

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

**AUGUST 8, 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:** Mayor Larkin  
Deputy Mayor Siciliano  
Councilmember(s) Garofalo, Schepiga

**Absent:** Councilmember Evans

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

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

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

**Brian Lefferson** inquired as follows:

1. Resolution #11-136 – what qualifications did those being appointed possess

Mayor Larkin stated that the replacements have been long-time volunteers in many different organizations within the Township.

**F.K. Hudson** inquired as follows:

1. Resolution #11-147 – what does this contract say about the level of service being provided by our in-house mechanics

Mr. Brannen stated that existing personnel would not be performing the type of repairs as this contractor would be performing.

**CONSENT AGENDA:****MINUTES:**

July 1, 2011 – Reorganization Meeting  
July 6, 2011 – Workshop, Public and Closed Meeting

**RESOLUTIONS:****11-131 Support legislation declaring September 11 as a National Day of Remembrance to commemorate the 10-year anniversary of the terrorist attacks on the United States**

**WHEREAS**, on 8:46 AM, on September 11, 2001, hijacked American Airlines Flight 11 crashed into the upper portion of the North Tower of the World Trade Center; and

**WHEREAS**, 17 minutes later, at 9:03 AM, hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center; and

**WHEREAS**, at 9:37 AM, the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense; and

**WHEREAS**, at approximately 10:00 AM, the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others; and

**WHEREAS**, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001; and

**WHEREAS**, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and the World Trade Center and, as witnesses to this tragedy, are forever changed; and

**WHEREAS**, countless fire departments, police departments, first responders, governmental officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to those horrific events; and

**WHEREAS**, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history; and

**WHEREAS**, the Port Authority Police Department suffered 37 fatalities in the attacks, the largest loss of life of any police force in United States history in a single day; and

**WHEREAS**, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks; and

**WHEREAS**, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including nearly 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored; and

**WHEREAS**, 10 years later, the people of the United States, people around the world and people in the Township of Ocean continue to mourn the tremendous loss of innocent life on that fateful day; and

**WHEREAS**, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States; and

**WHEREAS**, on the 10<sup>th</sup> anniversary of this tragic day, the thoughts of the people of the United States are with all of the victims of the events of September 11, 2001 and their families; and

**WHEREAS**, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life; and

**WHEREAS**, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111-13; 123 Stat. 1460); and

**WHEREAS**, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009 and September 11, 2010, respectively, as Patriot Day and National Day of service and Remembrance; and

**WHEREAS**, September 11 will never, and should never, be just another day in the hearts and minds of all people of the United States;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby join with the rest of the United States in:

1. recognizing September 11, 2011, as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation;
2. offering its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks;
3. honor the heroic service, actions, and sacrifices of the first responders, law enforcement personnel, State and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives;
4. recognize the valiant service, actions, and sacrifices of United States personnel, including members of the United States Armed forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and well-being, to support the cause of freedom and defend the security of the United States;
5. reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and
6. On the 10<sup>th</sup> anniversary of this tragic day in United States history -

(A) calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011 including –

- (i) media outlets;
- (ii) houses of worship;
- (iii) military organizations;
- (iv) veterans organizations;
- (v) airlines;
- (vi) airports;
- (vii) railroads;
- (viii) sports teams;
- (ix) the Federal Government;
- (x) State and local governments;
- (xi) Police, fire, and other public institutions;

- (xii) Educational institutions
- (xiii) Businesses; and
- (xiv) Other public and private institutions; and

(B) encourages the observance of the moment of remembrance to the last for 1 minute beginning at 1:00 PM Eastern Daylight Time by, to the maximum extent practicable –

- (i) ceasing all work or other activity; and
- (ii) marking the moment in an appropriate manner, including by ringing bells, blowing whistles, or sounding sirens

#### **11-132 Stating Compliance with Promulgation of Local Finance Board of the State of New Jersey accepting the 2010 Township of Ocean Audit**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2010 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Township of Ocean pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, that the Township Council of the Township of Ocean in the County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5

and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**11-133 Approve the place-to-place transfer (de-licensing) of Plenary Retail Distribution license issued to Wanamassa Liquors, Inc.**

**WHEREAS**, Wanamassa Liquors, Inc., 2201 Sunset Avenue, made application on May 10, 2011 for a Place-to-Place Transfer (De-Licensing) of Plenary Retail Distribution Liquor License, Number 1337-44-015-003; and

**WHEREAS**, the submitted transfer application 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 in accordance with all standards established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as pertinent local ordinances pertaining to same; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby approve, effective August 8, 2011, the Place-to-Place Transfer (De-Licensing) of the aforesaid Plenary Retail Distribution License to Wanamassa Liquors, Inc. and does hereby direct the Municipal Clerk to endorse the license as follows: ***"This license, subject to all its terms and conditions, is hereby transferred (De-Licensing) to Wanamassa Liquors, Inc., 2201 Sunset Avenue, Ocean, NJ 07712;*** and

**FURTHER BE IT RESOLVED** that the Municipal Clerk of the Township of Ocean is hereby authorized to change the number of the license to #1337-44-015-004 reflecting this transfer (De-Licensing), and to so advise the State of New Jersey, Division of Alcoholic Beverage Control

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

1. Frank J. Mandia, Jr., Esq., attorney for Wanamassa Liquors, Inc.
2. Chief of Police

**11-134 Authorize the receipt of bids/proposals for the following:**

**a. Re-plastering of the Community Pool**

**WHEREAS**, the Township Council is desirous of receiving bids for:

**TOWNSHIP OF OCEAN MAIN POOL REPLASTERING PROJECT**

**WHEREAS**, specifications for the aforesaid item are to be prepared and will be made 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 to be received by the Township Manager at the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Finance
3. Department of Human Services

**b. Collection of Municipal Court Debt by a Private Entity**

**WHEREAS**, the Township Council is desirous of receiving proposals for:

**COLLECTION OF MUNICIPAL COURT DEBT BY A PRIVATE ENTITY**

**WHEREAS**, specifications for the aforesaid item are to be prepared and will be made 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 proposals for the aforesaid item to be received by the Township Manager at the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Finance
3. Municipal Court Administrator

**c. Town Hall Interior/Exterior Signage**

**WHEREAS**, the Township Council is desirous of receiving proposals for:

**TOWN HALL INTERIOR / EXTERIOR SIGNAGE**

**WHEREAS**, specifications for the aforesaid item are to be prepared and will be made 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 proposals for the aforesaid item to be received by the Township Manager at the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Finance

**11-135 Authorize the submission of the following Grants:****a. 2011 Monmouth County Alcohol and Drug Abuse Services Grant**

**WHEREAS**, the Township of Ocean is recognized as a model of community response to the problems of alcoholism and drug abuse because of the community's commitment to the provision of community-based services; and

**WHEREAS**, the people of the Township of Ocean wish to continue to provide barrier free access to drug and alcohol counseling for residents of Ocean and surrounding communities; and

**WHEREAS**, the Alliance for the Prevention of Alcohol and Drug Abuse has recommended the continuation of the prevention, intervention and counseling services provided through the community based programs of the Human Services Department; and

**WHEREAS**, the Monmouth County Board of Chosen Freeholders has invited the Township of Ocean to submit an application for renewal of a grant supporting such services for 2012.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Ocean, County of Monmouth that the Director of Human Services is authorized to prepare and submit the 2012 application for funding to the Monmouth County Board of Alcohol and Drug Abuse Services; and

**BE IT FURTHER RESOLVED** that the Township Council has authorized the Township Manager or his designee to provide all necessary and pertinent information to the Monmouth County Board of Drug and Alcohol Services and to sign and execute all related agreements on behalf of the Council.

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

1. Monmouth County Division of Mental Health and Addiction Services
2. Township of Ocean Alliance to Prevent Drug and Alcohol Abuse
3. Dr. Richard Ponton, Director of Human Services

**11-136 Authorize appointments to the Zoning Board of Adjustment and the Clean Communities Advisory Committee**

**BE IT RESOLVED** by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

<b>BOARD OF ADJUSTMENT</b>	<b>Member</b>	<b>Starting</b>	<b>Ending</b>
4 year term	Tracey Berkowitz (Ms. Berkowitz is filling the unexpired term of Jennifer Lombardi)	August 8, 2011	June 30, 2013
	<b>Alternate</b>		
2 year term	Leon Pflaster – Alternate #1 (Mr. Pflaster is filling the unexpired term of Tracey Berkowitz)	August 8, 2011	June 30, 2012
	Mario Delano – Alternate #2 (Mr. Delano is filling the unexpired term of Leon Pflaster)	August 8, 2011	June 30, 2013
	Sylvia Sylvia – Alternate #3 (Ms. Sylvia is filling the unexpired term of Mario Delano)	August 8, 2011	June 30, 2012
	Eric Menell – Alternate #4	August 8, 2011	June 30, 2013

**CLEAN  
COMMUNITIES  
ADVISORY  
COMMITTEE**

	<b>Members</b>		
1 year term	Damian Sylvia	August 8, 2011	June 30, 2012

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

1. Board/Committee or Department
2. Administrative Secretary
3. Public Agency Compliance Officer

**11-137 Authorize the following Agreements with the Monmouth County Mosquito Extermination Commission:**

**a. Hold Harmless Agreement in order to provide various mosquito control related activities at various sites**

**WHEREAS**, the Township of Ocean wishes to have the Monmouth County Mosquito Extermination Commission perform certain mosquito control related activities in and around the Township; and

**WHEREAS**, the Monmouth County Mosquito Extermination Commission has identified certain drainage control activities be performed at various locations throughout the Township of Ocean, including: Clover Hill Detention Basin (Monmouth Road), the drainage ditch from Maple Street to Washington Drive, the drainage ditch and waterway that flow into Whale Pond Brook, the removal of a tree from Whale Pond Brook in the vicinity of Heath Avenue, the drainage ditch behind homes on Waverly Place; and

**WHEREAS**, this work will be conducted under the countywide NJDEP Freshwater Wetlands and Flood Hazard Area permits; and

**WHEREAS**, Monmouth County Mosquito Extermination Commission has requested that the Township of Ocean execute a Hold Harmless Agreement with the County of Monmouth prior to performing any of said work;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth that authorization is hereby given for the Mayor to execute the Hold Harmless Agreement with Monmouth County for said project; and

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

1. County of Monmouth
2. William McMahon, Director of Public Works

**b. Right of Entry Agreement for the Clover Hill Detention Basin project**

**WHEREAS**, the Monmouth County Mosquito Extermination Commission wishes to perform certain mosquito control improvements at the Clover Hill Detention Basin located on Monmouth Road; and

**WHEREAS**, as part of this project, the Monmouth County Mosquito Extermination Commission is requesting temporary access to a portion of Block 8, Lot 27 (Monmouth Road); and

**WHEREAS**, the County of Monmouth is requesting that the Township of Ocean execute a Right of Entry Agreement, giving them temporary access to Block 8, Lot 27; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to execute the Right of Entry Agreement with the Monmouth County Mosquito Extermination Commission authorizing the temporary access to a portion of Block 8, Lot 27 (Monmouth Road) during mosquito control improvements to the Clover Hill Detention Basin; and

**BE IT FURTHER RESOLVED** by the Township Council that certified copies of this resolution and Agreement be forwarded to the following:

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

**11-138 Authorize the Release of Performance/Maintenance Guarantees for the following:**

**a. Block 182, Lots 9.01, 9.02 & 9.03 – Kneeley Boulevard – Ladacin Network/Patock Construction Co. (Performance Release)**

**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 Developer's when said improvements have been certified as complete the Township Engineer; and

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated February 11, 2009 with Patock Construction Co. as assignee of Ladacin Network for site plan and variance approvals to construct a 16,782 square foot office building that will be interconnected to the existing rehabilitation and vocational training center on premises known as Block 182, Lots 9.01, 9.02 and 9.03 located on Kneeley Boulevard; and

**WHEREAS**, Patock Construction Co. has heretofore deposited with the Township of Ocean performance guarantees totaling \$317,760.00 in the form of Subdivision Bond No. 105223095 issued by Travelers Casualty and Surety Company of America in the amount of \$285,984.00 and cash in the amount of \$31,776.00 to guarantee the completion of all improvements on premises known as Block 182, Lots 9.01, 9.02 and 9.03 located at Kneeley Boulevard; and

**WHEREAS**, the Township Council granted a reduction of the performance guarantees to \$95,328.00 by resolution dated April 19, 2010; and

**WHEREAS**, the Township Clerk is in receipt of a letter from Patricia Carlesimo, on behalf of Ladacin Network requesting the release of the performance guarantees; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated July 27, 2011 and made a part hereof, that the improvements have been substantially completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$95,328.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$39,720.00, said maintenance bond is to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in 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. Patock Construction Co.
6. Ladacin Network
7. Travelers Casualty and Surety Company of America

**b. Block 10, Lot 25 – 200 Park Avenue – Abe M. Cohen (Maintenance Release)**

**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**, Abe M. Cohen has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$5,280.00 for premises known as Block 10, Lot 25 also known as 200 Park Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 29, 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 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 \$5,280.00 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 Finance
3. Director of Community Development
4. Construction Official
5. Abe M. Cohen

**11-139 Authorize the Acceptance of Performance Guarantees for the following:**

**a. Block 26.04, Lot 18 – 387 Beecroft Place – Aaron Haleva**

**WHEREAS**, the Township of Ocean has approved a development project on Block 26.04, Lot 18 also known as 387 Beecroft Place; and

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

**WHEREAS**, Aaron Haleva has posted cash performance guarantees totaling \$11,052.00 along with engineering inspection fees totaling \$2,535.00 and the required certificate of insurance; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Ocean, County of Monmouth in the State of New Jersey, 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. Aaron Haleva

**b. Block 33.27, Lot 2.01 – 1809 Fanwood Street – Palatial Homes, Inc.**

**WHEREAS**, the Township of Ocean has approved a development project on Block 33.27, Lot 2.01 also known as 1809 Fanwood Street; and

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

**WHEREAS**, Palatial Homes, Inc. has posted cash performance guarantees totaling \$6,624.00 along with engineering inspection fees totaling \$1,920.00 and the required certificate of insurance; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Ocean, County of Monmouth in the State of New Jersey, 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. Palatial Homes, Inc.

**c. Block 33.08, Lot 5 – 15 Jackson Circle – David Christopher & Catherine M. Mellina**

**WHEREAS**, Louis J. Lobosco, P.E., P.P., representing the Township Engineer, requested the posting of engineering inspection fees for Block 37.08, Lot 5 also known as 15 Jackson Circle; and

**WHEREAS**, David Christopher and Catherine M. Mellina have posted the \$500.00 engineering inspection fees for Block 37.08, Lot 5 also known as 15 Jackson Circle; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that the engineering inspection fees posted by David Christopher and Catherine M. Mellina for Block 37.08, Lot 5 also known as 15 Jackson Circle are hereby accepted.

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

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

4. David Christopher and Catherine M. Mellina

**11-140 Accept the Inspection Fees for the following:**

**a. Block 207, Lots 1 & 8 – Logan Road – Ilan High School**

**WHEREAS**, Ilan High School Building Associates (hereinafter “Developer”) is the applicant and Temple Beth Torah is the owner of certain property known as Block 207, Lots 1 & 8 as shown on the official tax map which property is located at 1200 Roseld Avenue in the R-4 (Medium Density Single Family Residential) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

**WHEREAS**, the Developer will be receiving Preliminary and Final Site Plan Approval, Approval of Bulk Variances and Approval of Conditional Use by the Zoning Board of Adjustment of the Township of Ocean by way of resolutions to use an existing synagogue for a parochial school and a house of worship at the August 25, 2011 Zoning Board of Adjustment meeting; and

**WHEREAS**, the Developer will be entering into a Developer’s Agreement with the Township of Ocean at the September 12, 2011 Township Council meeting to install certain improvements in accordance with the Performance Guarantee Estimate in the total amount of \$137,400.00 dated July 26, 2011 prepared by the Township of Ocean Engineer Louis J. Lobosco, P.E., P.P. of Leon S Avakian, Inc.; and

**WHEREAS**, the Developer has posted the cash bond portion of the performance guarantees in the amount of \$13,740.00 and the engineering inspection fees of \$6,725.00; and

**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 accepts the cash portion of the performance guarantees in the amount of \$13,740.00 and the engineering inspection fees of \$6,725.00 subject to the following:
  - a. The Developer must enter into a Developer’s Agreement
  - b. The posting of the remainder of the performance guarantees in the amount \$123,660.00
  - c. The required certificate of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Construction Official
3. Director of Community Development
4. Ilan High School Building Associates

**11-141 Appoint Jessie M. Joseph, Registrar of Vital Statistics, Vincent Buttiglieri, Deputy Registrar and Toni Montedoro, Alternate Deputy Registrar**

**BE IT RESOLVED** by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

**REGISTRAR  
OF VITAL  
STATISTICS**

	<i>Member</i>	<i>Starting</i>	<i>Ending</i>
3 year terms	Jessie M. Joseph Registrar of Vital Statistics	August 8, 2011	August 7, 2014
	Vincent Buttiglieri Deputy Registrar	August 8, 2011	August 7, 2014
	Toni Montedoro Alternate Deputy Registrar	August 8, 2011	August 7, 2014

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

1. Board/Committee or Department
2. Administrative Secretary
3. Public Agency Compliance Officer
4. State of New Jersey, Division of Health and Senior Services

**11-142 Approve the Corrective Action Plan for the 2010 Audit**

**PROVIDING FOR THE ADOPTION OF A CORRECTIVE ACTION  
PLAN FOR RECOMMENDATIONS STATED  
IN THE REPORT OF THE AUDIT YEAR ENDED DECEMBER 31,  
2010.**

**WHEREAS**, the Division of Local Government Services promulgates that a corrective action plan be formulated to address recommendations reported in the annual report of the audit on the financial statements; and

**WHEREAS**, the Chief Financial Officer has prepared the Corrective Action Plan for the Township of Ocean, County of Monmouth, State of New Jersey;

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that the corrective action plan prepared by the Chief Financial Officer be and is hereby accepted.

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution are to be filed with:

1. Director of the Division of Local Government Services.
2. Director of Finance
3. Township Auditor

Vote on all Consent Agenda Items:

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	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: \$ 11,108,677.05

**Township of Ocean  
Department of Finance  
Voucher List for August 8, 2011**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
AQUATIC DISTRIBUTORS INC	REPAIR 2 POOL AUTO-VACUUM	800.00	
JUNGLE LASER LLC	GREASE TRAP INSP MAY'10-APR'11	600.00	
MC KENNA, DU PONT, HIGGINS & 00003	2010 TAX APPEALS	7,837.50	C0-
SUPLEE, CLOONEY & COMPANY	2010 ANNUAL AUDIT PROF SVS	29,640.00	
<b><u>Total</u></b>		<b>38,877.50</b>	
<b><u>Total Appropriation Reserves Payments</u></b>		<b><u>38,877.50</u></b>	
<b><u>2011 Current Fund Appropriation Payments</u></b>			
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - JUNE 2011	173.00	
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - JULY 2011	206.00	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES- JUN 11	32.00	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES-JULY 11	30.00	
ADP INC	July Payroll Services	2,009.73	
AFLAC - NEW YORK - FLEX ONE	JUNE 2011 MEDFLEX ADMIN FEES	50.00	
AIR SYSTEMS MAINTENANCE INC	Heating & Air contract 6/11	6,565.00	
AIR SYSTEMS MAINTENANCE INC	Invoices re-evaluated for pymt	7,757.07	
ALL AMERICAN TURF INC	June misc lawn mower parts	72.49	
AMBASSADOR MEDICAL SERVICE INC	Random drug/alcohol test	210.00	
AMBASSADOR MEDICAL SERVICE INC	Random drug/alcohol test	324.00	
AMERA-CHEM INC	PD- DRUG ID INFORMATION	86.90	
AMERICAN RED CROSS	CERTIFICATION CARDS LIFEGUARDS	230.00	
AMERICAN WEAR INC	June uniform rental	688.92	
AMERICAN WEAR INC	July uniform rental	688.92	
AMERICAN WEAR INC	July rags for shop use.	48.00	
ANCHOR CONCRETE PRODUCTS INC	Saw blade for road repairs	55.00	
ARBUS, MARTIN ESQ C1100015	TWP ATTORNEY RETAINER 7/2011	2,686.66	
ARBUS, MARTIN ESQ C1100001	TWP ATTT LEGAL SERVICE 6/2011	3,856.00	
ASBURY PARK PRESS	RENEWAL SUBSCRIPT. AP1331703	220.97	
ASCAP - AMER SOCIETY COMPOSERS	MUSIC USE LICENSE FEES	309.00	
ASSOCIATION ADVISORS	2011 STREETLIGHT REIMBURSEMENT	239.52	
ASSOCIATION ADVISORS	2011 SNOW REMOVAL REIMBURSEMEN	519.56	
ATLANTIC IRRIGATION	April misc irrigation supplies	190.93	
ATLANTIC IRRIGATION	May misc irrigation supplies	54.47	
ATLANTIC IRRIGATION	June misc irrigation supplies	269.77	
ATLANTIC PLUMBING SUPPLY CORP	June misc plumbing supplies	160.05	
ATLANTIC PLUMBING SUPPLY CORP	July misc plumbing supplies	406.59	
BENDINER & SCHLESINGER INC	JUNE, 2011 DRUG SCREENINGS	277.00	
BERGEY'S INC	June misc parts for Vehicles	364.45	
BERGEY'S INC	July misc parts	523.07	
BIG TOP TENT RENTALS	TENT RENTAL FOR 4TH OF JULY	1,775.00	
BROWN, SANFORD ESQ	COAH and Comart Reviews	353.00	
BROWN, SANFORD ESQ	Attendance PB Meetings	1,372.00	
BULLET LOCK & SAFE CO INC	July misc keys etc., for Twp	22.50	
BUTTIGLIERI, VINCENT CMC	AUGUST 2011 PETTY CASH	368.85	
CABLEVISION	Gargage Internet	23.78	
CABLEVISION	Gargage Internet	146.81	
CABLEVISION	W.Park Rec #7866-184155-2	99.90	
CABLEVISION	Walepond(A)#07866-196447-01-6	253.58	
CABLEVISION	Walepond(b)#07866-196446-01-8	193.40	

## MEETING MINUTES

AUGUST 8, 2011

CABLEVISION	#07866-196449-01-2	193.40
CARUSO, TOM	Reimburse exp for EPA Training	55.08
CEDAR VILLAGE OCEAN	2011 SNOW REMOVAL REIMBURSEMEN	4,322.70
CEDAR VILLAGE OCEAN	2011 STREETLIGHT REIMBURSEMENT	1,616.76
CEDAR VILLAGE OCEAN	2011 GARBAGE REIMBURSEMENT	7,903.20
CHRISTIE, JAMES J	PD- SLEO II UNIFORM REIMBURSE	98.47
CITY OF LONG BRANCH	2ND QTR.ANIMAL CONTROL SERVICE	8,118.75
CLASSIC TOURS	POPLAR VILLAGE BUS TRIP	935.00
CLEARVIEW CINEMA GROUP INC	REC CAMP SESSION II MOVIES	1,935.00
CLEARVIEW SPRING WATER	June bottled water for Twp.	135.00
CLEARVIEW SPRING WATER	July bottled water for Twp.	135.00
CMF BUSINESS SUPPLIES INC	COPY PAPER	502.92
COLLINE BROS LOCK & SAFE CO LL	CHANGE SAFE COMBO IN FINANCE	175.00
COMBAT SPORTS LLC	INFRARED TAG FOR CAMP YOUTH	1,050.00
COMCAST SPOTLIGHT INC	JUNE: CTGC ADVERTISING	1,398.00
CONTINENTAL LAND DEVELOPERS	2011 GARBAGE REIMBURSEMENT	26,728.80
CORINE WAGNER	REFUND OF SUMMER BAND REG FEE	50.00
COTSWOLD GREEN CONDO ASSOC	2011 SNOW REMOVAL REIMBURSEMEN	914.42
COTSWOLD GREEN CONDO ASSOC	2011 STREETLIGHT REIMBURSEMENT	359.28
DAY CHEVROLET INC	New 2011 Chevrolet Tahoe 4x4	35,085.16
DELTA DENTAL OF NJ INC	August Dental Insurance	9,725.80
DOWD, JACQUELINE A	MCAA Meeting/Seminar	10.00
DOWD, JACQUELINE A	User Group Meeting 7/21/11	19.34
EAGLE TRUCK EQUIPMENT INC	Fixed Flails for Scarab #72	2,517.91
EDWARDS TIRE CO INC	June recap & service tires	3,528.25
EDWARDS TIRE CO INC	June tires for Twp vehicles	2,459.20
EDWARDS TIRE CO INC	July recap & service tires	693.20
EDWARDS TIRE CO INC	July tires for Twp. vehicles	1,112.70
EDWARDS TIRE CO INC	Rear Tire Rims for Spare	2,880.00
ERJ FOOD INTERNATIONAL	2011 FOOD LICENCE REFUND	10.00
F & C AUTOMOTIVE SUPPLY INC	June misc parts for vehicles	1,494.80
F & C AUTOMOTIVE SUPPLY INC	July misc parts for Twp.	676.88
FAMILY DEVELOPMENT RESOURCES	PARENTING GROUP SUPPLIES	250.00
FEDEX	Fedex Shipping to IDESCO	106.93
FLAGSHIP DENTAL PLANS	July Dental Insurance	613.70
FLEETWASH INC	Wash trucks inside/outside	538.50
FORT DEARBORN LIFE INS CO	August Life Insurance	561.75
GALLAGHER, STEPHEN O	REIM OCEAN TWP WEBMAIL CERT.	179.99
GANNETT NJ NEWSPAPERS	ADVERTISING JUNE/JULY 2011	479.50
GEESE CHASERS LLC	JULY 2011 GEESE CONTROL MAINT	862.33
C1100003		
GEORGE WALL LINCOLN MERCURY	June misc parts for vehicles	348.61
GOLF CAR SPECIALITIES LLC	JULY 2011 CTGC GOLF CART LEASE	2,024.00
C1100004		
GOLF CAR SPECIALITIES LLC	UTILITY VEHICLES RENTAL JULY	140.00
GRAMCO BUSINESS	CD's for PB/BOA mtg recording	45.80
GRAMCO BUSINESS	sound recording cds 3 boxes	63.70
GRAYBAR ELECTRIC CO	June misc electrical supplies	1,374.20
HAE JOAN LEE	REFUND BEGINNER YOUTH TENNIS	42.00
HESS CORPORATION	Electric sustainable energy	11,844.74
HIDDEN MEADOWS CONDO ASSOC	2011 STREETLIGHT REIMBURSEMENT	1,437.12
IDEAL LUMBER & SUPPLY CO	June misc lumber & support	292.60
IDEAL LUMBER & SUPPLY CO	July misc lumber & support	776.87
IIMC	11-12 Dues Buttiglieri/Joseph	260.00
INSECTROPOLIS	REC CAMP VISIT TO BUG MUSEUM	1,975.00
INTERNATIONAL FIREWORKS	FIREWORKS PROGRAM FOR 7/2/2011	12,500.00
JAMES HIGGINS ASSOCIATES	PB and BOA meeting attendance	800.00
JENNA ANDREWS	REFUND OF YOUTH SOCCER	40.00
JENNIFER CERCHIO	PARTIAL REFUND OF POOL MEMB	95.00
JERSEY CENTRAL POWER & LIGHT	June street lighting	13,598.65
JERSEY SHORE UNIVERSITY HOSP	PD- CPR TRAINING CERT'S	285.00
JIM CURLEY PONTIAC GMC TRUCK	June misc parts for vehicles	463.36
JIM CURLEY PONTIAC GMC TRUCK	July misc parts for Twp.	963.54
JOHN F TRAINOR INC	5/11 TRANSCRIPT OF PROCEEDINGS	467.50
JOHN F TRAINOR INC	JUNE 2011 COURT REPORTING SVCS	765.25
JOHNNY ON THE SPOT INC	UNITS PALAIA PK AND CTGC	159.70
JUNGLE LASER LLC	BACKFLOW PREVENTION	600.00

## MEETING MINUTES

AUGUST 8, 2011

JUNGLE LASER LLC	GREASE TRAP INSP MAY'11-APR'12	600.00
JUNGLE LASER LLC	ROLLBASE APPLICATION APRIL2011	2,070.00
JUNGLE LASER LLC	ROLLBASE APPLICATION JUNE 2011	3,395.00
JUSTIN MANNARINO	FINGERPRINT REIMBURSEMENT	26.25
KATHLEEN PASCALE	REFUND OF POOL MEMBERSHIP FEE	235.00
KEBCOR.COM	PD- DISPATCHER TRAINING	290.00
KELLY WINTHROP, LLC.	Deer Carcass removal	45.00
KEPWEL SPRING WATER CO	WATER FOR RETAIL SALE CTGC	40.00
KEPWEL SPRING WATER CO	WATER DHS OFFICE -JUNE	76.70
KEPWEL SPRING WATER CO	WATER DHS OFFICE JULY	82.20
L3 COM MOBILE-VISION INC	PD- SERVICE CALLS - MAY 2011	545.25
L3 COM MOBILE-VISION INC	PD- SERVICE CALLS - JUNE 2011	225.45
L3 COM MOBILE-VISION INC	PD- SERVICE CALLS - JULY 2011	118.75
LAKEWOOD AUTO/ASBURY NAPA	June misc parts	2,510.57
LAKEWOOD AUTO/ASBURY NAPA	July misc parts for Twp	1,529.63
LAKEWOOD BLUE CLAWS	SUMMER CAMP ACTIVITY	504.00
LANGUAGE LINE SERVICES	PD-PHONE INTERPRETATION-6/2011	13.73
LANGUAGE LINE SERVICES	May Telephone Interpreting	13.60
LANGUAGE LINE SERVICES	June Telephone Interpreting	20.40
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES -JUNE 2011	781.80
LANIGAN ASSOCIATES INC	PD- CIB EQUIPMENT	1,172.55
LAWMAN SUPPLY CO OF NJ INC	PD- RANGE OFFICER EQUIP/GUIDO	294.28
LEE BATTERY SERVICE INC	June misc batteries Twp vehicl	346.80
LEON S AVAKIAN INC	ENGINEERING SVCS FOR JULY 2011	6,631.25
LERTCH RECYCLING CO	Feb. recycle brush	493.36
LERTCH RECYCLING CO	April recycle brush	6,469.96
LERTCH RECYCLING CO	May recycle brush	8,433.12
LERTCH RECYCLING CO	June recycle brush	8,815.16
LERTCH RECYCLING CO	July recycle brush	5,743.92
LESCO - PROX	June misc suppliers & fertilize	399.27
LINE SYSTEMS, INC.	JUNE 2011 PHONE SVS CHARGES	4,460.60
LINE SYSTEMS, INC.	MAY 2011 PHONE SVS CHARGES	4,333.76
LOWES INC	June misc building supplies	564.83
LOWES INC	July misc building supplies	818.54
MAACO COLLISION REPAIR & AUTO	PD-RE-PAINT DODGE DURANGO #47	1,524.22
MAIN ELECTRIC SUPPLY CO INC	Circuit breaker/West Park Rec	442.00
MALONE, MICHAEL	REC CAMP ENTERTAINMENT 3	480.00
MANASQUAN GENERATOR SHOP	Starter relay for Truck 85	35.00
MARTIN WEINSTOCK DDS	REFUND OF ALARM REGISTRATION	25.00
MAZZA & SONS INC	June dump fees bulk materials	10,373.82
MAZZA & SONS INC	July dump fees for bulk	6,210.68
MC DERMOTT, KEVIN DET	Reimburse exp EPA Training	53.68
MC MAHON, WILLIAM	Cell phone reimbursement	25.00
MID ATLANTIC TRUCK CENTER INC	June misc parts	390.58
MIDDLEBROOK AT MONMOUTH	2011 GARBAGE REIMBURSEMENT	40,670.40
MILWIN FARMS HOMEOWNERS ASSOC	2011 STREETLIGHT REIMBURSEMENT	598.80
MIRACLE CHEMICAL CO	CHLORINE JULY	5,670.00
MONMOUTH COUNTY TREASURER	SENIOR RIDES 2ND QUARTER 2011	2,850.00
MONMOUTH COUNTY TREASURER	Municipal Election - 5/10/11	4,089.27
MULTI HEALTH SYSTEMS	ASSESSMENT TEST FOR UNDERAGE	387.45
NEPTUNE AUTO SUPPLY	June misc parts	1,859.17
NEW JERSEY CHAPTER APWA	Registration for 1 day seminar	75.00
NJ NATURAL GAS CO	June gas usage	1,824.37
NJ STATE HEALTH BENEFITS FUND	July Health Insurance	164,050.34
NJ STATE HEALTH BENEFITS FUND	August Health Insurance	168,139.11
NJAWC	June water usage	7,115.73
NORCIA CORP	Hose real replaced in #88	248.07
NORCIA CORP	Pintle Hitch for Trailer 39	210.60
OAK MEWS CONDO ASSOC	2011 STREETLIGHT REIMBURSEMENT	179.64
OAK MEWS CONDO ASSOC	2011 SNOW REMOVAL REIMBURSEMEN	415.64
OLD DOMINION BRUSH CO	Side rubber for sweeper #51	210.00
OLD DOMINION BRUSH CO	Tube Broom for Sweepers	1,050.00
ORIENTAL TRADING CO INC	POOL SPECIAL EVENT SUPPLIES	170.93
PROVIDENT CT CONDOMINIUM ASSOC	2011 SNOW REMOVAL REIMBURSEMEN	249.39
PROVIDENT CT CONDOMINIUM ASSOC	2011 STREETLIGHT REIMBURSEMENT	119.76
QUALITY AUTO GLASS INC	windshield/Police car 61	211.52
QUALITY AUTO GLASS INC	Windshield for #50	375.00

## MEETING MINUTES

AUGUST 8, 2011

RACHEL BRANDON	REIMBURSEMENT OF ORIENTATION	120.00
RACHLES/MICHELE'S OIL CO	June gasoline & diesel	63,841.99
RACHLES/MICHELE'S OIL CO	July unleaded/diesel fuel	50,848.69
RESNICK DISTRIBUTORS	RETAIL SNACKS CTGC	576.11
ROLLING MEADOWS AT WAYSIDE	2011 SNOW REMOVAL REIMBURSEMEN	5,748.36
ROLLING MEADOWS AT WAYSIDE	2011 STREETLIGHT REIMBURSEMENT	1,856.28
RUTGERS THE STATE UNIVERSITY	Registration one day seminar	100.00
RUTGERS THE STATE UNIVERSITY	CMFO - FINANCIAL MGMT PROGRAM	1,660.00
RUTGERS YOUTH SPORTS RESEARCH	SAFETY TRAINING PACKS	595.00
SANITATION EQUIPMENT CORP	June misc parts	349.79
SANITATION EQUIPMENT CORP	July misc. truck parts	60.41
SAX MAN DAN ENTERTAINMENT	ENTERTAINMENT FOR 4TH OF JULY	700.00
SEA BREEZE FORD INC	June misc parts	2,111.60
SEABOARD FIRE & SAFETY	PD- CO2 REFILLS - JUNE 2011	121.40
SEABOARD FIRE & SAFETY	June recharge fire extinguish	49.85
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - JUNE 2011	377.00
SEABOARD WELDING SUPPLY INC	CO2 TANKS JUNE ESTIMATE	145.00
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - JULY 2011	295.00
SEABOARD WELDING SUPPLY INC	June propane for patch truck	823.30
SEABOARD WELDING SUPPLY INC	July propane for patch truck	214.45
SEABOARD WELDING SUPPLY INC	REPLENISH CO2 TANKS JULY	282.50
SEACOAST CHEVROLET OLDSMOBILE	June misc parts	57.93
SEACOAST CHEVROLET OLDSMOBILE	June vehicle repairs	3,283.20
SEACOAST CHEVROLET OLDSMOBILE	July misc parts for Twp.	69.94
SEACOAST CHEVROLET OLDSMOBILE	July vehicle repairs for Twp.	2,764.73
SEMCOR EQUIPMENT & MFG CORP	Aerial Lift/bulbs in Pool Area	450.00
SEMCOR EQUIPMENT & MFG CORP	10 Aluminum break/garage roof	100.00
SIPERSTEIN'S PAINT	June misc paint & brushes	140.12
SIPERSTEIN'S PAINT	July misc paint & brushes	11.66
SPRINT PO MANAGEMENT	Service for May 27 - June 26	49.99
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - JUNE 11	558.06
STAVOLA ASPHALT CO INC	June 2nd half patch program	242.55
STAVOLA ASPHALT CO INC	July 1st half patch program	590.15
STEWART BUSINESS SYSTEMS	Printing Services	622.50
STEWART BUSINESS SYSTEMS	Printing Services (Quarterly)	325.69
STORR TRACTOR CO	June misc parts	863.51
STORR TRACTOR CO	Scarifier blades for fields.	1,130.88
SUPERIOR OFFICE SYSTEMS INC	PD- COPIER SERVICE - JULY 2011	295.00
TEE'S PLUS	PD- DARE SUPPLY ORDER	1,396.02
THE MANOR @ WAYSIDE	2011 SNOW REMOVAL REIMBURSEMEN	3,927.84
THE MANOR @ WAYSIDE	2011 STREETLIGHT REIMBURSEMENT	1,197.60
THE NEW COASTER LLC	ADVERTISING JULY 2011	222.27
TOWNE HARDWARE	June misc maint supplies	119.35
TOWNE HARDWARE	July misc maintenance supplies	249.89
TOWNSHIP OF OCEAN - OCEAN CO.	FEMA FUNDS RECEIVED IN ERROR	1,066.78
TREASURER COUNTY OF MONMOUTH	June dumping fees	65,185.30
TREASURER COUNTY OF MONMOUTH	July dumping fees	55,085.04
TRICO EQUIPMENT INC	Repairs for Loader #50	16,762.51
TRICO EQUIPMENT INC	Loader bucket blades for Roads	1,463.46
TWIN BROOK APARTMENTS	2011 GARBAGE REIMBURSEMENT	39,072.00
TWP OF OCEAN MUNICIPAL COURT	June/July Credit Card Serv fee	107.02
TWP OF OCEAN MUNICIPAL COURT	August Credit Card Serv Fees	248.28
TWP OF OCEAN RECREATION ACCT	1st INSTALLMENT SOCCER REFS	5,200.00
UNITED STATES POSTAL SERVICE	MAILING 2011-2012 TAX BILLS	4,000.00
US 1 AUTO PARTS	June misc parts	574.61
US 1 AUTO PARTS	July misc parts for Twp.	113.67
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAGE IN METER	5,000.00
USDA-APHIS	CANADA GOOSE DAMAGE MGMT	2,605.00
VALLEYCREST GOLF COURSE MAINT C110005	JULY 2011 CTGC GOLF COURSE	23,197.33
VANTAGEPOINT TRANSFER AGENTS	August RHS Benefits	8,681.53
VERIZON	BROADBAND SERVICES 8/11	190.69
VERIZON	TELEPHONE SERVICE 8/11	277.03
VERIZON BUSINESS FIOS	FIOS@Library Acc#7325314664647	146.93
VERIZON WIRELESS	PD- AIRCARD SERV PLAN -JUNE 11	440.13
VERIZON WIRELESS	PD- AIRCARD SERV PLAN -JUNE 11	400.10
VERIZON WIRELESS	PD- AIRCARD SERV PLAN -JULY 11	400.10

## MEETING MINUTES

AUGUST 8, 2011

VERIZON WIRELESS	PD- AIRCARD SERV PLAN -JULY 11	440.13	
VERIZON WIRELESS	Air Cards #782584984-00002	112.62	
VULCAN INC	Street Sign/Supplies	753.00	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	596.89	
W W GRAINGER INC	June misc supplies	333.47	
WAH C WONG	REFUND OF CAMP REG FEE FOR	180.00	
WALT FRASIER	SUMMER CAMP ENTERTAINMENT	1,200.00	
WANAMASSA GARDEN ASSOCIATES	2011 GARBAGE REIMBURSEMENT	2,930.40	
WEST CUSTOMER SERVICE	2011 NJ Criminal & MV Law Book	109.50	
WEST PARK MANOR APARTMENTS	2011 GARBAGE REIMBURSEMENT	15,273.60	
WILENSKY, MARIANNE	Telephone Reimbursement	75.00	
WPCS INT'L INC - LAKEWOOD	PD- NEW VEH EQUIP CONVERSIONS	4,620.00	
WPCS INT'L INC - LAKEWOOD	PD-SERV/MAINTAINANCE-JUNE 2011	490.00	
WPCS INT'L INC - LAKEWOOD	PD- NEW VEHICLE EQUIPMENT	435.72	
WPCS INT'L INC - LAKEWOOD	Modifying Call Sign KVM224	275.00	
YAO, AMY	ARTS AND CRAFTS SUPPLIES CAMP	24.57	
ZULFIGA BUTT	REFUND OF CAMP REG & BUS FEE	75.00	
<b><u>Total</u></b>		<b>1,095,828.17</b>	
<b><u>Non Budget Account Payments</u></b>			
EBSCO SUBSCRIPTION SERVICE	2009 LIBRARY MAGAZINE SUBSCRIP	4,165.41	
TREASURER OF SCHOOL MONIES	JULY 2011 SCHOOL TAXES PAYABLE	4,719,634.81	
TREASURER OF SCHOOL MONIES	AUG 2011 SCHOOL TAXES PAYABLE	4,719,634.81	
<b><u>Total Non Budget Account Payments</u></b>		<b>9,443,435.03</b>	
<b><u>Total 2010 Current Fund Appropriations Payments</u></b>			
<b>10,539,263.20</b>			
<b><u>General Capital Payments</u></b>			
BAR CODES, LLC	CASH DRAWER FOR TAX	180.07	
FERNANDES CONSTRUCTION INC 00012	PAYMENT CERTIFICATE # 5	256,190.38	C0-
GOVCONNECTION INC	PD- 3-LCD MONITORS & VGA Video	643.39	
GOVCONNECTION INC	6TB NAS Server	4,373.95	
LEON S AVAKIAN INC C1100014	2011 ROAD PROGRAM OT11-03 8/8	53,382.50	
LEON S AVAKIAN INC C1100010	SUNSET AVE RECYCLE CENTER 8/8	5,155.00	
OCEANSIDE SERVICE INC	AC UNIT COLONIAL TERRACE	5,053.00	
POOL CLEANER SERVICES	JETMAX ULTRA POOL CLEANER	3,799.00	
SCHAEFER SYSTEMS INT'L INC	Garbage/Recycle carts	21,738.24	
TOWNE HARDWARE	New backpack blower & trimmer	1,745.00	
<b><u>Total</u></b>		<b>352,260.53</b>	
<b><u>Total General Capital Payments</u></b>			
<b>352,260.53</b>			
<b><u>Grants Payments</u></b>			
BENDINER & SCHLESINGER INC	JUNE:DRUG SCREENS	1,811.50	
DELTA DENTAL OF NJ INC	August Dental Insurance	171.57	
DRAEGER SAFETY DIAGNOSTIC INC	PD/DDEF- ALCOTEST RECERT	142.00	
LANIGAN ASSOCIATES INC	PD/GRANT- BODY ARMOR-CHRISTIE	716.95	
NJ STATE HEALTH BENEFITS FUND	July Health Insurance	3,005.65	
SEARCH INSTITUTE	ATTITUDE & BEHAVIOR SURVEYS	2,925.00	
<b><u>Total</u></b>		<b>8,772.67</b>	
<b><u>Total Grants Payments</u></b>			
<b>8,772.67</b>			
<b><u>Law Enforcement Trust Payments</u></b>			
GTBN INC/INFO-COP	PD-LETF- LICENSE PLATE READER	24,674.00	
LANIGAN ASSOCIATES INC	PD/LETF- CIB FIRE GEAR	179.95	
SHORE CELLULAR INC	PD/LETF- WINDOW TINTING	410.00	
<b><u>Total</u></b>		<b>25,263.95</b>	
<b><u>Total Law Enforcement Trust Payments</u></b>			
<b>25,263.95</b>			
<b><u>TORTA Payments</u></b>			

**MEETING MINUTES**

**AUGUST 8, 2011**

ASCA	INSTRUCT ADULT TENNIS LESSONS	390.00
ASCA	INSTRUCTOR SPEC NEEDS TENNIS	150.00
CHERI CIANO	REFUND TORTA PROGRAM	65.00
G & M TROPHY INC	MISC AWARDS COLONIAL TERRACE	553.20
MAGHAN, DAWN RYT	JULY YOGA INSTRUCTION	500.00
RAWDING, MARK	SUPPLIES FOR COOKING CLASS	154.25
TWP OF OCEAN PAYROLL ACCOUNT	TORTA	792.50
TWP OF OCEAN PAYROLL ACCOUNT	TORTA	1,270.00
<b><u>Total</u></b>		<b>3,874.95</b>
	<b><u>Total TORTA Payments</u></b>	<b><u>3,874.95</u></b>
	<b><u>Trust Other Payments</u></b>	

ADVANCED FIBER WORKS INC	Refund 07 Bid Bond-Boise Bldg	5,379.00	
BROWN, SANFORD ESQ	PB Reviews and Resolutions	1,372.00	
CELLI, MICHAEL G JR ESQUIRE	conflict public defender	250.00	
CLARKE CATON HINTZ 00004	PLANNING SERVICES THOUGH 6/24	7,046.50	C0-
FITZGERALD, WILLIAM	PB and BOA Reviews	5,602.50	
FOUR DIRECTIONS INC	Traffic Signal/Emerg. Repair	2,796.08	
JAMES HIGGINS ASSOCIATES	PB and BOA Application Reviews	2,718.75	
LEON S AVAKIAN INC	ENGINEERING FOR JUNE/JULY 2011	13,393.25	
LITTLE SILVER INVESTORS, LLC	MAINT REL ON 802 W. PARK AVE	7,111.25	
MASER CONSULTING, P.A.	ENGINEERING FEES FOR JULY 2011	270.00	
MID JERSEY MUN JOINT INS FUND	CLAIMS PAID UNDER DEDUCTIBLE	6,888.38	
OTIS PTA	OFF DUTY DETAIL REIMBURSEMENT	200.00	
STEINBERG, MARK A ESQ	Reviews/Resolutions RSC/Catena	1,190.00	
TWP OF OCEAN CURRENT FUND	Spec Duty Admin Fees/Car Usage	6,015.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation	4,634.13	
TWP OF OCEAN PAYROLL ACCOUNT	Special/Off Duty	27,750.00	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation	5,149.03	
TWP OF OCEAN PAYROLL ACCOUNT	Special Off Duty	23,340.00	
TWP OF OCEAN PAYROLL ACCOUNT	Spec Duty Admin Fees/Car Usage	11,326.25	
US BANK CUST/PRO CAPITAL I LLC	REDEMPTION 104 16 10-00014	7,932.13	
<b><u>Total</u></b>		<b>140,364.25</b>	
	<b><u>Total Trust Other Payments</u></b>	<b><u>140,364.25</u></b>	

**Total Bill List for August 8, 2011**

Appropriation Reserve Total	38,877.50
Current Fund Total	10,539,263.20
General Capital Fund Total	352,260.53
State & Federal Grant Total	8,772.67
Law Enforcement Trust Total	25,263.95
<b>TORTA Total</b>	<b><u>3,874.95</u></b>
<b>Trust Other Total</b>	<b><u>140,364.25</u></b>
Animal Control Total	
Bid Deposit Refund	
State Unemployment Trust	
Trust Assessment Fund	
<b>Total of All Funds</b>	<b><u>11,108,677.05</u></b>

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

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

Association Advisors  
Sanford Brown, Esq.  
James Higgins Associates  
Kepwel Spring Water Co.

## RESOLUTIONS:

### 11-143 Express the intent to provide funding necessary to satisfy the Township's Affordable Housing Plan

#### A RESOLUTION OF THE COUNCIL OF THE TOWNSHIP OF OCEAN EXPRESSING ITS INTENT TO PROVIDE THE FUNDS NECESSARY TO SATISFY THE TOWNSHIP'S AFFORDABLE HOUSING PLAN

**WHEREAS**, pursuant to the Case Management Order entered by Honorable Paul A. Kapalko, J.S.C. on May 11, 2011, the Township was required to adopt and endorse its Housing Element and Fair Share Plan (hereinafter "Affordable Housing Plan") and to file same with the Court no later than July 31, 2011; and

**WHEREAS**, on June 27, 2011, the Township Planning Board adopted under protest its Affordable Housing Plan, which the Township contends fully addresses the prior cycle and rehabilitation "fair share" imposed on Ocean by the New Jersey Council On Affordable Housing (hereinafter "COAH"); and

**WHEREAS**, on July 6, 2011, the Township Council held a properly-noticed public meeting to consider endorsing the Affordable Housing Plan adopted under protest by the Planning Board on June 27, 2011 and, after considering of any questions or concerns raised by members of the governing body or the public, the Township Council determined that it is in the best interest of the Township and the region's low and moderate income households to endorse under protest said Affordable Housing Plan and to direct the Township's professionals to file said Plan with the Court and to take any and all reasonable actions to secure a Judgment of Compliance and Repose to protect the Township from any unnecessary Mount Laurel lawsuits; and

**WHEREAS**, the Township's Affordable Housing Plan is comprised of (1) a Rehabilitation Program to be administered by the County of Monmouth; (2) expansion of the existing age-restricted, affordable housing development at Poplar Village; (3) reconstruction of existing senior affordable units at Poplar Village; (4) a "Market to Affordable" Program; and (5) possibly one or more 100 percent affordable municipality-sponsored projects; and

**WHEREAS**, pursuant to COAH's regulations and policies, in order to assure the creditworthiness of the various compliance techniques included in its Affordable Housing Plan, the Township must demonstrate adequate and stable funding sources; and

**WHEREAS**, since the Township is committed to securing judicial approval of its Affordable Housing Plan, in order to provide an adequate and stable funding source for the components of the Township's Affordable Housing Plan, the Township shall rely on the various funding sources included in COAH's publication entitled "A Guide to Affordable Housing Funding Sources" ("Funding Guide"), dated October 28, 2008, and currently posted on COAH's official website; and

**WHEREAS**, to assist in generating revenue to be utilized for the production of affordable housing via the Township's Affordable Housing Trust Fund, on May 16, 2011, the Township adopted a Mount Laurel Development Fee Ordinance; and

**WHEREAS**, if the Township still cannot secure sufficient financing to completely satisfy its affordable housing obligations after exhausting every potential non-municipal funding

source and funds paid by developers to the Township's Mount Laurel trust fund, the Township will cover such costs through bonding or other lawful means; and

**WHEREAS**, the Township's commitment to cover such costs through bonding or other lawful means is without prejudice to the current challenges to COAH's regulations for violating Section 311d of the FHA; and

**WHEREAS**, the Court has indicated its intent to review the Township's Affordable Housing Plan, and the Township wishes to leave no question as to the Township's intent to cover the cost of implementing its affordable housing plan or any modification thereof that may be necessary as a result of the Court's review.

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

1. In order to provide adequate and stable funding for the various compliance techniques in its Affordable Housing Plan, Ocean Township shall make a bona fide, diligent, and good faith effort to work with the implementers of various components identified above to exhaust the potential funding sources included in "A Guide to Affordable Housing Funding Sources" ("Funding Guide"), dated October 28, 2008, and currently posted on COAH's official website.
2. The Township shall also maximize use of the funds from its Affordable Housing Trust Fund to facilitate the economic feasibility of the Township's Affordable Housing Programs; and
3. If, after exhausting every potential funding source in the Funding Guide and its Affordable Housing Trust Fund, the Township still cannot secure sufficient financing to completely satisfy its affordable housing obligations, the Township will fully fund any gaps in financing the various components of its Affordable Housing Plan through bonding or other lawful means.
4. The Township reserves the right to recoup any subsidy provided through future collection of development fees or payments in lieu of the construction of affordable housing, as such funds become available.
5. Further, the Township expressly reserves the right to take any other legal action, including amending its approved Housing Element and Fair Share Plan to include valid compliance techniques that do not force the Township to expend public funds.
6. The sole purpose of this financial commitment and voluntary fiscal exposure is to satisfy current COAH regulations and policies and, should the rules, regulations, statutes, or policies change subsequent to the adoption of this Resolution, the Township expressly reserves the right to modify or possibly rescind such commitments.
7. This commitment is expressly subject to modification in the event of a change in law as a result of the decision by the Supreme Court in In re Adoption Of N.J.A.C. 5:96 and 5:97 By New Jersey Council On Affordable Housing, Supreme Court Docket No. 67, 126, the enactment of legislation reforming the Mount Laurel doctrine, adoption by COAH of new regulations, or as a result of any other change in law.

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

**11-145 Authorize a Professional Services appointment of Integrated Aquatics Engineering, Inc. to provide engineering services related to the pool re-plastering project at the Community Pool at a cost not to exceed \$12,400.00**

**WHEREAS**, there exists a need for the services of an engineering firm to provide services related to the renovation of the main pool at the Township of Ocean Pool and Tennis complex; and

**WHEREAS**, the Township Manager sought and received a proposal for these services from Integrated Aquatics Engineering Inc; and

**WHEREAS**, Integrated Aquatics Engineering Inc. is an experienced firm in this field and is available to provide the necessary technical services for a fee not to exceed \$12,400.00; and

**WHEREAS**, the Director of Finance has certified that there are funds available for said engineering services in the following appropriation: Capital Ordinance #2171, Account #C-04-55-934-995; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

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

1. Integrated Aquatics Engineering Inc. is hereby authorized and directed to provide the above technical services at a cost of \$12,400.00.
2. This contract is awarded without competitive bidding as a "Professional Services" in accordance with 40A:11-5(1) (a) of the Local Public Contracts Law because services are to be performed by a person authorized by law to practice a recognized profession.
3. A notice of this action shall be published as required by law.
4. Certified copies of this resolution shall be provide to:
  - a. Director of Finance
  - b. Director of Human Services
  - c. Integrated Aquatics Engineering Inc.

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

### 11-146 Renew the agreement with the Monmouth County Regional Health Commission

**WHEREAS**, N.J.S.A. 40:8A-1 authorizes a municipality to contract for health services with other governmental agencies; and

**WHEREAS**, the Township Council previously authorized a contract with the Monmouth County Region Health Commission to provide health-related services to the Township; and

**WHEREAS**, the Monmouth County Regional Health Commission has performed a comprehensive review of all member contracts and determined that revisions were required in order to bring continuity amongst members of the Commission; and

**WHEREAS**, the Monmouth County Regional Health Commission has requested that the Township of Ocean reaffirm its membership and execute an updated agreement, which will be for a two year period from September 1, 2011 through August 31, 2013;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that the Mayor and Municipal Clerk are hereby authorized to execute and deliver the agreement between the Township of Ocean and the Monmouth County Regional Health Commission for health-related services for the period September 1, 2011 through August 31, 2013; and

**FURTHER BE IT RESOLVED** that said Agreement shall be maintained in the Office of the Municipal Clerk and available for public inspection during regular business hours; and

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

1. Director of Community Development
2. Director of Finance
3. Monmouth County Regional Health Commission

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

**11-147 Approve a contract with Trico Equipment Services, LLC (State Contract A69726) to provide equipment repairs at a cost not to exceed \$60,000.00**

**WHEREAS**, the Township of Ocean is in need of the repair services for various equipment utilized by the Public Works Department; and

**WHEREAS**, the Township of Ocean has availed itself of the right to purchase goods or services under any contract or contracts for such goods or services entered into on behalf of the State of New Jersey pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS**, Trico Equipment Services, LLC, Freehold, NJ is a state-approved provider of said repair services under State Contract #A69726; and

**WHEREAS**, both the Township Manager and Director of Public Works has recommended that a contract be awarded to Trico Equipment Services, LLC, Howell, NJ, to provide said equipment repairs at a cost not to exceed \$60,000.00; and,

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in the following Budget appropriation: Outside Repairs/Services – Maintenance of Equipment; Account # 1-01-26-767-252;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes a contract with Trico Equipment Services, LLC, Howell, NJ to provide repair services for various Public Works equipment at a cost not to exceed \$60,000.00; and

**BE IT FURTHER RESOLVED** that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Trico Equipment Services, LLC
4. Director of Public Works

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

**11-148 Authorize the award of a Professional Services Contract to Johnson & Urban, LLC to provide engineering services related to the air handling unit and control upgrades at the Municipal Building at a cost not to exceed \$15,000.00**

**WHEREAS**, the Township of Ocean is in need of the services of an engineering firm to provide engineering design and construction administration services associated with the air handling units and control system upgrades at the Municipal Building; and

**WHEREAS**, the Township of Ocean solicited and received a Professional Services Proposal from Johnson & Urban, LLC, Holmdel, NJ, to provide said services at a cost not to exceed \$13,500.00; and

**WHEREAS**, Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

**WHEREAS**, Johnson & Urban, LLC, Holmdel,, NJ, is an experienced firm in this field who is available to provide the necessary engineering services for the Township of Ocean at a cost not to exceed \$13,500.00 for engineering design and construction administration services associated with the air handling unit and control upgrades at the Municipal Building; and

**WHEREAS**, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in Ordinance #2145, Account #C-04-55-928-995; and

**WHEREAS**, Johnson & Urban, LLC, Holmdel, NJ has previously submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form certifying that Johnson & Urban, LLC 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 Johnson & Urban, LLC 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** that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Johnson & Urban, LLC, Holmdel, NJ, as described herein with a not to exceed provision of \$13,500.00; and

**BE IT FURTHER RESOLVED** that a notice of this action shall be published according to law; and

**BE IT FURTHER RESOLVED** that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Johnson & Urban, LLC
4. Director of Public Works

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

**11-149 Authorize a Road Opening Permit for New Jersey Natural Gas for various locations throughout the Township**

**WHEREAS**, a request has been received from New Jersey Natural Gas for the granting of a street opening permit along the following roadways:

<u>ITEM #</u>	<u>LOCATION</u>
1	Maple Avenue south of Appleby Drive
2	Logan Road at the intersections of Appleby Drive, Keleigh Place and Sunset Avenue

**WHEREAS**, the Township Manager and the Director of Public Works have fully investigated this request and informed New Jersey Natural Gas of the five-year moratorium for the opening of the street following resurfacing, which has occurred as follows:

<u>ITEM #</u>	<u>DATE OF PAVING</u>
1	2009
2	2009

**WHEREAS**, under the provision of Chapter 8 of the Revised General Ordinances of the Township of Ocean, 1965, the Township Council can authorize the granting of a road opening permit within five years from the point in time when a street is resurfaced providing certain penalties are paid; and

**WHEREAS**, the penalty fees have been determined to be as follows, in accordance with the provisions of Section 8-1.8C of the Revised General Ordinances of the Township of Ocean, 1965;

<u>ITEM #</u>	<u>AMOUNT OF PENALTY</u>
1	\$6,924.96
2	\$8,760.00

- There is also a \$125.00 application fee for each opening.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that the Township Manager or his designee is hereby authorized to grant a road opening permit, as noted in the request from New Jersey Natural Gas and in this resolution, providing the penalty assessments be paid pursuant to Section 8-1.8C of the Revised General Ordinances of the Township of Ocean, 1965 prior to the issuance of the permit; and

**BE IT FURTHER RESOLVED** that the additional requirement of full restoration is that there shall be an infrared treatment performed on the final patched surface to minimize the impact on the structural integrity of the roadway and to provide a level driving surface

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

1. William McMahan, Public Works Director
2. Director of Finance
3. New Jersey Natural Gas

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

**11-150 Authorize the acceptance of the following Proposals:****a. Class B Recycling Material Recovery Facility to Accept Certain Class B Recyclable Waste Materials as Delivered by the Township of Ocean**

**WHEREAS**, the Township Council of the Township of Ocean authorized Bids on June 13, 2011 for Class B Recycling Material Recovery Facility to Accept Certain Class B Recyclable Yard Waste Materials as delivered by the Township of Ocean; and

**WHEREAS**, the Township Clerk did duly advertise on July 20, 2011 to receive bids for said service; and

**WHEREAS**, in connection therewith the Township of Ocean received the following submitted bids (Average Bid Price for the Initial Proposal plus Extension Option 1) on August 4, 2011:

Lertch Recycling Co., Inc., Wall NJ	\$75,180.00	(\$14.00/ton plus \$12.85 labor & transportation)
Reliable Wood Products, Jersey City, NJ	\$79,352.00	(\$19.50/ton plus \$8.84 labor & transportation)
Britton Industries, Lawrenceville, NJ	\$129,750.00	(\$0.00/ton plus \$46.34 labor & transportation)

**WHEREAS**, it was determined that the lowest responsive responder meeting specifications was Lertch Recycling Co., Inc., Wall, NJ; and

**WHEREAS**, the Township Manager and the Director of Public Works have recommended that a contract be awarded to Lertch Recycling Co., Inc., Wall, NJ as per their proposal for Class B Recycling Material Recovery Facility to Accept Certain Class B Recyclable Yard Waste Materials as delivered by the Township of Ocean for the Initial Proposal plus Extension Option 1 at a cost of \$14.00 per ton; and

**WHEREAS**, funds for said contract, as specified in their submitted proposal, have been certified by the Director of Finance and are available in the Department of Public Works Solid Waste Budget – Account # 1-01-32-837-341;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby award a contract to Lertch Recycling Co., Inc., Wall, NJ as per their proposal for Class B Recycling Material Recovery Facility to Accept Certain Class B Recyclable Yard Waste Materials as delivered by the Township of Ocean for the Initial Proposal plus Extension Option 1 at a cost of \$14.00 per ton; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby authorized to return all bonds and/or certified checks received for said service; and

**BE IT FURTHER RESOLVED** that this award of contract is conditioned upon the delivery and execution thereof within ten (10) days from the date of the within resolution accompanied by such appropriate insurance certificate, Affirmative Action certificate and performance bonds as may be required by the specifications.

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

1. Township Manager
2. Director of Finance
3. Director of Public Works
4. Lertch Recycling Co., Inc.

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

**11-151 Authorize the acceptance of the following Grants:**

**a. Safe and Secure Sub-Grant Award**

**WHEREAS**, the Township of Ocean has been selected as a recipient for the **Safe and Secure Communities Sub-Grant Award**; and

**WHEREAS**, the Township of Ocean has been awarded \$55,837.00 from the State of New Jersey, Division of Criminal Justice, to cover a portion of the wages for two Township of Ocean Police Officers; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that this allocation be accepted; 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 Township officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds from the State of New Jersey, Division of Criminal Justice for the **Safe and Secure Communities Sub-Grant Award**; 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
3. State of New Jersey, Division of Criminal Justice

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

**11-152 Authorize the extension of the grace period for the 3<sup>rd</sup> Quarter 2011 taxes due August 1, 2011**

**RESOLUTION AUTHORIZING EXTENTION OF THE GRACE PERIOD FOR 3<sup>RD</sup> QUARTER, 2011 TAXES DUE AUGUST 1, 2011.**

**WHEREAS**, N.J.S.A.54:4-66.3 provides that the third installment of current year taxes shall not be subject to interest until the twenty-fifth calendar day after the date that the tax bill was mailed or otherwise delivered; and

**WHEREAS**, due to the late approval of the Township of Ocean, Monmouth County 2011 State Aid funding by the State and the subsequent certification of the tax rate by the Monmouth County Tax Board, tax bills were not mailed to residents until July 27, 2011; and

**WHEREAS**, as required by New Jersey Statute, the twenty-five calendar days from the mailing date of the tax bills is August 22, 2011;

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

1. The Grace Period for the payment of the third quarter 2011 real estate property taxes that were due August 1, 2011 shall be extended to August 22, 2011
2. Interest shall be charged back to August 1, 2011 or all payments made after the grace period date of August 22, 2011

**BE IT FURTHER RESOLVED** that two copies of this resolution be forwarded to the Director, Division of Local Government Services, PO Box 803, Trenton NJ 08625-0803 and one copy to the following:

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

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

**11-153 Approve the placement of two storage containers at Hollywood Golf Club for a period not to extend beyond March 31, 2012**

**WHEREAS**, the Chapter 5, Section 5-3 prohibits the placement of any storage container on private property for a period of not more than 21 consecutive days; and

**WHEREAS**, Hollywood Golf Club is requesting approval to place 2 storage containers on their property located on Block 40, Lots 1, 2, 34 and 111 (510 Roseld Avenue) for a period ending March 31, 2012; and

**WHEREAS**, Hollywood Golf Club is said to be undertaking renovations in their clubhouse;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that approval is hereby granted to allow Hollywood Golf Club to place 2 storage containers on Block 40, Lots 1, 2, 34 and 111 (510 Roseld Avenue) for a period not to extend past March 31, 2012; and

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

1. Hollywood Golf Club
2. Director of Community Development
3. Zoning Official
4. Code Enforcement Official

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

Mr. Brannen stated that this was originally Ordinance #2127 and the purpose of this ordinance was to give a more complete description of the purchases/improvements.

Public Comments:

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

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

Ordinance #2172 – An Ordinance to amend Chapter XII of the “Revised General ordinances of the Township of Ocean, 1965” by adding Section 12-14A entitled: “Traffic Control Signal Monitoring System”  
(Coaster)

The following vote was taken to open the Public Hearing on Ordinance #2172:

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

Mr. Brannen stated that this ordinance was required as part of the process for the approval of the implementation of the red light program.

Public Comments:

Susan Boria inquired where the Township was in the process and to find out when these lights will be operational.

Mr. Brannen stated that the Township was still waiting on approval from the State but our hope is that by the end of 2011, approval will be granted.

Seeing that there were no additional comments on Ordinance #2172, the following vote was taken to close the Public Hearing:

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	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 #2172 and advertise according to law:

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

**Introduction(s):**

Ordinance #2174 – A Bond Ordinance providing for curb and sidewalk improvements to various Township roadways appropriating \$90,000 therefor, authorizing the issuance of \$85,500 bonds or notes to finance a portion of the cost thereof and direct the Special Assessment of the costs thereof  
(P.H. 9/12/11 Coaster)

**Bond Ordinance No. 2174**

**BOND ORDINANCE PROVIDING FOR CURB AND SIDEWALK IMPROVEMENTS TO KENNETH DRIVE, FRANKLIN AVENUE, INTERLAKEN DRIVE, BROWER BOULEVARD AND EVERGREEN DRIVE APPROPRIATING \$90,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$85,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AND DIRECTING THE SPECIAL ASSESSMENT OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF OCEAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

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

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as local improvements to be undertaken in and by the Township of Ocean, in the County of Monmouth, New Jersey (the "Township"), pursuant to N.J.S.A. 40:65-1 *et seq.* For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$90,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$4,500 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.* The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$85,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The local improvements hereby authorized to be undertaken and the purposes for which the obligations are to be issued consist of the improvement of curbing and sidewalks in the Township. The affected properties, listed by block and lot, include but are not limited to the following:

BLOCK(S)	LOT(S)
34	54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71
34.01	10, 11, 12, 13, 14, 15, 16, 17, 18
40.09	2
138.01	20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34
138.02	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 31
179.01	4, 5, 6
179.02	1, 2, 3, 4

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$85,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$90,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$90,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$4,500 down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not a current expense and are improvements or purposes that the Township may lawfully undertake as a local improvement of the Township, and all of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Municipal Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$85,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$15,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of

expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Township are used to finance, on an interim basis, costs of said improvements or purposes, the Township reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

(f) The Township hereby determines that it anticipates that it will contribute \$-0- (zero) amount to the payment of the cost of the local improvements described in Section 3(a) hereof. The cost of the local improvements shall be paid by special assessments which shall be levied on property specially benefitted thereby, in accordance with law.

(g) The number of annual installments within which the special assessments are to be paid by the owners of the lots and parcels of real estate benefitted by the local improvements and specially assessed, shall not exceed five (5). The assessments shall be levied and collected in accordance with law. The estimated maximum amount of special assessments of the local improvement described in §3 hereof is \$90,000.

Section 6. Notice is hereby given to the owners of the properties described in Section 3(a) herein, that the improvements described therein shall be undertaken as a sidewalk improvement and the entire cost thereof shall be assessed in the following manner. An accurate account of the cost of construction of the sidewalks shall be kept, and such cost shall be assessed upon the property fronting on the improvements pursuant to and in accordance with N.J.S.A. 40:65-1 *et seq.* Unless notice of the pendency of this ordinance is given in accordance with N.J.S.A. 40:65-6, the Municipal Clerk shall cause notice of the proposed sidewalk improvements to be given to the owner or owners of real estate affected thereby prior to the making of the sidewalk improvements described in said Section 3(a) or the awarding of any contract for such sidewalk improvements. The notice shall contain a description of the property affected sufficient to identify it, a description of the improvement and a statement that unless the owner or owners complete the improvements within 30 days after service thereof, the Township will make the improvements at the expense of the owner or owners. Such Notice shall be served in accordance with the provisions of N.J.S.A. 40:65-2 to 40:65-5, and the proof of service shall be filed with the officer of the Township in charge of the records of tax liens of the Township within ten days after service thereof. The owner of any land upon which any assessment for the local improvement shall have been made may pay such assessment in the number of equal yearly installments herein determined, with legal interest on the unpaid balance of the assessment. The first of the installments shall be due and payable two months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year thereafter at such time as the governing body shall by resolution determine, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or of any balance of installments with accrued interest thereon at any time. Whenever any such installment shall remain unpaid for thirty (30) days from and after the time it shall become due and payable, the whole assessment or balance thereof shall become and be immediately due and payable and shall draw interest at the rate imposed upon the arrearage of taxes in the Township and shall be collected in the same manner as provided by law for other past-due assessments. Such assessment shall remain a lien upon the land described herein until the assessment with all installments and accrued interest thereon shall be paid and satisfied. Notwithstanding anything herein to the contrary, the Township shall have the right to waive default as may be permitted by law.

Section 7. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

Section 8. Any grant or similar moneys from time to time received by the Township for the improvements or purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued

pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and, unless paid from other sources, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

Ordinance #2175 – An Ordinance to amend Chapter 21 of the Comprehensive Land Development Ordinance amending Section 21-20.18 entitled: “Roof Structures”  
(P.H. 9/12/11 Coaster)

**ORDINANCE #2175**

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 21 OF THE COMPREHENSIVE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF OCEAN**

**BE IT ORDAINED** by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that the following be and is hereby amended:

**ARTICLE IV.** be and is hereby amended to include as follows:

**SECTION I**

**21-20.18 Roof Structures**

Roof structures such as mechanical equipment, water towers, etc. shall be screened from public view, or designed, in such a fashion as to complement the architecture of the building. This restriction shall not apply to solar panels erected on the roof of a building as long as it is demonstrated to the satisfaction of the Planning Administrator or his/her designee that the placement of the panels without screening is necessary for the efficient operation of the panels.

**SECTION II.**

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

## SECTION III.

This Ordinance will take effect upon passage and publication according to law.

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	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** commented on the articles/editorial that appeared in the newspaper recently with regard to the decision by the Township of Ocean Board of Education not to endorse a regional school district. Councilmember Garofalo felt that the article(s) were unfair on the Township.

Councilmember Garofalo went on to state that as the Township Council Representative at these meetings, he wholeheartedly concurred with the Boards position that the regional district, which would increase the student population by 120 students, would have no benefit to the Township or its taxpayers therefore, there was no reason to support it. Councilmember Garofalo expressed his dismay at the attitude of some of the other municipalities that did not feel their tax dollars should go towards supporting public education.

**Councilmember Schepiga** wanted to remind everyone about the Italian American Festival which will occur from August 10-14, 2011 at Joe Palaia Park.

**Deputy Mayor Siciliano** reported that Colonial Terrace Golf Course is doing well and he feels strongly that this will be beneficial to the Township for many years to come.

**Andrew Brannen**, Township Manager, reported that, during the month of July, the Township hired two new employees – Joseph Zanna, Deputy Director of Finance, Rachel Goncharko, Secretary to the Planning and Zoning Board, while there were four retirements – Anne Andrews, Payroll Administrator, Robert Cardilla, Sanitation Foreman, Nancy Page, Deputy Director of Finance, and Margaret Simpson, Secretary to the Planning and Zoning Board

The following Councilmember(s) offered no report:  
Martin Arbus, Esq., Township Attorney

**PUBLIC COMMENTS:**

**Mitch Nelson** expressed concerns over channel interruptions that he has been experiencing from Cablevision. Mr. Nelson wondered if the Township has heard complaints from other residents, and what, if anything could be done by the Township to rectify the situation.

Mayor Larkin stated that he had not heard of this problem but would ask Mr. Brannen to look into the matter.

**Brian Lefferson** asked for the qualifications for those individuals appointed to the Board of Adjustment, as noted in Resolution #11-136

Mayor Larkin explained that the following:

- \* Eric Menell has a degree and is very technical
- \* Sylvia Sylvia is a member of the Board of Education and on the Mayor's Charity Ball Committee

Mr. Lefferson also requested that the Township do a study into possible solutions with regard to the traffic problems that exist on Deal Road.

**Barbara Hudson** discussed the following:

1. COAH Litigation –

- a. Concern over the fact that the Township's zoning regulations will not be followed when decisions are made for potential development.

Martin Arbus, Township Attorney, explained the various options for development and how they would impact the Township's zoning regulations. Mr. Arbus stated that, at the end of the day, the Township's current zoning regulations will not matter to those making the decisions.

- b. Mrs. Hudson expressed dismay that the apartments are not being considered as part of the Township's affordable housing

Mr. Arbus explained that, in order for them to be included, the units would need to be "deed restricted" which could prove to be quite costly for the Township.

2. Discussed her feeling that Joe Palaia Park should not be utilized for large festivals, such as the Italian American Festival or the Chamber of Commerce's Shrimpfest, but rather preserved as open space to be utilized by the residents. She objected to the use of green acres for these activities.

Mayor Larkin explained that much of the money raised by these organizations are returned to the Township in the form of student scholarships.

**Edward Sullivan** stated that, based on his experiences, the employees of the Department of Public Works are dedicated workers and Mr. Sullivan hopes that the Township continues to treat them with respect.

Mayor Larkin stated that the Township certainly appreciates all the employees and knows that the Township would not be as great if it was not for these dedicated individuals.

**F.K. Hudson** agreed with Councilmember Garofalo that everyone should be responsible for the cost of public education.

Mr. Hudson also commented that the appointments the Governing Body has made to the Sewerage Authority over the past few years have been very good, but it may be time to start appointing "normal" citizens.

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

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	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/MMC  
Municipal Clerk