road) and Deal Road in the Township of Ocean**

**AUTHORIZING THE CONVEYANCE OF RIGHT-OF-WAY FOR INTERSECTION IMPROVEMENTS AT COUNTY ROUTE 15 (MONMOUTH ROAD) AND DEAL ROAD**

**WHEREAS**, the Township of Ocean and the County of Monmouth has determined that a need exists for intersection improvements on County Route 15 (Monmouth Road) and Deal Road in the Township of Ocean; and

**WHEREAS**, the proposed construction will require that the County of Monmouth be conveyed four (4) fee takings and four (4) temporary easements from the Township of Ocean for a sum of \$1.00; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Ocean, County of Monmouth that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents related to the intersection improvements on County Route 15 (Monmouth Road) and Deal Road;

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

1. Township Attorney
2. Township Engineer

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

**11-086 Authorize the submission of the Cops in Shops – Summer Shore Initiative 2011**

**WHEREAS**, there are funds available from the New Jersey Division of Alcoholic Beverage Control and the New Jersey Division of Highway Traffic Safety entitled **COPS IN SHOPS Summer Shore Initiative 2011 Grant**; and

**WHEREAS**, funds will be used to cover overtime wages for the Township of Ocean Police Officers to enforce underage drinking laws; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that the Township apply for said Grant; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, in the County of Monmouth, State of New Jersey, that the appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds between the Township of Ocean, County of Monmouth and the State of New Jersey Division of Alcoholic Beverage Control for the **COPS IN SHOPS Summer Shore Initiative 2011 Grant**; and

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

1. Director of Finance
2. Chief of Police

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

**11-087 Authorize the Consideration of Bids for the following:**

**a. Towing Services (Three Years)**

**WHEREAS**, on January 10, 2011, the Township Council of the Township of Ocean authorized the receipt of bids for towing services for a three-year period from April 1, 2011 through March 31, 2014; and

**WHEREAS**, the Township Clerk did duly advertise on February 19, 2011 to receive bids for towing services (three years) for the Township of Ocean

**WHEREAS**, in connection therewith, bids were received and opened on March 9, 2011 and the Township received two bids: Central Towing and Recovery, Inc., Red Bank, NJ and Bennett's Auto Recovery, Inc., Asbury Park, NJ; and

**WHEREAS**, it is the recommendation of the Chief of Police and the Township Manager that a contract be awarded to Central Towing and Recovery, Inc., Red Bank, NJ for vehicle towing, storage and related services as follows:

Day Rate (7 a.m. – 7 p.m.)

- |   |                  |
|---|------------------|
| 1. All passenger vehicles, motorcycles, mopeds,<br>2 & 3 wheel vehicles and trucks up to 4 tons | \$40.00 per unit |
| 2. All vehicles over 4 tons   | \$0.00           |
| 3. Each additional mile (after initial 3 miles)<br>For owner directed tow                       | \$0.00           |

Night, Weekend and NJ Holiday Rate (7 p.m. – 7 a.m.)

- |   |                  |
|---|------------------|
| 1. All passenger vehicles, motorcycles, mopeds,<br>2 & 3 wheel vehicles and trucks up to 4 tons | \$40.00 per unit |
| 2. All vehicles over 4 tons   | \$0.00           |
| 3. Each additional mile (after initial 3 miles)<br>For owner directed tow                       | \$0.00           |

Basic fee for daily storage for all vehicles Damaged by accident or disabled (per day)	\$18.00
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Vehicles impounded for police investigations	\$0.00
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Township of Ocean Municipal Services for towing, Winching, flat tire change-outs from any location within Monmouth County regardless of time of day or night	\$0.00
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Special Services provided by towing agency including Cleanup/absorbent charge, winching service, and cancellation of wrecker \$0.00

**WHEREAS**, the estimated total value of this contract is \$56,140.00.00 per year for each year of this contract; and

**WHEREAS**, funds for said contract have been certified by the Director of Finance and are available in account # 1-01-26-767-252 for year one and will be made available in subsequent years budgets for the term of this contract;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby authorize the award of a contract for vehicle towing, storage and related services for the Township of Ocean for the three-year period from April 1, 2011 through March 31, 2014 to Central Towing and Recovery, Inc., Red Bank, NJ in accordance with the above schedule of fees; and

**BE IT FURTHER RESOLVED** that the award of this contract is conditioned upon the delivery and execution thereof within ten days from the date of the within resolution accompanied by such appropriate insurance certificate and performance bonds as may be required by the specifications and by law; and

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

1. Police Chief
2. Director of Finance
3. Director of Public Works
4. Central Towing and Recovery, Inc.

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

**11-088 Award a contract with Advanced Fiber Works, Inc. for the five-year lease of the Township-owned Boise Building at a fee of \$45,736.00 for the period June 1, 2011 through May 31, 2016**

**WHEREAS**, the Township Council of the Township of Ocean did duly authorize the Township Clerk to advertise for bids for the lease of the Boise Building on January 18, 2011; and

**WHEREAS**, the Township Clerk did duly advertise said bid on April 9, 2010 for the lease of the Boise Building; and

**WHEREAS**, in connection therewith one bid was received by the Township of Ocean from Advanced Fiber Works, Inc., Clifton, NJ; and

**WHEREAS**, the Township Manager has recommended that a contract be awarded to Advanced Fiber Works, Inc., Clifton, NJ for a lease fee of \$45,736.00 for the five-year period June 1, 2011 through May 31, 2016:

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby award contract to Advanced Fiber Works, Inc., Clifton, NJ for a lease fee of \$45,736.00 for the five-year period of June 1, 2011 through May 31, 2016; and

**BE IT FURTHER RESOLVED**, that these award of contracts are conditioned upon the delivery and execution thereof within ten days from the date of the resolution by such appropriate insurance certificate, Affirmative Action forms and performance bonds as may be required in 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 Public Works
3. Advanced Fiber Works, Inc.

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

**11-089 Award a Professional Services Contract with Clark Caton Hintz at a fee not to exceed \$25,000.00**

**WHEREAS**, the Township of Ocean requires the services of a professional planner, licensed in the State of New Jersey, to provide planning services to the Township of Ocean relating to its ongoing COAH litigation; and

**WHEREAS**, the Township of Ocean solicited a proposal from the firm of Clarke Caton Hintz, Trenton, NJ to provide said service to the Township at a cost not to exceed \$25,000.00; and

**WHEREAS**, the Township of Ocean Council has elected to make this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

**WHEREAS**, the Township Manager has recommended that a contract be awarded to the Firm of Clarke Caton Hintz, Trenton, NJ at a cost not to exceed \$25,000.00; and

**WHEREAS**, the Director of Finance has certified that funds are available in the following line item appropriation: Legal – Litigation, account #1-01-20-712-217; and

**WHEREAS**, Clarke Caton Hintz, Trenton, NJ has submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form certifying that Clarke Caton Hintz has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous one year, and that the contract will prohibit Clarke Caton Hintz from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby given for the Mayor and Municipal Clerk to execute the Agreement with Clarke Caton Hintz to provide planning services to the

Township of Ocean relating to its ongoing COAH litigation at a cost not to exceed \$25,000.00; and

**BE IT FURTHER RESOLVED**, that this resolution shall be advertised according to law; and

**BE IT FURTHER RESOLVED**, that the required Business Entity Disclosure Certification shall be filed with this Resolution and Contract; and

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

1. Clarke Caton Hintz
2. Township Auditor

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

**11-090 Authorize the Tax Collector to issue a refund to property owners who have received favorable State Tax Appeal judgments**

**AUTHORIZING THE CANCELATION OF 2009 AND 2010 TAXES AND REFUNDING THE TAX OVERPAYMENTS FROM 2009 AND 2010 RESULTING FROM NEW JERSEY STATE TAX COURT JUDGMENT TO THE TAXPAYER**

**WHEREAS**, the State of New Jersey Tax Court has rendered judgments on appeals made by tax payers regarding the property assessments of their property, and,

**WHEREAS**, the property had their assessments reduced by the State of New Jersey Tax Court resulting in a reduction in the total taxes to be paid to the Township of Ocean for the year 2009 and 2010,

**WHEREAS**, proper procedures require that the 2009 and 2010 tax assessments be adjusted and refunds be made for taxes overpaid in 2009 and 2010 that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor's Field Book for 2009 and 2010.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth and State of New Jersey that it does hereby authorize the Tax Collector to adjust the 2009 and 2010 tax assessment based on the State Tax Board Judgment and refund the tax overpayments for 2009 and 2010 taxes as listed below:

Block/Lot	Property Owner	Property Address	2009	2010	Total Refund
33 15 30	COMART RLTY CO %G B LTD OPER CO INC	2005 HIGHWAY 35	18,650.00	-	18,650.00
33 15 32	SOLDMOR INC %G B LTD OPER CO INC	2003 HIGHWAY 35	5,300.33	-	5,300.33

209 14	STAFFORD, JEFFREY S	1115 HIGHWAY 35	3,609.98	6,856.35	10,466.33
Totals			27,560.31	6,856.35	34,416.66

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

1. Tax Collector
2. Township Auditor

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

**11-091 Authorize the Tax Collector to issue refund check(s) in the amount of \$1,236.65 to the owner of Block 138.04, Lot 28, due to an overpayment of taxes.**

**AUTHORIZING REFUND OF TAX OVERPAYMENT**

**WHEREAS**, a homeowner sold their house and did not request that direct debit bank account information be removed from his former tax account, and

**WHEREAS**, a direct debit payment was made against the former homeowner’s bank account on May 5, 2011 for payment of 2<sup>nd</sup> quarter 2011 taxes on the property he formerly owned and is requesting that the overpayment be refunded.

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

Block	Lot	Owner/Payer Name	Amount	Reason
138.04	28	Herbert Fineman 68 Sequoia Parkway Ocean, NJ 07712-8717  Old: 1120 Interlaken Avenu	1,236.65	The overpayment occurred due to the incorrect direct debit of the former owner bank account.
<b>Total Taxes Overpaid</b>			\$1,236.65	

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

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

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

**11-092 Authorize the Tax Collector to issue refund check(s) in the amount of \$346.04 to the owner of Block 152, Lot 1.01, who has been declared a 100% disabled veteran**

**AUTHORIZING REFUND OF TAX OVERPAYMENT**

**WHEREAS**, the State of New Jersey remitted Homestead Credit Payments on certain properties for 2<sup>nd</sup> Quarter taxes to the Tax Collector, and

**WHEREAS**, a homestead credit was provided to a property which had been deemed exempt from property taxes due to being a totally disabled veteran by the Tax Assessor of the Township of Ocean and creates a tax overpayment.

**WHEREAS**, the tax overpayment refund has been requested by and should be refunded to the property owner.

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

Block	Lot	Qual	Owner/Payer Name	Amount	Reason
152	1.01	C1106	Remington, Randall J & Synnove	346.04	Homestead Credit on Totally Disabled Veteran
<b>Total Taxes Overpaid</b>				\$ 346.04	

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

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

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

**11-093 Authorize the Developer’s Agreement for the following:**

**a. Block 141, Lot 7 – 810 Highway 35 – Steven Schmelz/Seaview Jeep**

**WHEREAS**, Steven Schmelz (hereinafter referred to as “Developer”) is the owner of property known as Block 141, Lot 7 as shown on the official tax map of the Township of Ocean

in the C-4 (Regional Commercial) Zone, which property is located at 810 Highway 35, in the Township of Ocean, County of Monmouth, State of New Jersey; and

**WHEREAS**, the Developer was granted Bulk Variance, Expansion of a Conditional Use Variance and Minor Site Plan Approval by the Zoning Board of Adjustment of the Township of Ocean by way of Resolutions dated January 13, 2011, to expand the front façade area of the existing building used in conjunction with the automotive dealership; and

**WHEREAS**, the Agreement relates to a Site Plan Map entitled Minor Site Plan for Seaview Jeep, Block 141, Lot 7, Township of Ocean, Monmouth County, New Jersey prepared by John A. Buletza, P.E. of Nelson Engineering Associates, Inc., consisting of six (6) sheets dated August 31, 2010 and last updated May 2, 1011; and

**WHEREAS**, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated May 6, 2011 prepared by the Township of Ocean Engineer Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

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

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer’s Agreement between the Township of Ocean and Steven Schmelz, subject to the following conditions first being met:
  - a. All required certificates of insurance be properly filed with the Office of the Township Clerk
  - b. Posting of performance Guarantees in the total amount of \$97,800.00 and Inspection Fees in the amount of \$5,075.00

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be provided by the Township Clerk to each of the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Steven Schmelz/Seaview Jeep
5. Edward Roy Rosen, Esq.

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Councilman Evans	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 #2167 - An Ordinance amending and supplementing Chapter 21 of the Comprehensive Land Development Ordinance of the Township of Ocean establishing regulations for the Affordable Housing Development Fees  
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2167

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

Public Comments:

**Brian Lefferson** asked for an explanation of this ordinance.

Andrew Brannen, Township Manager, stated that this ordinance places development fees on both residential and commercial development. Those fees are 1.5% for residential and 2.5% for commercial.

Mr. Lefferson also inquired about the purpose of this fund.

Mr. Brannen stated that these funds will be earmarked for affordable housing and will not be permitted to be utilized in the General Fund.

Seeing that there were no other public comments on Ordinance #2167, the following vote was taken to close the Public Hearing:

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Councilman Evans	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 #2167 and advertise according to law:

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

Ordinance #2170 - An Ordinance amending in part Bond Ordinance No. 2127 adopted (Coaster) on November 9, 2009, providing for various improvements in order to more fully describe the improvements and equipment authorized thereby, authorized in and by the Township of Ocean, in the County of Monmouth, New Jersey

The following vote was taken to open the Public Hearing on Ordinance #2170

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

Public Comments:

**Russ Bey** inquired about the rate the Township was receiving on this bond.

Mr. Brannen responded that the Township has not gone out to bond yet, therefore, there is no rate.

Seeing that there were no other public comments on Ordinance #2170 the following vote was taken to close the Public Hearing:

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Councilman Evans	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 #2170 and advertise according to law:

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

Ordinance #2171 – A Bond Ordinance for various improvements and appropriating (P.H. 5/16/11 Coaster) \$2,569,280 therefor and authorizing the issuance of \$1,898,670 bonds or notes to finance a portion of the costs thereof, authorized in and by the Township of Ocean, in the County of Monmouth

The following vote was taken to open the Public Hearing on Ordinance #2171

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

Public Comments:

There were no public comments

Seeing that there were no additional public comments on Ordinance #2171, the following vote was taken to close the Public Hearing:

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Councilman Evans	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 #2171 and advertise according to law:

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

### Council Reports:

**Councilmember Garofalo** thanked the voters for their support and promised to work hard on their behalf

**Councilmember Schepiga** reminded everyone that the Memorial Day Parade is scheduled for May 30, 2011. Councilmember Schepiga also thanked the voters for re-electing her and the entire slate.

**Councilmember Evans** thanked the voters for electing him to his first full term.

**Andrew Brannen**, Township Manager, reported that, during the month of April, the Township has one new employee, Toni Montedoro, in the Tax Office and that two employees retired – Joyce Phillips from the Tax Office and Tony Varca from Public Works

The following Councilmember(s) offered no report:

Councilmember(s) Siciliano

Martin Arbus, Esq., Township Attorney

#### **PUBLIC COMMENTS:**

**Russ Bey** discussed legislation dealing with the revocation of the tax exempt municipal bonds but was never signed into law. It is now being discussed again. Mr. Bey urged the Council to lobby the legislators to not pass such legislation.

Councilmember Siciliano said that the Township would certainly discuss this with their Legislator's.

**Cheryl Miller** attended the Board of Adjustment meeting on May 12 as there was discussion pertaining to the cell tower at Joe Palaia Park. Subsequent to that meeting, Ms. Miller went back to her records and noticed that funds collected from the lease of this cell tower were supposed to be utilized to refurbish the remaining historic sites in the park. To date, it does not appear that anything has been done. Ms. Miller wanted to know if the Township had a plan, and if so, could they share it with the public.

Mr. Brannen stated that the Township is still in the process of accumulating the adequate funding to undertake these renovations, as they will be quite costly. He went on to say that the Plan will be reviewed in the Fall to see what, if anything, can be undertaken or are more funds required to perform said renovations.

Ms. Miller also inquired if the signage in the park could be spruced up.

Mr. Brannen will have Public Works accommodate her request.

Ms. Miller also inquired if the timing will stay the same once the red light cameras are installed.

Mr. Brannen stated that all the lights at these intersections are under the jurisdiction of the State DOT.

**Mirco Kaja** commended the Council for their re-election.

Mr. Kaja inquired about the following:

1. If the Council will consider moving the Municipal Election to November so as to save tax dollars and increase voter participation. Also, Mr. Kaja had asked if he can get back any of his political signs that had been taken down by the Township.

Councilmember Siciliano informed Mr. Kaja that he was certainly entitled to receive his signs back.

2. Where can the savings be seen in the budget that the candidates mentioned during the debate

Councilmember Siciliano stated that the savings mentioned went toward reducing the overall tax increase the Township had. They did not go towards any one project.

3. Was there any other place to cut the budget, such as privatizing Colonial Terrace Golf Course.

Councilmember Siciliano believes that privatizing the golf course is not positive for the Township because we would then lose control over what is being charged and how it is being operated.

Mr. Brannen also stated that the golf course is almost at a breakeven point and he anticipates it being a money-maker for the Township, just as the Community Pool is.

Mr. Arbus also reminded everyone that the golf course was slated to be a housing development prior to the Township purchasing it and preserving it.

4. Asked for an explanation for Resolution #11-054

Mr. Brannen stated that two bids were received. There is no cost to the Township for the installation and maintenance of these cameras. The Township will pay the vendor no more than \$17,000.00 per month from the fines collected from the citations issued. If the Township should collect less than \$17,000.00 in any given month, then the vendor will only be paid up to the amount collected.

Mr. Brannen went on to state that all citations will be reviewed by the Township's Police Department prior to issuance to verify validity of the citation.

Mr. Brannen further reiterated that the safety of the motorists were paramount behind this program.

**Barbara Hudson** inquired why Green Acres ever approved a cell tower in Joe Palaia Park and she felt the reason for the approval was perhaps due to the communications history at the park.

**Brian Lefferson** congratulated the Council on their victory.

Mr. Lefferson inquired as follows:

1. How much of the Township's revenue collected from the lessee of the cell tower goes back in to the park.
2. Now that he is working for Ocean 77, he would like to interview Mayor Larkin.
3. How many free rounds of golf were given out at Colonial Terrace.

Mr. Brannen stated that it was between 40-50 rounds.

4. He wishes to be considered for the recent vacancy on the Sewerage Authority.
5. State that he is 100% in favor of the red light cameras but is concerned that if there is a fatality as a result of these cameras, would the Township be liable.

Mr. Arbus stated that all motor vehicle accidents are governed by Title 59 and that would be the case with these red light cameras.

**F.K. Hudson** congratulated the victorious Council, as well as the other candidates for their willingness to serve.

Mr. Hudson inquired as follows:

1. Does the contract that was approved in Resolution #11-054 have an "out" clause

Mr. Arbus answered affirmatively.

Mr. Hudson asked for an update on the COAH litigation

Mr. Arbus reported that the Plan was submitted to the Court, as required. The Council and the Planning Board will now meet and review the Plan. If acceptable, the Plan will need to be adopted by the Township Council no later than July 31.

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

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	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