

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

**JANUARY 25, 2012**

**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  
Councilmember(s) Evans, Garofalo, Schepiga

**Absent:** Deputy Mayor Siciliano

**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, 2011.

**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 Larkin announced that the Governing Body has a few ceremonial matters to undertake, including:

**OATH OF OFFICE:** Honorable Timothy F. McGoughran  
Municipal Court Judge

Mayor Larkin congratulated Judge McGoughran and knows that he will continue to work hard as the Municipal Court Judge, just as he has done as the Township Prosecutor for the past 12 years.

Judge McGoughran thanks the Governing Body for this tremendous honor. He also commended the Municipal Court staff and the Township for this great opportunity.

**RECOGNITION:** Ocean Township police Department  
Asbury Park Press “Best of the Best” in Monmouth County

Mayor Larkin announced that the Ocean Township Police Department has been named the “Best of the Best” in Monmouth County by the Asbury Park Press. This is a great honor for the Township and of course, the Police Department.

Chief Amodio and Captain Ingenito accepted this award on behalf of the men and women who work hard to keep the Township safe. Chief Amodio thanked his hardworking officers and the staff, as they really deserve the credit for making this Department what is – the “Best of the Best”.

**PROCLAMATION:** Wendy Williams  
Girl Scouts of the Jersey Shore – 100<sup>th</sup> Anniversary Honoree

Mayor Larkin commended Wendy Williams for being such a great role model for all young women.

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

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

**PUBLIC COMMENTS:**

**Larry Loigman** inquired as follows:

- When is the Budget Meeting scheduled

Mayor Larkin stated that it is scheduled for Saturday, February 18, 2012.

Mr. Loigman reiterated his past request that this meeting not be held at a time when a certain segment of the population could not attend due to other commitments.

Martin Arbus, Township Attorney, asked the Governing Body to consider holding it at another time.

Mayor Larkin will certainly explore other options.

- What criteria was used when selecting the Municipal Court Judge and when was this matter discussed? Also, how many people were interviewed? How much is the Judge being paid?

Mayor Larkin responded that he had discussed the position with individuals and felt Judge McGoughram was the best choice as he had served with distinction as the Prosecutor for the last 12 years.

Andrew Brannen, Township Manager, stated that the salary for this position is \$40,000.00 per year.

- When was the Governing Body notified of the pending retirements of the Police Chief and Police Captain.

Mayor Larkin stated that it was common knowledge that both could retire at any time but they were officially notified earlier that evening that both would be retiring effective March 1, 2012.

**Brian Lefferson** asked if a new Police Chief will be in place by March 1, 2012.

Mayor Larkin stated that a new Chief will be in place in time to have a proper transition.

**Don Geiger** inquired as follows:

- Resolution #12-011 – why is the Township purchasing gas golf carts instead of electric

Mr. Brannen stated that the Township has used these before and they tend to operate better.

- Resolution #12-018a – how long is it guaranteed to last

Mr. Brannen stated the guarantee is for two years.

- Resolution #12-022 – why is the Township purchasing a new canopy

Mr. Brannen stated that the previous one had been destroyed in the storm

- Vouchers – the reason for the expenditures including that for Banish Associates, Inc.; Joyce M. Klein; Vantage Custom Classics, Inc.; Integrated Aquatics Engineering; and Leon S. Avakian, Inc.

Mr. Brannen explained the reason for these expenditures to the requestor's satisfaction.

**Barbara Hudson** suggested that more notice be given to the public with impending retirements.

### **CONSENT AGENDA:**

### **MINUTES:**

December 5, 2011 – Workshop, Public and Closed Meeting

December 30, 2010 – Public Meeting

January 10, 2012 – Workshop and Closed Meeting

### **RESOLUTIONS:**

#### **12-002 Accept the Performance Guarantees for the following:**

##### **a. Block 2.03, Lot 16 – 1217 Allenhurst Avenue – Nancy Weldon**

**WHEREAS**, the Township of Ocean has approved a development project on Block 203, Lot 16, also known as 1217 Allenhurst Avenue; and

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

**WHEREAS**, Nancy Weldon has posted cash performance guarantees totaling \$4,464.00, along with engineering inspection fees totaling \$1,620.00 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, 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. Nancy Weldon

**12-003 Authorize the Reduction of Performance Guarantees for the following:****a. Block 25, Lot 33 – 395 Deal Road – Congregation Magen David**

**WHEREAS**, Congregation Magen David of West Deal, Inc. received Site Plan Approval with Variances by the Township of Ocean Planning Board by way of Resolution dated November 24, 2008, for property located on Block 25, Lot 33, 395 Deal Road to construct a 2,019 square foot addition to the rear of a synagogue for the purpose of increasing the seating in the midrash by 136 seats to a total of 240 seats. In addition, some minor grade changes will be made to accommodate ADA accessibility; and

**WHEREAS**, the Township Council did authorize and enter into a Developer's Agreement dated January 10, 2011 with Congregation Magen David of West Deal, Inc., for Site Plan Approval with Variances for property located on Block 25, Lot 33, 395 Deal Road to construct a 2,019 square foot addition to the rear of a synagogue for the purpose of increasing the seating in the midrash by 136 seats to a total of 240 seats. In addition, some minor grade changes will be made to accommodate ADA accessibility; and

**WHEREAS**, Congregation Magen David of West Deal, Inc. posted performance guarantees totaling \$29,640.00 by way of Cash; and

**WHEREAS**, the Township Clerk is in receipt of a letter from Ken Himsel representing Congregation Magen David of West Deal, Inc. dated November 28, 2011, requesting a reduction of the performance guarantees; and

**WHEREAS**, the Township Clerk is in receipt of a letter from the Township Engineer's representative, Louis J. Lobosco, P.E., P.P., dated December 14, 2011 recommending the granting a performance guarantee reduction; and

**WHEREAS**, the Township Council is willing to reduce the amount of the performance bond to 30% of the original performance guarantee estimate amount.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that it does hereby authorize and approve a reduction of the performance guarantee to the sum of \$8,892.00, representing the 30% of the original performance guarantee pursuant to N.J.S.A. 40:44D-52.e.(1) expressly subject to the following conditions:

- (1) All required certificates of insurance be properly filed with the Office of the Township Clerk
- (2) Payment of any outstanding engineering inspection fees

**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 Finance
3. Director of Community Development
4. Construction Official
5. Congregation Magen David

**12-004 Authorize the Developer's Agreement for the following:****a. Block 1.05, Lot 9.01 – 18 Cindy Lane – R & S Realties, LLC**

**WHEREAS**, R & S Realties, L.L.C. (hereinafter "Developer") is the owner of the property known as Block 1.05, Lot 9.01, as shown on the official tax map of the Township of

Ocean which property is located at 18 Cindy Lane in the I-1 (Light Industrial) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

**WHEREAS**, the Developer was granted Site Plan, Variance and Conditional Use Approval from the Township of Ocean Planning Board by way of resolution dated June 27, 2011 to construct a 40' x 7'4" addition to an existing building to use as an accessory car wash facility for the Automotive Service and Inventory Storage facility; and

**WHEREAS**, this Agreement relates to a Site Plan of the property entitled Major Site Plan, Auto Detailing Building & Addition, R & S Realities, LLC, Lot 9.01, Block 1.05, Township of Ocean, Monmouth County, New Jersey by James A. Kennedy, P.E. of Kennedy Consulting Engineers, LLC consisting of four (4) sheets dated December 20, 2010 and last updated June 29, 2011 and the Architectural Plan entitled Proposed Alterations for Auto Detailing Building, R & S Realities, LLC, Lot 9.01, Block 1.05, 18 Cindy Lane, Ocean Township, NJ by Michael James Monroe, Architect consisting of three (3) sheets dated March 3, 2009 and last updated December 20, 2010; and

**WHEREAS**, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated September 22, 2011 prepared by the Township Engineer Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

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

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and R & S Realities, LLC, subject to the following conditions first being met:
  - a) All required certificates of insurance be properly filed with the Office of the Township Clerk
  - b) Posting of Performance Guarantees in the total amount of \$14,880.00 and Inspection Fees in the amount of \$1,620.00

**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. Director of Community Development
3. Construction Official
4. R & S Realities, LLC

**12-005 Authorize the Release of Performance Guarantees for the following:**

**a. Block 25, Lot 33 – 395 Deal Road – Congregation Magen David**

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

**WHEREAS**, the Township Council did authorize and enter into a developer's agreement dated April 3, 1991 with Congregation Magen David/Synagogue of West Deal for a Conditional Use Permit, Preliminary and Final Site Plan Approval for property located on Block 25, Lot 33, 395 Deal Road, to construct a new synagogue sanctuary and social hall; and

**WHEREAS**, Congregation Magen David/Synagogue of West Deal has heretofore deposited with the Township of Ocean performance guarantees totaling \$255,600.00 in the form of Performance Bond No. 007726 issued by International Fidelity Insurance Company in

the amount of \$230,040.00 and cash in the amount of \$25,560.00 to guarantee the completion of all improvements on premises known as Block 25, Lot 33 located at 395 Deal Road; and

**WHEREAS**, the Township Council granted a reduction of the performance guarantees to \$76,680.00 by way of resolution dated January 3, 1996; and

**WHEREAS**, the Township Clerk is in receipt of a letter from Donald Epstein, on behalf of Congregation Magen David/ Synagogue of West Deal, requesting release of the performance guarantees; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated December 14, 2011 and made a part hereof, that the improvements have been substantially completed and the remaining work is now covered by a new performance guarantee and said representative of the Township Engineer recommends the release of the aforementioned performance guarantees and the waiver of the maintenance guarantees since improvements were installed more than ten (10) years ago; and

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

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Congregation Magen David/Synagogue of West Deal
6. International Fidelity Insurance Company

**b. Block 33.16, Lot 3 – 1915 Highway 35 – Manolakis Professional Plaza**

**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 by the Township Engineer; and

**WHEREAS**, the Township Council did authorize and enter into a Developer's Agreement dated October 4, 2010 with Manolakis Professional Plaza, LLC for Site Plan and Bulk Variance Approval to utilize a 4,683 square foot portion of an existing office building for the purpose of a retail pharmacy and to make changes to the parking layout, including the elimination of the direct access to the parking area facing Route 35 and a modification of the parking area at the rear of the building on premises known as Block 33.16, Lot 3 located at 1915 Highway 35; and

**WHEREAS**, Manolakis Professional Plaza, LLC has heretofore deposited with the Township of Ocean performance guarantees totaling \$49,320.00 in the form of Cash to guarantee completion of all improvements on premises known as Block 33.16, Lot 3 located at 1915 Highway 35; and

**WHEREAS**, the Township Clerk is in receipt of a letter from George E. Manolakakis, on behalf of Manolakis Professional Plaza, LLC, 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 December 8, 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 \$49,320.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of maintenance guarantees in the sum of \$6,165.00, said maintenance guarantee 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. Manolakis Professional Plaza, LLC

**12-006 Authorize the Release of Maintenance Guarantees for the following:**

**a. Block 105, Lot 22 – 1304 Maple Avenue – Kolarsick Builders, Inc.**

**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**, Kolarsick Builders, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,035.00 for premises known as Block 105, Lot 22 also known as 1304 Maple Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated December 12, 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 \$1,035.00 is hereby released, canceled and discharged in accordance with the recommendation of the Township engineer subject to the satisfaction of outstanding and anticipated engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official

4. Director of Community Development
5. Kolarsick Builders, Inc.

**b. Block 115, Lot 4 – 1404 Vina Avenue – Kolarsick Builders, Inc.**

**WHEREAS**, the Township Council did authorize and enter into a Developer's Agreement dated March 19, 2008 with Noah Kolarsick/Kolarsick Builders, Inc. for minor subdivision approval to subdivide the existing lot into two (2) new lots for property known as Block 115, Lot 4 located at 1404 Vina Avenue; and

**WHEREAS**, performance guarantees totaling \$21,120.00 were posted in the form of Cash; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees on September 21, 2009; and

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

**WHEREAS**, Noah Kolarsick/Kolarsick Builders, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$2,640.00 for property known as Block 115, Lot 4 located at 1404 Vina Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated December 12, 2011, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$2,640.00 is hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Noah Kolarsick/Kolarsick Builders, Inc.

**c. Block 216, Lot 8 – 1015 Highway 35 – Azure Holdings, Inc./Dunkin Donuts**

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

**WHEREAS**, the Township did authorize and enter into a developer's agreement dated October 22, 2003 with Azure Holdings, Inc./Dunkin Donuts for minor site plan approval with variances described as Block 216, Lot 8 located at 1015 Highway 35 North; and

**WHEREAS**, performance guarantees were posted totaling \$102,384.30 in the form of Performance Bond #69593498 issued by Western Surety Company, Sioux Falls, SD in the amount of \$92,145.87 and cash in the amount of \$10,238.43 to guarantee the completion of all improvements on premises known as Block 216, Lot 8 located at 1015 Highway 35 North; and

**WHEREAS**, the Township Council did authorize the release of performance guarantees and acceptance of a \$12,798.04 maintenance bond by way of resolution dated October 15, 2007; and

**WHEREAS**, Azure Holdings, Inc./Dunkin Donuts has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$12,798.04 for Block 216, Lot 8 located at 1015 Highway 35; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated January 11, 2012, a copy of which is on file in Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$12,798.04 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Director of Finance
5. Azure Holdings, Inc./Dunkin Donuts
6. The Service Insurance Company Inc.

**d. Block 10, Lot 23.01 – 14 Saxony Drive – Richard A. Gindi**

**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**, Richard A. Gindi has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$315.00 for premises known as Block 10, Lots 22.01 and 23.01 also known as 14 Saxony Drive; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated January 20, 2012, 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 \$315.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Richard A. Gindi

**e. Block 12.03, Lot 4 – 155 Larchwood Avenue – Monmouth Custom Builders**

**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**, Monmouth Custom Builders, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,912.00 for premises known as Block 12.03, Lot 4 also known as 155 Larchwood Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated January 20, 2012, 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 \$1,912.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Monmouth Custom Builders, Inc.

**f. Block 20, Lot 16 – 282 Park Avenue – Essential Homes, LLC**

**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**, Essential Homes, LLC has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$4,260.00 for premises known as Block 20, Lot 16 also known as 282 Park Avenue; and

**WHEREAS**, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated January 20, 2012, 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 \$4,260.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official

- 4. Director of Community Development
- 5. Monmouth Custom Builders, Inc.

**12-007 Authorization to accept bids for the following:**

**a. Toro Groundmaster 7210 Mower**

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

***Toro Groundmaster 7210 Mower***

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

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

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

- 1. Township Manager
- 2. Director of Public Works

**12-008 Authorize appointment to the Township of Ocean Sewerage Authority effective February 1, 2012**

**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:

**TOWNSHIP OF OCEAN  
SEWERAGE AUTHORITY**

	<i>Member</i>	<i>Starting</i>	<i>Ending</i>
5 year term	Richard G. Bernhardt, P.E.	February 1, 2012	January 31, 2017

**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

**12-009 Approve membership in the Whale Pond Brook Watershed Association**

**SUPPORTING MEMBERSHIP IN THE WHALE POND BROOK WATERSHED ASSOCIATION**

**WHEREAS**, it is the desire of the Mayor and Council of the Township of Ocean to promote matters which benefit the health, welfare, comfort and safety of the citizens of the community; and

**WHEREAS**, the Whale Pond Brook watershed is a body of water that begins in Tinton Falls and continues to the Atlantic Ocean through Eatontown, Ocean Township, West Long Branch and Long Branch; and

**WHEREAS**, volunteers from Tinton Falls, Eatontown, Ocean Township, West Long Branch and Long Branch have been working together to help restore the Whale Pond Brook watershed, including Takanassee Lake; and

**WHEREAS**, Ocean Township staff officials, Environmental Commission and Green Team members have been working to enhance the watershed along with the aforementioned volunteers; and

**WHEREAS**, the Whale Pond Brook Watershed Association has a vision to restore the eroded banks and improve water quality in the Whale Pond Brook watershed and be able to walk along the greenway from its source to the ocean. The greenway and water body would become an attraction for residents and tourists alike with its beautiful hike from the Whale Pond Preserve to the ocean and include historic sites like the 100-year-old Ross Island cottage, the old Brinley grist mill site, the Woodrow Wilson Hall at Monmouth University and beautiful Takanassee Lake; and

**WHEREAS**, a Whale Pond Brook Watershed Association was duly incorporated in NJ on July 21, 2011 to improve, restore and enhance the watershed and requests all aforementioned municipal stakeholders join as formally supporting members so that our efforts are unified and formalized over the entire watershed; and

**WHEREAS**, the Whale Pond Brook Watershed Association believes we found a way to make the dream possible through various grants but the grants require that a partnership be formed. Such grants are exemplified through the EPA 2011 Urban Small Waters Grant:

**NOW, THEREFORE BE IT RESOLVED**, by the Township of Ocean, County of Monmouth, that we hereby approve membership in the Whale Pond Brook Watershed Association to support watershed restoration efforts.

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

1. Whale Pond Brook Watershed Association
2. Environmental Commission

**Vote on All Consent 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: 5,900,911.69**

**Township of Ocean  
Department of Finance  
Voucher List for January 25, 2012**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
33 EAST CAR WASH OF OCEAN	PD- CAR WASHES - DECEMBER 2011	138.48	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES- NOV 11	33.00	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES- DEC 11	34.00	
AFLAC - NEW YORK - FLEX ONE	DEC 2011 MEDFLEX ADMIN FEES	50.00	
ALL AMERICAN TURF INC	December lawn mower parts	711.80	
AMC EMBROIDERY	Inclement Weather Gear	234.00	
AMERICAN WEAR INC	December uniform rental	688.92	
AMERICAN WEAR INC	December rags for shop use	48.00	
ANCHOR RUBBER STAMP	NJ NOTARY POCKET SEAL	24.00	
ARBUS, MARTIN ESQ C1100015	TWP ATTORNEY 12/11 LEGAL SVCS	5,882.00	
ARMSTRONG TREE SERVICE LLC	Emergency Removal/373 Lake Ave	750.00	
ATB SERVICES LLC	PD-ALARM REGISTRATION SERV/JUN	7,120.00	
ATB SERVICES LLC	PD-ALARM REGISTRATION SERV/JUL	2,940.00	
ATB SERVICES LLC	PD-ALARM REG SERV/AUGUST 2011	1,010.00	
ATLANTIC PLUMBING SUPPLY CORP	December plumbing supplies	721.25	
ATLANTIC SAFETY PRODUCTS	PD- CIB EVIDENCE SUPPLIES	97.45	
AUTOMATIC RESPONSE SYSTEMS	REPLACE. GEAR KIT 4 SHREDDER	163.00	
BANISCH ASSOCIATES, INC.	PROFESSIONAL PLANNING SERVICES	1,172.50	
BENDINER & SCHLESINGER INC	DEC COMM SERV DRUG SCREENS	566.50	
BERGEY'S INC	December misc parts	223.48	
BIRDSALL ENGINEERING, INC. C1100026	BENEFIT COST ANALYSIS - FEMA	2,000.00	
BOARD OF FIRE COMMISSIONERS	PD-50% OF OPTICOM MAINTENANCE	1,676.78	
BROWN, SANFORD ESQ	PB General	826.00	
BULLET LOCK & SAFE CO INC	December misc keys etc.	84.65	
CABLEVISION	Walepond(A)#07866-196447-01-6	73.54	
CABLEVISION	Townhall Acc#07866-186654-01-9	74.90	
CARDINAL ROOFING & SIDING CORP	Repair roof/Roller Rd.	1,600.00	
CHOICE SIGNS	Signs/Adopt a spot & Council	185.00	
CLARKE CATON HINTZ C1100013	AFFORDABLE HOUSING DEC 2011	5,641.13	
CLEARVIEW SPRING WATER	December bottled water for Twp	225.00	
COUNTRY CLEAN INC	Kraft Roll Towels/Twp. supply	1,614.75	
CRAFT OIL CORP	Heavy Duty Diesel Engine Oil	4,589.00	
DAVISON CARPET CLEANING	Clean carpets in Building Dept	180.00	
DAVISON CARPET CLEANING	CTGC CARPET CLEANING	90.00	
EATONTOWN MEDICAL ASSOC PA	PD-PHYSICAL- BOWENS & KLEIN	694.00	
EATONTOWN MEDICAL ASSOC PA	PD-HEP B SHOTS-CLUNE/KOLODZIEJ	220.00	
EDWARDS TIRE CO INC	December Recap & Service tires	2,058.01	
EDWARDS TIRE CO INC	December tires for Twp.	2,689.11	
ELECTRONIC MEASUREMENT LAB INC	Maintenance/calibration meters	835.78	
F & C AUTOMOTIVE SUPPLY INC	November misc parts for Twp	3,029.01	
F & C AUTOMOTIVE SUPPLY INC	December parts for Twp.	2,470.38	
F & C AUTOMOTIVE SUPPLY INC	MISC PARTS OCT 2011	2,928.28	
FEDEX	PD- ALCOTEST PARTS RECERT	39.53	
FEDEX	SHIPPING FOR BAN ISSUE	24.80	
FEDEX	Shipping to Linesystems	45.55	
GALETON GLOVES INC	Temp-Flex Ext. Cords for stock	262.20	
GARDEN STATE HWY PRODUCTS INC	Street Signs Replacement	1,470.00	
GARIFINE, JACK	SUPERVISOR SOCCER DEC-JAN	136.50	
GIANNONE, SUSAN	REIMBURSE FINGERPRINTING	26.25	
GILES & RANSOME INC	December misc loader parts	33.11	
GOVCONNECTION INC	Barracuda Energize Updates	633.25	
HANBURY, RAYMOND F. JR. PHD	PD-PSYCH EVAL'S BOWENS & KLEIN	1,000.00	
IDEAL LUMBER & SUPPLY CO	December Lumber & Support	1,336.45	
IDESCO CORP	FARGO Printer Repair	503.33	
JAMES HIGGINS ASSOCIATES	PB Reviews and Meeting	231.25	

## MEETING MINUTES

JANUARY 25, 2012

JEFFREY R SURENIAN & ASSOC LLC C1100008	NOV 2011 AFFORDABLE HOUSING	2,594.15
JERSEY CENTRAL POWER & LIGHT	November electric usage	7,413.63
JERSEY CENTRAL POWER & LIGHT	December electric general use	8,024.68
JIM CURLEY PONTIAC GMC TRUCK	December parts for Twp.	620.77
JOHN F TRAINOR INC	COURT REPORTING ON 12/8/11	608.50
KELLY WINTHROP, LLC.	Remove Dead Deer	180.00
KEPWEL SPRING WATER CO	DHS WATER DECEMBER	71.20
KLEIN, JOYCE M.	NJSBM CASE NO. 11-0342	1,000.00
L3 COM MOBILE-VISION INC	PD- SERVICE CALLS - DEC 2011	183.75
LAKEWOOD AUTO/ASBURY NAPA	Remanufactured engine/OEM	1,785.00
LAKEWOOD AUTO/ASBURY NAPA	November misc parts for Twp	2,638.91
LAKEWOOD AUTO/ASBURY NAPA	December misc parts for Twp.	1,857.01
LANGUAGE LINE SERVICES	PD-PHONE INTERPRET - DEC 2011	39.33
LANIGAN ASSOCIATES INC	PD- SAFETY SUPPLIES - DEC 2011	86.95
LEE BATTERY SERVICE INC	December misc batteries	243.24
LERTCH RECYCLING CO	November recycle brush	908.74
LERTCH RECYCLING CO	December recycle brush	1,117.62
LESCO - PROX	December misc supplies for Twp	42.24
LOWES INC	December building supplies	1,849.62
MAIN ELECTRIC SUPPLY CO INC	December electric supplies	1,497.34
MC KENNA, DU PONT, HIGGINS & C1100007	12/6/11 TAX APPEALS BILLING	8,010.00
MGL PRINTING SOLUTIONS	15,000 PERMIT ENVELOP SHIPPING	580.00
MON CTY TRAFFIC OFFICERS ASSOC	PD- AGENCY DUES 2011/2012	45.00
MONMOUTH COUNTY TREASURER	SCAT 4TH QUARTER SENIOR RIDES	3,000.00
MONMOUTH COUNTY TREASURER	PD-2011 SHARED SERV COMPTR FEE	38,518.60
NAT'L ARBOR DAY FOUNDATION	ANNUAL MEMBERSHIP 11/11-10/12	20.00
NEPTUNE AUTO SUPPLY	November misc parts for Twp.	1,302.08
NEPTUNE AUTO SUPPLY	December misc parts for Twp.	1,090.26
NEPTUNE DOOR CO	Torsion Bar/Garage door/Bay 2	652.00
NORCIA CORP	December misc parts for Twp.	4,717.72
OLD DOMINION BRUSH CO	Solenoid for 1 man leaf vac.	716.00
PROFESSIONAL DIVERS INC	PD- DIVE EQUIPMENT MAINTENANCE	943.85
QSCEND TECHNOLOGIES INC C1100016	1/1-12/31/12 WEBSITE DESIGN	1,500.00
QUIKIE PRINT & COPY SHOPS	Request for Leave/Absence Form	221.00
RACHLES/MICHELE'S OIL CO	December unleaded/diesel fuel	45,381.80
REALTY APPRAISAL CO	2011 ADDED ASSESSMENTS	9,650.00
RUDERMAN & GLICKMAN PC C1100006	DEC 2011 LABOR RELATION MATTER	4,890.00
S & S WORLDWIDE INC	REC CAMP REPLACEMENT SUPPLIES	427.50
SANSONE FORD LINCOLN MERCURY	Repairs to road truck #9	85.00
SEA BREEZE FORD INC	Turbo Charger/Truck 9	985.83
SEA BREEZE FORD INC	December misc parts for Twp.	244.93
SEABOARD WELDING SUPPLY INC	PD- OXYGEN REFILLS - DEC 2011	163.00
SEABOARD WELDING SUPPLY INC	November propane for patch	374.12
SEABOARD WELDING SUPPLY INC	December propane for patch	617.65
SEACOAST CHEVROLET OLDSMOBILE	December misc parts for Twp	382.48
SEACOAST CHEVROLET OLDSMOBILE	December vehicle repairs	1,437.69
SIPERSTEIN'S PAINT	December misc paint & brushes	146.95
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - DEC 11	795.48
SPRINT PO MANAGEMENT	Service for Nov 27 - Dec 26	49.99
STAVOLA ASPHALT CO INC	December 1st half patch	298.27
STAVOLA ASPHALT CO INC	December 2nd half patch	226.40
STEWART BUSINESS SYSTEMS	Printing Services	504.76
SUPERIOR OFFICE SYSTEMS INC	PD- COPIER SERVICE - DEC 2011	162.00
SUPPLY KING INC	Clear bags/Janitorial Supplies	3,421.50
THE NEW COASTER LLC	DECEMBER 2011 ADVERTISING	34.72
TREASURER COUNTY OF MONMOUTH	December dumping fees	45,721.87
TRICO EQUIPMENT SERVICES LLC	December misc parts for Twp	56.28
URBAN ENGINEERS, INC. C1100029	SAFE ROUTE TO SCHOOL PROJECT	4,500.00
US 1 AUTO PARTS	December misc parts for Twp	504.21
VANTAGE CUSTOM CLASSICS INC	CTGC STAFF SHIRTS	662.39
VERIZON BUSINESS FIOS	FIOS@Library Acc#7325314664647	100.78
VERIZON WIRELESS	December Verizon air card	40.01

**MEETING MINUTES****JANUARY 25, 2012**

W B MASON CO INC	PD- REPLENISH PAPER SUPPLY	824.70
W H POTTER & SON INC	December misc lawn mower parts	533.78
W W GRAINGER INC	November misc supplies	862.09
W W GRAINGER INC	December misc supplies	251.28
WEATHERWORKS	Weather service contract	1,550.00
WPCS INT'L INC - LAKEWOOD	PD- SERV/MAINTAINANCE-DEC 2011	151.25

**Total** 282,253.82

**Total Appropriation Reserves Payments** 282,253.82

**2012 Current Fund Appropriation Payments**

AMODIO, ANTONIO V JR	PD- MEAL REIMBURSEMENT	44.76
ARBUS, MARTIN ESQ C1200005	TWP ATTORNEY JANUARY 2012	6,086.66
CHRISTIE, JAMES J	PD- SLEO II UNIFORM REIMBURSE	98.46
DANNY AIKEN	Supervise Youth Basketball	148.50
DELTA DENTAL OF NJ INC	Jan Detal Dental	10,370.53
EDMUNDS & ASSOCIATES INC	2012 ANNUAL SOFTWARE SUPPORT	12,644.00
FLAGSHIP DENTAL PLANS	January Flagship Dental Ins	472.57
FORT DEARBORN LIFE INS CO	January Life Insurance	563.10
GANNETT NJ NEWSPAPERS	A/C 009459 JAN-12 ADVERTISING	27.00
GANNETT NJ NEWSPAPERS	ADVERTISING ON JAN 12,2012	47.00
MID JERSEY MUN JOINT INS FUND	1ST INSTALLMENT 2012 ASSMT BIL	238,583.50
MID JERSEY MUN JOINT INS FUND	2ND INSTALLMENT 2012 ASSMT BIL	238,583.50
NJ STATE HEALTH BENEFITS FUND	January Health Ins	184,807.05
THATCHER, LINDA	Supervise Youth Basketball	90.00
THE NEW COASTER LLC	LEGAL AD ON JAN 12, 2012	51.46
TWP OF OCEAN RECREATION ACCT	1ST INSTALLMENT BBALL OFFICIAL	9,000.00
TWP OF OCEAN SEWERAGE AUTH	1ST QTR 2012 SEWER PAYMENT	2,279.45
VANTAGEPOINT TRANSFER AGENTS	January RHS Payment	11,261.71
VERIZON	BROADBAND SERVICES 1/12	118.52
VERIZON	HSD HIGH SPEED INTERNET 1/12	71.12
WARAR, NEIL	Youth B-ball Supervisor	166.75

**Total** 715,515.64

**Non Budget Account Payments**

GAGLIANO & COMPANY 00010	TAX APPEAL DEFENSE	8,060.00	C0-
McCARTER & ENGLISH, LLP	TAX APPEAL REFUND BL 33 L 26	3,750.56	
MIZRAHI, FAITH	TAX APPEAL REFUND BL 24 L 10	743.33	
TREASURER OF SCHOOL MONIES	JAN 2012 SCHOOL TAXES PAYABLE	4,719,634.81	

**Total Non Budget Account Payments** 4,732,188.70

**Total 2012 Current Fund Appropriations Payments** 5,447,704.34

**General Capital Payments**

BOISE'S BUSINESS INTERIORS	PD- EXTENSION PIECE/ALTERMAN	253.76
CDW GOVERNMENT LLC	STARTECH DURARAK 22U Rack	620.00
CDW GOVERNMENT LLC	Netgear ReadyNAS storage	5,750.00
DOWNS FORD INC	PD- TAHOE EQUIP - TRUCK PAKS	469.36
GOVCONNECTION INC	PD- MIS EQUIPMENT - CIB	518.94
GOVCONNECTION INC	HP DL360 G7 Server	5,359.98
INTEGRATED AQUATICS ENGINEERIN C1100025	REPLASTERING OF MAIN POOL	4,500.00
LEON S AVAKIAN INC	COLONIAL TERRACE GOLF COURSE	5,785.00
MAACO COLLISION REPAIR & AUTO	PD- PAINT NEW TAHOE'S	1,015.00
MECO, INC. C1100023	2011 ROADWAY IMPROVEMENT	88,507.44
STEWART BUSINESS SYSTEMS	Printing Services	636.82
VIRTUAL F/X	PD- NEW TAHOE GRAPHICS	1,080.00

**Total** 114,496.30

**Total General Capital Payments** 114,496.30

**Grants Payments**

BENDINER & SCHLESINGER INC	DEC COMM SERV DRUG SCREENS	1,300.00
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**MEETING MINUTES**

**JANUARY 25, 2012**

DRAEGER SAFETY DIAGNOSTIC INC	PD/DDEF- ALCOTEST RECERT	142.00
GOVCONNECTION INC	PD/DDEF - SURGE SUPPRESSOR	49.70
LANIGAN ASSOCIATES INC	PD/GRANT-BODY ARMOR	716.95
MUNICIPAL MEDIA CORP	Printing/Ship 2012 Calendars	7,334.24
NJ STATE HEALTH BENEFITS FUND	January Health Ins	3,005.65
NORCIA CORP	Rear Cameras for leaf trucks	1,095.82

**Total** **13,644.36**

**Total Grants Payments** **13,644.36**

**TORTA Payments**

BSN SPORTS	SCOREBOARD	379.99
GINA RAVASCHIERE	TORTA REFUND	65.00
HETAL SHAH	TORTA REFUND	65.00
NASCO	SENIOR PAINTING SUPPLIES	576.95
PRINGLE, RYAN	SUPERVISOR INST.BB-1ST PAYMENT	240.00
S & S WORLDWIDE INC	SUPPLIES FOR TORTA CHILD PROG	89.99
TWP OF OCEAN RECREATION ACCT	1ST INSTALLMENT BBALL OFFICIAL	1,800.00

**Total** **3,216.93**

**Total TORTA Payments** **3,216.93**

**Trust Other Payments**

CELLI, MICHAEL G JR ESQUIRE	PROFESSIONAL SVCS 12/13/2011	250.00
LEON S AVAKIAN INC	THRU APR 2011 509 WILDWOOD	250.00
LEON S AVAKIAN INC	ENGINEER INSPECTIONS 2011	2,997.50
LEON S AVAKIAN INC	ENGINEER INSP THRU JAN 12,2012	520.00
MAJOR POLICE SUPPLY	REPL. PUSH PADS 2010 PD TAHOE	54.00
MASER CONSULTING, P.A.	DEC 2011 PROFESSIONAL SERVICES	328.75
TWP OF OCEAN CURRENT FUND	SpecDuty AdminFees	6,835.00
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation	13,210.69
TWP OF OCEAN PAYROLL ACCOUNT	Special Duty Payroll	14,610.00
VIRTUAL F/X	RESTRIPE 2010 PD TAHOE - MVC	540.00

**Total** **39,595.94**

**Total Trust Other Payments** **39,595.94**

**Total Bill List for January 25, 2012**

Appropriation Reserve Total	<b>282,253.82</b>
Current Fund Total	<b>5,447,704.34</b>
General Capital Fund Total	<b>114,496.30</b>
State & Federal Grant Total	<b>13,644.36</b>
Law Enforcement Trust Total	
TORTA Total	<b>3,216.93</b>
Trust Other Total	<b>39,595.94</b>
Animal Control Total	
Bid Deposit Refund	
State Unemployment Trust	
Trust Assessment Fund	
Total of All Funds	<b>5,900,911.69</b>

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Evans	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 for those in which a conflict exists:  
 Sanford Brown, Esq.  
 James Higgins Associates  
 Kepwell Spring Water Co.

**RESOLUTIONS:**

**12-010 Authorize the Mayor and Municipal Clerk to execute the Agreement with Monmouth County for the Special Citizens Area Transportation (SCAT) for 2012.**

**WHEREAS**, the Township of Ocean heretofore entered into an agreement as authorized by resolution dated November 19, 2007 with the Monmouth County Board of Chosen Freeholders, specifically the Office of Special Citizens Area Transportation (SCAT), to provide certain services to senior citizens and handicapped individuals, among others, residing within the Township of Ocean for the year 2008 pursuant to an agreement between the Township of Ocean and the Board of Chosen Freeholders of Monmouth County; and

**WHEREAS**, the Township Council wishes to continue said services through the calendar year 2012 at a cost of \$150.00 per half day; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following: SCAT Program - account # 2-01-28-797-304;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the aforesaid agreement be renewed for the calendar year 2012 at a cost of \$150.00 per half day; and

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

1. Henry R. Nicholson, Director  
 Monmouth County Special Citizens Area Transportation (w/ 3 certified copies)
2. Richard F. Ponton, Director of Human Services

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

**12-011 Authorize a contract for the following:**

**a. Geese Chasers, LLC to provide environmentally safe geese control**

**WHEREAS**, the Township of Ocean owns and operates the Colonial Terrace Golf Course; and

**WHEREAS**, the Township of Ocean is desirous of providing environmentally safe goose control measures to deter geese from the grounds of the facility; and

**WHEREAS**, the Township of Ocean desires to enter into an annual agreement with Geese Chasers, LLC, 42 Broadacre Dr., Mt. Laurel, NJ 08054 for the provision of the aforementioned services in an amount not to exceed \$12,100.00 for 2012; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation:

Colonial Terrace Golf Course – Outside Services – 2-01-28-799-252

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Township Manager is hereby authorized to execute a service contract with Geese Chasers, LLC for 2012 goose control measures at the Colonial Terrace Golf Course at a cost not to exceed \$12,100.00; and

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

1. Geese Chasers, LLC
2. Department of Human Services
3. Director of Finance

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				

**b. Vic Gerard Golf Cars to provide 23 golf cars for Colonial Terrace Golf Course**

**WHEREAS**, the Township of Ocean will resume operations of the Colonial Terrace Golf Course as of April, 2012; and

**WHEREAS**, the Township of Ocean intends to provide golf cars available for rent by course users during the operating season; and

**WHEREAS**, the Township of Ocean desires to enter into a full service lease agreement with Vic Gerard Golf Cars, LLC, 281 Squankum Road, Farmingdale, NJ 07727 for the provision of 23 reconditioned Club Car gasoline golf cars and two Club Car utility vehicles for the 2012 operating season in an amount not to exceed \$16,560.00; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation:

Colonial Terrace Golf Course – Outside Services 1-01-28-799-252

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Township Manager is hereby authorized to execute a Full Service Lease Agreement with Vic Gerard Golf Cars, LLC for the 2012 Colonial Terrace Golf Course operating season at a cost not to exceed \$16,560.00; and

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

1. Golf Car Specialties
2. Department of Human Services
3. Director of Finance

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				

**12-012 Authorize a contract with Seacoast Chevrolet to perform various vehicles repairs for the period January 1 through June 30, 2012 (State Contract #A76415)**

**WHEREAS**, the Township of Ocean wishes to authorize a contract with an outside vendor to perform vehicle repairs on various Township vehicles; and

**WHEREAS**, the State of New Jersey, Division of Purchase and Property has awarded a cooperative purchasing contract to Seacoast Chevrolet, Ocean Township, NJ under State Contract A76415; and

**WHEREAS**, it is the recommendation of the Director of Public Works that a contract be awarded to Seacoast Chevrolet, Ocean Township, NJ at a cost not to exceed \$30,000 for the period January 1, 2012 through June 30, 2012; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget for the Department of Public Works – Outside Repairs/Service - account #2-01-26-767-252;

**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 Seacoast Chevrolet, Ocean Township, NJ, to perform vehicle repairs on various Township vehicles for the period January 1, 2012 through June 30, 2012 at a cost not to exceed \$30,000.00; and

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

1. Director of Finance
2. Director of Public Works
3. Seacoast Chevrolet

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				

**12-013 Authorize the purchase of three (3) Chevrolet Caprice Police vehicles from Winner/TJH Chevrolet (State Contract #A79008) at a cost not to exceed \$77,500.00**

**WHEREAS**, N.J.S.A. 40:11-12 requires that any local contracting unit purchasing materials, supplies or equipment under a contract entered into by the State Division of Purchasing and Property shall authorize the award of such contract by Resolution of the Governing Body; and

**WHEREAS**, the State of New Jersey, Division of Purchase and Property has awarded a cooperative purchasing contract to Chas S. Winner/TJH Chevrolet, Cherry Hill, NJ under State Contract A79008; and

**WHEREAS**, the Director of Finance has certified that there are sufficient funds available in Purchase of Police Cars – O/E - account 2-01-30-810-355;

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of Ocean, Monmouth County that it does hereby approve the Township Manager’s execution of a purchase order to Chas S. Winner/TJH Chevrolet., Cherry Hill, NJ in an amount not to exceed \$77,500 for the purchase of three (3) Chevrolet Caprice 9C1 Police vehicles; 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. 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				

**12-014 Authorize the 2012 Tax Sale**

**RESOLUTION AUTHORIZING 2012 TAX SALE**

**WHEREAS**, the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, desires to collect all taxes, assessments, and other municipal charges that are now delinquent; and

**WHEREAS**, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2011 on October 18, 2012 at 10:00 AM in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997; and

**WHEREAS**, in lieu of any two publications, the Tax Collector is directed to mail notice to the property owner and to any person or entity entitled to notice of foreclosure pursuant to section 20 of P.L. 1948, c. 96 (C. 54:5-104.48) and may be given by regular or certified mail, the costs of which shall be added to the cost of the sale in addition to those provided in R.S. 54:5-38, not to exceed \$25.00 for each set of notices for a particular property.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, that the Tax Collector is hereby authorized to advertise for two consecutive weeks and directed to sell all municipal liens in accordance with New Jersey Law, and as stated above; and

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

1. Director of Finance
2. Deputy Tax Collector
3. 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				

**12-015 Setting 2012 Interest Rates and Penalties for Delinquent Taxes and Assessments**

**SETTING 2012 INTEREST RATES AND PENALTIES FOR DELINQUENT TAXES AND ASSESSMENTS**

**WHEREAS**, N.J.S.A.54: 4-67 et seq., permits the Governing Body to fix the rate of interest to be charged for the non-payment of taxes, assessments or other municipal charges.

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

1. The rate of interest on unpaid taxes, assessments or other municipal charges shall be eight (8%) percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquent taxes, assessments or other municipal charges that become delinquent after the due date and eighteen (18%) percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax, assessments or other municipal charges was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable and, where the 10<sup>th</sup> falls on a Saturday, Sunday or legal holiday, than they will be payable the next working day; and
2. In addition to the interest provided above, on all delinquencies in excess of Ten Thousand (\$10,000.00) Dollars not paid prior to the end of the fiscal year, the Tax Collector shall also collect a penalty of six (6%) percent of the amount of the delinquency in excess of Ten Thousand (\$10,000.00)
3. For all taxes, assessments, and other municipal charges sold as tax liens to outside lien holders or struck to the Township of Ocean, a redemption penalty shall be charge for an additional two (2%) percent when the redemption is over \$200.00 but not over \$5,000.00; four (4%) percent when the redemption is over \$5,000.00 but less than \$10,000.00 and six (6%) percent for redemptions in excess of \$10,000.

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

1. 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				

**12-016 Approve the 2012 Cash Management Plan**

**APPROVING AND ADOPTING THE 2012 CASH MANAGEMENT PLAN FOR THE TOWNSHIP OF OCEAN.**

**WHEREAS**, the Director of the Division of Local Government Services requires the annual adoption of a Cash Management Plan pursuant to guidelines in N.J.S.A. 40A:5-14; and

**WHEREAS**, the Mayor and Council and Municipal Clerk have received the 2012 Cash Management Plan from the Director of Finance and desire that the Township of Ocean, Monmouth County, follow the provisions contained in the plan for the investment of the Townships' idle funds;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Ocean, Monmouth County, approve and adopt the 2012 Cash Management Plan; and

**BE IT FURTHER RESOLVED** that two copies of this resolution be forwarded to the following:

1. Director of Finance
2. Township Auditor

**CASH MANAGEMENT PLAN OF THE TOWNSHIP OF OCEAN IN THE COUNTY OF MONMOUTH, NEW JERSEY**

**I. Statement of Purpose:**

This Cash Management Plan (the "plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investments ("Permitted Investments") of certain public funds of the Township of Ocean, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need

for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

**II. Identification of Funds and Accounts to be covered by The Plan.**

- A. The plan is intended to cover the deposit and or investment of the following funds and accounts of the Township of Ocean:
1. Current Fund Account
  2. Payroll Account
  3. General Capital Fund Account
  4. Other Trust Fund Accounts
  5. Animal Control Trust Fund Account
  6. Public Assistance Trust Fund Account
  7. Election Account
- B. It is understood that this Plan is not intended to cover certain funds and accounts of the Township of Ocean, Specifically:
1. Developers Escrow Account

**III. Designation of Officials of the Township of Ocean Authorized to Make Deposits and Investments Under The Plan.**

The Chief Financial Officer of the Township of Ocean or Designee is hereby authorized and directed to deposit and or invest the funds referred to in The Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Township of Ocean are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

**IV. Designation of Depositories.**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

- A. Bank of America (Formerly Fleet Bank)
- B. Hudson City Savings Bank
- C. Investors Savings Bank
- D. Ocean First/Central Jersey Bank
- E. New Jersey ARM
- F. New Jersey Cash Management Plan
- G. Provident Savings Bank
- H. Santander (Formerly Sovereign Bank)
- I. TD Bank
- J. Wells Fargo (Formerly Wachovia Bank)

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official(s) referred to in Section III above.

**V. Official Check Signers**

The Township of Ocean does hereby designate the following to be the official check signers for all accounts: Director of Finance, Township Manager and the Township Clerk.

**VI. Designation of Brokerage Firms and Dealers With Whom The Designated Officials May Deal.**

There are currently no Brokerage Firms or Dealers with whom the Designated Officials may deal with. In the event that, subsequent to the passage of this Plan by the Governing Body of the Township of Ocean, a resolution shall be made and duly passed authorizing amendment of this plan, all such brokerage firms and or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official(s) referred to in Section III above.

**VII. Authorized Investments.**

- A. Except as otherwise specifically provided for herein, the Designated Official(s) is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments.
1. Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America including Treasury Bills, Treasury Notes and Treasury Bonds.
  2. Government money market mutual funds.
  3. Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.
  4. Bonds or other obligations of the local unit or school districts of which the local unit is a part.
  5. Any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments.
  6. Local government investment pools, such as New Jersey CLASS, and the New Jersey Arbitrage Rebate Management (NJ ARM) program.
  7. New Jersey State Cash Management Fund.
  8. Repurchase agreements (repos) of fully collateralized securities if:
    - a. The underlying securities are permitted investments pursuant to paragraphs 1 and 3 of this subsection A;
    - b. The custody of collateral is transferred to a third party;
    - c. The maturity of the agreement is not more than 30 days
    - d. The underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
    - e. A master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool " shall have the following definitions:

**Government Money Market Mutual Fund.** An investment company or investment trust:

- a. which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- b. The portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- c. Which has:
  - i. attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
  - ii. retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec.80b-1 et seq., with experience investing in U.S. Government Securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

**Local Government Investment Pool.** An investment pool:

- a. Which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- b. Which is rated in the highest category by a nationally recognized statistical rating organization;
- c. Which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- d. Which is in compliance with rules adopted pursuant to the "Administrative Procedure Act." P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments.
- e. Which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- f. Which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c,9 (C349:3-56) and has at least \$25 million in capital stock (or equivalent

capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

- B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:
1. All Permitted investments are to have a maturity of not more than 397 Days. Permitted investments are as follows:
    - a. Certificates of Deposit.
    - b. New Jersey Cash Management Plan.
    - c. New Jersey Arbitrage Rebate Management Program.
    - d. U.S. Government Treasury Bills, Notes, and Bonds not having a maturity greater than 1 year.
    - e. Government Money Market Mutual Funds.

**VIII. Safekeeping Custody Payment and Acknowledgement of Receipt of Plan.**

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township of Ocean, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township of Ocean to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments or securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Township of Ocean or by a third party custodian prior to or upon the release of the Township of Ocean's Funds.

To assure that all parties with whom the Township of Ocean deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

**IX. Reporting Requirements.**

On the fifteenth day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the Township Manager of the Township of Ocean a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Township of Ocean.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments

- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the Township Manager.

**X. Term of Plan.**

This Plan shall be in effect from January 1, 2012 to December 31, 2012. Attached to this Plan is a resolution of the governing body of the Township of Ocean approving this Plan for such period of time. The Plan may be amended by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

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				

**12-017 Authorize the Township Manager to execute an agreement with the United States Department of Agriculture for wildlife management services for 2012 at a cost not to exceed \$2,714.00**

**WHEREAS**, the Township of Ocean is desirous of contracting with an entity to provide wildlife management in the Township; and

**WHEREAS**, the United States Department of Agriculture (herein referred to as "USDA") has submitted a proposal to assist the Township in this endeavor, which will include treatment and/or destruction of Canadian Geese nests and eggs throughout the nesting season at 7-14 day intervals; and

**WHEREAS**, as per the proposal submitted, the cost for said wildlife management is \$2,714.00; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriations: Colonial Terrace Golf Course – Contract Services – account #2-01-28-799-247;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize a contract with the United States Department of Agriculture to perform wildlife management services, including the treatment and/or destruction of Canadian Geese nests and eggs throughout the nesting season at 7-14 day intervals; and

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are authorized to execute any and all documents related to this contract; and

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

1. Township Manager
2. Director of Public Works
3. Director of Human Services
4. United States Department of Agriculture

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				

**12-018 Consideration of the following bids:**

**a. Ocean Community Pool Re-plastering**

**WHEREAS**, the Township of Ocean authorized the receipt of bids for the Ocean Community Pool Resurfacing on August 8, 2011; and

**WHEREAS**, the Township Clerk did duly advertise on December 13, 2011 to receive bids for said project; and

**WHEREAS**, in connection therewith the following seven (7) bids were received by the Township of Ocean on January 10, 2012: American Pool Enterprises, Edison, NJ; Pugliese Pool Service, West Orange, NJ; Norberto Construction, Inc., Medford, NY; All State Technology, Inc., Oak Ridge, NJ; Mid American Pool Renovation, Inc., Grandview, MO; Stoneridge Aquatic Construction, Feasterville, PA and Aquatic Dynamics Incorporated, Mt. Sinai, NY; and

**WHEREAS**, it was determined that the lowest responsible bidder meeting specifications for the bid was American Pool Enterprises, Edison, NJ; and

**WHEREAS**, the Township Manager, the Recreation Director and Integrated Aquatics Engineering, Inc., the Townships Project Engineer, have recommended that a contract be awarded to American Pool Enterprises, Edison, NJ, as per their bid proposal for the Community Pool Resurfacing at a cost not to exceed \$189,716.00; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation: Pool Resurfacing, account #C-04-55-934-945;

**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 American Pool Enterprises, Edison, NJ for the Ocean Community Pool Resurfacing as set forth in their bid submitted in the amount of \$189,716.00; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders; 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; and

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

1. American Pool Enterprises
2. Director of Human Services
3. Recreation Director
3. Director of Finance
4. 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				

**b. HVAC Improvements**

**WHEREAS**, the Township of Ocean authorized the receipt of bids for the HVAC Renovations at the Municipal Building on December 5, 2011; and

**WHEREAS**, the Township Clerk did duly advertise accordingly to receive bids for said project; and

**WHEREAS**, in connection therewith the following ten (10) bids were received by the Township of Ocean on January 4, 2012: Preferred Mechanical, Inc., Aberdeen, NJ; Thassian Mechanical Contracting, Inc., Belford, NJ; DeSesa Engineering Company, Inc., Livingston, NJ; Midcoast Mechanical, Inc., Neptune, NJ; Sunnyfield Corp., Ocean, NJ; Performance Mechanical Corp., Wall, NJ; Air Control Technology, Inc., West Berlin, NJ; Gabe Scanga, Inc., Farmingdale, NJ; Falasca Mechanical, Vineland, NJ and Kappa Construction Corp., Ocean, NJ; and

**WHEREAS**, it was determined that the lowest responsible bidder meeting specifications for the bid was Preferred Mechanical, Inc., Aberdeen, NJ; and

**WHEREAS**, the Township Manager and Johnson & Urban, LLC, the Townships Project Engineer, have recommended that a contract be awarded to Preferred Mechanical, Inc., Aberdeen, NJ, as per their bid proposal for the HVAC Renovations in the Municipal Building at a cost not to exceed \$562,000.00; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriations:

- Ordinance #2145 Replacement – Town Hall Chiller(s)
- Ordinance #2156 Replacement Chillers/Boilers
- Ordinance #2171 Replacement Chillers/Boilers Town Hall

**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 Preferred Mechanical,

Inc., Aberdeen, NJ, for the HVAC Renovations in the Municipal Building as set forth in their bid submitted for a cost not to exceed \$562,000.00; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders; 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; and

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

1. Preferred Mechanical, Inc.
2. Public Works Director
3. Director of Finance
4. Johnson & Urban, LLC

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				

**12-019 Approve the following Labor Agreements:**

**a. Teamsters Local 177**

**WHEREAS**, the Township of Ocean desires to enter into a four (4) year agreement with the Local IBT No. 177 (Division of Sanitation – Department of Public Works) for the period January 1, 2010 through December 31, 2013; and

**WHEREAS**, said agreements shall be entitled as follows: “Agreement between Township of Ocean, County of Monmouth and Local IBT No. 177 (Division of Sanitation) for the period January 1, 2010 through December 31, 2013” has been prepared consisting of 31 pages, and which is incorporated herein by reference; and

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, that it does hereby approve the aforementioned labor agreement between the Township of Ocean and the IBT No. 177 (Division of Sanitation – Department of Public Works) for the period January 1, 2010 through December 31, 2013; and

**BE IT FURTHER RESOLVED** that authorization is hereby given for the Mayor and Municipal Clerk to execute the aforementioned Agreement; and

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

1. Township Manager
2. Director of Finance
3. Director of Public Works
4. President – IBT No. 177

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				

**b. Teamsters Local 701**

**WHEREAS**, the Township of Ocean desires to enter into a five (5) year agreement with the Local IBT No. 701 for the period January 1, 2009 through December 31, 2013; and

**WHEREAS**, said agreements shall be entitled as follows: “Agreement between Township of Ocean, County of Monmouth and Local IBT No. 701 employees within the Department of Public Works for the period January 1, 2009 through December 31, 2013” has been prepared consisting of 48 pages, and which is incorporated herein by reference; and

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, that it does hereby approve the aforementioned labor agreement between the Township of Ocean and the IBT No. 701 employees within the Department of Public Works for the period January 1, 2009 through December 31, 2013; and

**BE IT FURTHER RESOLVED** that authorization is hereby given for the Mayor and Municipal Clerk to execute the aforementioned Agreement; and

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

1. Township Manager
2. Director of Finance
3. Director of Public Works
4. President – IBT No. 701

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				

**12-020 Accept the following Grants:**

**a. Cops in Shops – 2011/2012 College/Fall Initiative**

**WHEREAS**, the Township of Ocean has been selected as a recipient for the Cops in Shops – College/Fall Initiative 2011-2012 grant program; and

**WHEREAS**, this program utilizes National Highway Traffic Safety Administration Funds administered through the New Jersey Division of Highway Traffic Safety; and

**WHEREAS**, \$2,400 to cover overtime wages for the Township of Ocean Police Officers to perform alcohol incentive programs has been made available to the Township of Ocean; and

**WHEREAS**, the Township of Ocean Police Chief has recommended that this allocation be accepted.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Ocean, County of Monmouth, and New Jersey Division of Alcoholic Beverage Control, and Division of Highway Traffic Safety that the Cops in Shops – College/Fall Initiative 2011-2012 grant is hereby accepted.

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

1. Director of Finance
2. Chief of Police

Record of Vote	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				

**12-021 Authorize the Tax Collector to issue a refund to property owner(s) who have received a favorable State Tax Appeal judgments**

**RESOLUTION AUTHORIZING THE CANCELATION OF YEAR 2010 AND 2011 TAXES AND REFUNDING THE TAX OVERPAYMENTS RESULTING FROM NEW JERSEY STATE TAX COURT JUDGMENT TO THE TAXPAYER**

**WHEREAS**, the State of New Jersey Tax Court has rendered judgments on appeals made by a tax payer regarding the assessment of their property; and,

**WHEREAS**, the property had the assessment reduced by the State of New Jersey Tax Court resulting in a reduction in the total taxes to be paid to the Township of Ocean for the years 2010 and 2011; and

**WHEREAS**, proper procedures require that the tax assessments for the years 2010 and 2011 be adjusted and refunds be made for taxes overpaid in those years that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor’s Field Book;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township council of the Township of Ocean, County of Monmouth and State of New Jersey that it does hereby authorize the Tax Collector to adjust the years 2010 and 2011 tax assessments based on the State Tax Board Judgment and refund the tax overpayments for those years’ taxes as listed below:

Block/Lot	Property Owner	Property Address	2010	2011	Total Refund
24 10	MIZRAHI, FAITH	2126 KINGS HWY	743.33	-	743.33
33 26	SOMERSET TIRE SERVICE INC	1639 HIGHWAY 35	-	3,750.56	3,750.56
Totals			743.33	3,750.56	4,493.89

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

1. Tax Collector
2. Township Auditor

Record of Vote	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/Recues					
Absent/Excused	X				

**12-022 Authorize a contract with MTB, LLC to construct a canopy at the West Park Avenue Recreation Center at a cost not to exceed \$16,500.00**

**WHEREAS**, the Township of Ocean wishes to construct an entrance canopy at the West Park Avenue Recreation Facility; and

**WHEREAS**, the Township Engineer solicited proposals for the construction of said canopy; and

**WHEREAS**, the Township received proposals from the following two (2) companies: Cypreco Industries, Inc., Neptune, NJ and MTB, LLC, Ocean, NJ; and

**WHEREAS**, it is the recommendation from the Township Manager and Township Engineer that a contract be awarded to MTB, LLC, Ocean, NJ for said construction of a canopy at the West Park Avenue Recreation Facility at a cost not to exceed \$16,500.00; and

**WHEREAS**, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2012 Municipal Budget under the following line item appropriation: Public Works – Outside Services and Repairs 1-01-26-772-252

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Township Manager is hereby authorized to execute a service contract with MTB, LLC for the construction of the canopy at the West Park Avenue Recreation Center at a cost not to exceed \$16,500.00; and

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

1. MTB, LLC
2. Department of Human Services
3. Director of Finance

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				

**12-023 Authorize a Professional Services contract for site remediation with Groundwater & Environmental Services, Inc at a cost not to exceed \$5,000.00**

**WHEREAS**, the Township of Ocean is in need of the services of a licensed site remediation firm to oversee work at the Ocean Glades Condominium site; and

**WHEREAS**, the Township 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**, Groundwater & Environmental Services, Inc., Neptune, NJ, is an experienced firm in this field who is available to provide the necessary services per their proposal for the Township of Ocean at a cost not to exceed \$5,000.00; and

**WHEREAS**, the Township Manager has determined that the value of the services Groundwater & Environmental Services, Inc., Neptune, NJ will not exceed \$17,500.00 for the calendar year 2012; 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 Engineering Budget, account #1-01-20-715-201; and

**WHEREAS**, Groundwater & Environmental Services, Inc., Neptune, NJ, Neptune, NJ will submit a Business Entity Disclosure Certification and the C. 271 Political Contribution Disclosure Form certifying that Groundwater & Environmental Services, Inc., Neptune, NJ 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 Groundwater & Environmental Services, Inc., Neptune, NJ 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 Groundwater & Environmental Services, Inc., Neptune, NJ, as described herein with a not to exceed provision of \$5,000.00; 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. Groundwater & Environmental Services, Inc., Neptune, NJ

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:**

**Introduction(s):**

Ordinance #2180 – An Ordinance amending and supplementing Chapter XII of the (P.H. 2/22/12 Coaster) “Revised General Ordinances of the Township of Ocean, 1965” regulating the movement of traffic on municipal property

**AN ORDINANCE TO AMEND CHAPTER XII OF AN ORDINANCE ENTITLED “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965” REGULATION OF THE MOVEMENT OF TRAFFIC ON MUNICIPAL PROPERTY**

**BE IT ORDAINED** by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that Chapter XII, Section 12-16 Schedule XXII of an ordinance entitled “Revised General Ordinances of the Township of Ocean, 1965”, be and the same is hereby amended in the following manner:

**Section I**

**Section 12-16, Schedule XXII is hereby amended and supplemented by adding the following:**

a. Township Municipal Complex

5. Reserved for Police/Administration Vehicles: Police vehicle parking shall be located along the center driveway. Specifically, 21 stalls along the north side of the center driveway extending past the township building, and ten stalls located on the south side of the center driveway.

Police vehicle/equipment parking shall also be located in the northwest corner of the north and west driveways. Specifically, the last 6 stalls of the west driveway and the first 4 stalls of the northern most driveway. Township administration vehicles shall park in the 13 northern most stalls in the north driveway, east of the four police vehicles/equipment. See attached diagram for clarification.

c. West Park Recreation

e. Human Services Center & Historical Museum

1. No person shall park a vehicle except in designated areas and between the painted lines. There shall be no parking on the main driveways to and from the Human Services Center and Historical Museum.
2. Handicapped Parking: One handicapped parking stall shall be located in front of the main entrance to the Human Services Center. One handicapped parking stall shall be located in front of the main entrance to the Historical Museum.

3. Tow Away: Any vehicle parked or standing as to obstruct or impede the normal flow of traffic, block entrances or exit ways, loading zones, grass areas or lawns, pedestrian walkways, or present in any way a safety or traffic hazard, may be removed by towing the vehicle at the owner's or operator's expense.
4. Stop Intersections: A stop sign shall be installed on the south western end of the main driveway at Deal Road.
5. Traffic Designation: Traffic shall flow in both directions on the main driveways to the Human Services Center and Historical Museum.

f. Township Library

1. No person shall park a vehicle except in designated areas and between painted lines.
2. Handicapped Parking: There shall be four parking stalls located in front of the main entrance to the library.
3. Tow Away: Any vehicle parked or standing as to obstruct or impede the normal flow of traffic, block entrances or exit ways, loading zones, grass areas or lawns, pedestrian walkways, or present in any way a safety or traffic hazard, may be removed by towing the vehicle at the owner's or operator's expense.
4. Stop Intersections: A stop sign shall be installed at the eastern end of the main driveway from the Twp. Library.
5. Traffic Designation: Traffic shall flow in both directions throughout the library parking area and main driveway.

g. Twp. Of Ocean Community Gym and Sports Complex, 1100 W. Park Ave.

1. No person shall park a vehicle except in designated areas and between the painted lines.
2. Handicapped Parking: Three handicapped parking stalls located east of the main entrance.
3. Tow Away: Any vehicle parked or standing as to obstruct or impede the normal flow of traffic, block entrances or exit ways, loading zones, grass areas or lawns, pedestrian walkways, or present in any way a safety or traffic hazard, may be removed by towing the vehicle at the owner's or operator's expense.
4. Entrance and Exit: The western most driveway shall be an entrance only. The eastern most driveway shall be an exit only.

**Section II**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**Section III**

This ordinance shall take effect upon its final passage and publication as required by law.

## MEETING MINUTES

JANUARY 25, 2012

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:**

**Andrew Brannen**, Township Manager, reported that for the month of December 2011, the Township had one retirement – Maryann Ribaud, Deputy Tax Collector.

The following Councilmember(s) offered no report:  
Councilmembers Evans, Garofalo and Schepiga  
Martin Arbus, Esq., Township Attorney

**PUBLIC COMMENTS:**

**Florence Howell** discussed the concerns about the traffic pattern around the Asbury Circle.

Mayor Larkin reported that he had spoken to Assemblywoman Mary Pat Angelini, who relayed the Township's concerns to NJDOT. Assemblywoman Angelini requested information be sent to the NJDOT for the last twelve months. After review, it was determined that there was a significant decrease in accidents in that vicinity.

Ms. Howell also discussed the traffic backup around that circle due to the new traffic pattern.

**Brian Lefferson** inquired if the School Board of the Township had decided whether to move the School Board Election to November, which is now permitted.

Councilmember Garofalo explained that if the School Budget has an increase greater than 2%, the election would still need to be held in April.

Mayor Larkin stated that he would not be inclined to move it for the same reasons he was not in favor of moving the Municipal Election to November, which is that he did not want politics to become involved in the process.

**Don Geiger** felt that the blame about the lack of voters in any election should fall on the voters and not the timing of the elections.

Mr. Geiger also inquired about getting the construction debris cleaned up from the Budget Inn.

Mr. Brannen responded that the matter was discussed at the Workshop Meeting and his concerns will be addressed.

**Cheryl Miller** thanked the Governing Body for passing Resolution #12-009.

Ms. Miller also inquired about the Green Acres Agreement for Palaia Park and whether any progress has been made with regard to compiling the history of the Deal Test Site.

Mr. Brannen explained that the Township has to receive approval from Green Acres before any funds can be expended.

Mr. Brannen also informed everyone that a Boy Scout has been identified to undertake this project as part of his Eagle Scout requirements and Mr. Brannen is meeting with him to discuss this.

**Joe Bove** discussed the Lollipop Pond Project and reported that at the December 2011 Deal Lake Commission meeting, the Ocean Township Representatives inquired if a permit was required for this project, and was told that it was not required.

Mr. Brannen will be meeting with John Everson and Don Brockel, Ocean Townships Representatives on the Deal Lake Commission, to discuss this project.

Mr. Bove also discussed his concerns about the No Wake Zone Areas around the lake and the fact that the Commission wants to allow each municipality to be responsible for installing these signs however they see fit. Mr. Bove feels that it is imperative that they be installed in a uniform way throughout the area and not so haphazardly.

Barbara Hudson inquired about the New Jersey Conference of Mayors and whether Mayor Larkin participates in that organization.

Mayor Larkin stated that the dues are quite high.

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

1. COAH

Mr. Arbus reported that the litigation is ongoing and there are motions pending against Roosevelt Properties.

Mr. Hudson also stated that he believes the Council/Manager form of government has served the Township very well and he would not want to see that change.

Mr. Hudson also reported that in 1975 a Whale Pond Brook Watershed Association held meetings and it started out very good but seemed to fade into the sunset after a while. He is hoping that does not happen this time.

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