

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

**JUNE 6, 2013**

**OAKHURST, NEW JERSEY**

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The Regular Meeting of the Township Council was held in the Public Meeting Room, First Floor, 399 Monmouth Road, Oakhurst, NJ 07755 at 7:00 p.m.

**Present:** Mayor Larkin  
Deputy Mayor Siciliano  
Councilmember(s) Evans, Garofalo and Schepiga

**Others:** Martin 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 Meeting 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 12, 2012.

**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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**SPECIAL PRESENTATION: Mayor William F. Larkin  
Mayors Hall of Fame**

Martin Arbus, Esq. spoke about Mayor Larkin's long-standing service to the Township of Ocean, first as a member of the Chamber of Commerce and, since 1992 as a Councilmember, Deputy Mayor and for the past 12 years, as Mayor of the Township.

Mr. Arbus read the following Proclamation:

**TOWNSHIP OF OCEAN**

PROCLAMATION

Honoring

*Mayor William F. Larkin  
Mayors Hall of Fame Inductee*

**WHEREAS,** *William F. Larkin began his career in public service in July 1991 when he was elected to the Township Council of the Township of Ocean; and*

**WHEREAS,** *William F. Larkin's leadership skills were prevalent from the time he first took office in July 1999, he was selected by his fellow Councilmembers to serve as Deputy Mayor for the Township of Ocean, a position he held until October 7, 2002; and*

**WHEREAS,** *on October 7, 2002, William F. Larkin was selected to serve the citizens of the Township of Ocean in the highest position afforded a local elected official, that of Mayor of the Community of Gracious Living; and*

**WHEREAS,** *throughout the past 11 years, William F. Larkin has lead the Township of Ocean through many monumental improvements in the Township infrastructure, financial stability and improvements to the quality of life for the residents he was sworn to represent; and*

**WHEREAS,** *in commemoration of William F. Larkin's more than 10 years of service as Mayor, and over twenty years of service as an elected official, for the Township of Ocean, the New Jersey State League of Municipalities has inducted William F. Larkin into the Mayors Hall of Fame;*

**NOW, THEREFORE, BE IT PROCLAIMED** *that we hereby honor William F. Larkin on his induction into the New Jersey League of Municipalities Mayors Hall of Fame and congratulate him for his remarkable service to the citizens of the Township of Ocean; and*

Mr. Arbus also presented Mayor Larkin with his Hall of Fame pin.

Mayor Larkin thanked Mr. Arbus, the Governing Body and the residents of the Township of Ocean for allowing him to serve them for 22 years. It has truly been an honor to have worked with such dedicated public servants as the current and past Councilmembers he has served with.

Mayor Larkin also thanked his family that was present, especially his wife Trudy, his daughter-in-law, his sister and his grandchildren.

#### **PRESENTATION: Police Department Accreditation**

Police Chief Steven Peters gave a brief history of the accreditation process, which began in 2006 and has been a major undertaking since 2009. Chief Peters elaborated that the Accreditation Unit made their visit to the Department on January 3, 2013 and spent two long days reviewing everything and conducting interviews with Police Department personnel, including Captains Resetar and Gifford, as well as himself.

Subsequent to this review, the Ocean Township Police Department attended a Hearing on May 9, 2013, at which time, the Accreditation Unit unanimously voted to award accreditation to the Department.

Chief Peters introduced NJSACOP President Chief Ray Hayducka and NJSACOP Director Harry Delgado, both of whom commented that the Ocean Township Police Department was well-deserving of this prestigious accreditation and they can now boast that they are one of the best in the State of New Jersey, as only one-third of all police departments in the State of New Jersey have received their accreditation.

Captain Resetar spoke about the stress he felt leading up to the site visit but is extremely proud of the Department and his role in receiving the accreditation.

Mayor Larkin thanked all those who gave their time and energy to make this a reality and how proud the entire Governing Body is of the Police Department. Mayor Larkin reminded those present that the Ocean Township Police Department had previously been voted the "Best in Monmouth County".

#### **Mayor's Statement: Public Portion of any Questions as to Resolutions and Vouchers**

The purpose of this public portion is solely to ask questions to understand Resolutions and Vouchers that appear on this 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 Questions on Resolutions and Vouchers:**

**Barbara Stetkon** asked how one goes about receiving a tax refund?

Vincent Buttiglieri, Township Clerk/Deputy Tax Collector, explained that the refunds referenced in Resolution #13-106 were due to duplicate payments being received.

Ms. Stetkon explained that a neighbor was being taxed on a more expensive unit than what she was currently living in. Mr. Buttiglieri will discuss this matter with her neighbor directly.

**F.K. Hudson asked if Ordinance #2206 was related to Heritage Village at Ocean?**

Andrew Brannen, Township Manager, said that the resolution in question pertained to the Boise Building on Route 66 and not Heritage Village.

**CONSENT:**

**MINUTES:**

May 2, 2013 – Workshop, Public and Closed Meeting

May 23, 2013 – Special Public Meeting

**RESOLUTIONS:**

**13-098 Authorize the Performance Guarantee Reduction for the following:**

**a. Block 34, Lot 22 – 1910 Highway 35 – 1910 Holdings, LLC**

**WHEREAS**, the Township of Ocean, a municipal corporation, entered into a Developer's Agreement dated March 14, 2001 with 1910 Holdings, LLC, whose sole ownership was held by Solomon Dwek to develop certain real property known as Block 34, Lot 22 located at 1910 Highway 35, in the Township of Ocean, County of Monmouth, State of New Jersey; and

**WHEREAS**, 1910 Holdings, LLC posted Performance Guarantees in total amount of \$171,756.00, ten percent (10%) (\$17,175.60) of which was cash and deposited with the Township in accordance with the ordinances of the Township and the remaining ninety percent (90%) (\$154,580.40) was in the form of a surety performance bond and cash in the sum of \$8,975.50 for inspection costs of the Township Engineer; and

**WHEREAS**, an Agreement was signed and dated December 16, 2005 between Solomon Dwek and JRA Ltd. Family Partnership, Eric Adjmi, Mark Adjmi and Ronnie Adjmi transferring all of Solomon Dwek's rights, titles and interests in 1910 Holdings, LLC; and

**WHEREAS**, the Township entered into an Addendum to the Developer's Agreement with 1910 Holdings, LLC dated December 3, 2007 showing the ownership of 1910 Holdings, LLC as JRA Limited Family Partnership, Eric Adjmi, Mark Adjmi and Ronnie Adjmi; and

**WHEREAS**, the Agreement is further subject to the Township's written consent to any assignment of interest in the property by 1910 Holdings, LLC evidencing such Assignee's willingness to be bound by the terms and conditions of the original Agreement; and

**WHEREAS**, 1910 Holdings, LLC its successors or assigns, has entered into a contract to transfer, sell or otherwise assign its interest in the property known as Block 34, Lot 22 located at 1910 Highway 35 to 1910 Investments, LLC; and

**WHEREAS**, the Township Council by way of resolution dated April 18, 2013 authorized the assignment of the Developer's Agreement from 1910 Holdings, LLC to 1910 Investments, LLC; and

**WHEREAS**, 1910 Investments, LLC has posted the proper performance guarantees, engineering inspection fees and certificate of insurance.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that it does hereby authorize the full release of the performance guarantees heretofore posted by 1910 Holdings, LLC for Block 34, Lot 22 located at 1910 Highway 35; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. 1910 Holdings, LLC
6. Hartford Fire Insurance Company

**13-099 Approve the release of 2013 Closed Session Minutes**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Ch. 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstance; and

**WHEREAS**, the public shall be excluded from discussions of and actions upon specified subject matters including:

1. Personnel
2. Pending litigation matters involving the Township, its employees and/or agents
3. Pending or future land acquisitions
4. Pending or future contract negotiations

**WHEREAS**, the Township of Ocean adopted procedures to make closed session minutes available for public inspection; and

**WHEREAS**, the Municipal Clerk, on a periodic basis shall review the minutes of the closed sessions of the Township of Ocean and make a recommendation to the Township Council which minutes should be made available for public inspection. The minutes which are made public shall not thereafter be treated as confidential but may be viewed by and copies issued to any person so requesting them; and

**WHEREAS**, the release of the below noted closed session minutes are subject to certain item(s) being redacted prior to the release due to the fact that the matter has not been concluded, and therefore, are not subject to release;

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby given to release the following closed session minutes, subject to any appropriate redaction:

May 2, 2013

**13-100 Authorize fireworks for the Italian American Association of the Township of Ocean on August 9, 2013 (rain dates August 10, 2013 and August 11, 2013)**

**WHEREAS**, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit for the public display of fireworks by .... fraternal or civic... or other organizations..." after application has been made; and

**WHEREAS**, the Italian American Association of the Township of Ocean has made an application for a public display of fireworks at 9:45 p.m. on August 9, 2013 (rain dates are August 10, 2013 and August 13, 2013) at Joe Palaia Park; and

**WHEREAS**, the Chief of Police and Fire Marshall of Fire District Number One have approved said application;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the aforementioned public display of fireworks by the Italian American Association of the Township of Ocean at Joe Palaia Park on August 9, 2013 (rain dates August 10, 2013 and August 11, 2013); and

**BE IT FURTHER RESOLVED**, that the Township Manager is hereby authorized to execute said permit upon receipt of the following by the Township:

1. Copy of the contract between the pyrotechnic operator and the Italian American Association of the Township of Ocean.
2. Certificate of Insurance with Comprehensive General Liability coverage, including Contractual, Automobile and Workers Compensation.
  - a. Liability Limits of \$1,000,000 CSL and Statutory Workers' Compensation;
  - b. Municipality as additional named insured;
  - c. Specifically mentioned hold harmless contract.
3. An executed hold harmless agreement in favor of the municipality must be signed by the fireworks contractor.

**13-101 Authorize the submission of the following Grants:**

**a. COPS IN SHOPS Summer Shore Initiative 2013**

**WHEREAS**, there are funds available from the New Jersey Division of Alcoholic Beverage Control and the New Jersey Division of Highway Traffic Safety entitled **COPS IN SHOPS Summer Shore Initiative 2013 Grant**; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, in the County of Monmouth, State of New Jersey, that the appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds between the Township of Ocean, County of Monmouth, and the State of New Jersey, Division of Alcoholic Beverage Control, for the **COPS IN SHOPS Summer Shore Initiative 2013 Grant**; and

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

1. Director of Finance
2. Chief of Police

**13-102 Authorize the renewal of the 2013-2014 liquor licenses for those licensees who have met all Township and State requirements and paid all applicable fees**

**WHEREAS**, the Retail Renewal Application forms for the 2012-2013 license term has been deemed complete in all respects, the annual fees have been paid to both the Township of Ocean and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Mayor and Council of the Township of Ocean, County of Monmouth, hereby authorizes the renewal of the following Retail Alcoholic Beverage Licenses for the 2012-2013 license term:

**CLUB LICENSES**

#1337-31-017-001 Deal Golf & Country Club  
t/a Deal Golf & Country Club  
Halfway House – Monmouth Road, Ocean, NJ 07723

#1337-31-018-001 Hollywood Golf Club  
t/a Hollywood Golf Club  
West Roseld Avenue, Deal, NJ 07723

#1337-31-019-001 Gimbel Lehy Quirk VFW Post 2226  
t/a VFW Post 2226  
212 Norwood Avenue, Oakhurst, NJ 07755

**PLENARY RETAIL CONSUMPTION**

#1337-33-001-002 RET Caterers, Inc.  
t/a The English Manor  
One English Lane, Ocean, NJ 07712

#1337-33-002-012 Levy Liquors II, LLC  
(pocket license)

#1337-33-003-010 Gualtieri Group, LLC  
t/a Piccola Italia  
837 West Park Avenue, Ocean, NJ 07712

#1337-33-004-007 2132 Ichiban, LLC  
t/a Ichiban Japanese Restaurant  
2132 Highway 35, Ocean, NJ 07712

#1337-33-006-013 Tommys Ocean, LLC  
t/a Tommys Coal Fired Pizza  
2105 Highway 35, Oakhurst, NJ 07755

#1337-33-007-009 Akshay Enterprise, Inc.  
t/a Middlebrook Bar and Liquors  
1464 Highway 35, Ocean, NJ 07712

#1337-33-009-008 Apple Food Service of Ocean, LLC  
t/a Applebee's Neighborhood Grill & Bar  
2301 Route 66, Ocean, NJ 07712

#1337-33-010-011 Espinosa, Inc.  
t/a Los Caminos De Don Chucho  
1647 Highway 35 N, Ocean, NJ 07712

#1337-33-013-012 Coach's Enterprises, L:C  
t/a Coach's Bar and Grill  
1610 Route 35 South, Ocean, NJ 07712

#1337-33-014-004 Brykar Corporation  
t/a Main Street Bar & Grill  
732 Highway 35, Ocean, NJ 07712

#1337-33-016-006 Takara Sushi Group, Inc.  
t/a Takara Steak House  
1610 Route 35 S, Oakhurst, NJ 07755

#1337-33-020-002 GMRI, Inc.  
t/a Red Lobster #244  
2200 Highway 35, Ocean, NJ 07712

**PLENARY RETAIL DISTRIBUTION**

#1337-44-005-010 Chirag Enterprises, Inc.  
t/a Save Rite Discount Liquors  
2114 Highway 35, Ocean, NJ 07712

#1337-44-011-008 Ocean Wine & Spirits, Inc.  
t/a Wegmans Wine, Liquor & Beer  
1104 Highway 35, Ocean, NJ 07712

#1337-44-012-003 Ralph A. Real Jr.  
t/a Monmouth Bottle Shop  
201 Monmouth Road, Oakhurst, NJ 07755

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to renew, effective July 1, 2013, the aforesaid liquor licenses for the license term 2013-2014; and

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

1. Chief of Police
2. Director of Finance
3. Division of Alcoholic Beverage Control

**13-103 Authorize the execution of a Offsite Access Agreement with Tyree Environmental Corp., on behalf of Getty Properties Corp., to Block 216, Lot 6**

**WHEREAS**, the Tyree Environmental Corp., on behalf of Getty Properties Corp., wishes to install two (2) groundwater monitoring wells on Block 187, Lot 1.01, commonly known as 1102 US Highway 35; and

**WHEREAS**, in order to install said monitoring wells, Tyree is requesting access to Township-owned Block 216, Lot 6, commonly known as Henry Avenue; and

**WHEREAS**, Tyree Environmental Corp. is requiring the Township of Ocean execute an Offsite Access Agreement prior to commencing work on this project;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Ocean that the Mayor and/or Township Manager and Municipal Clerk are hereby authorized to execute an Offsite Access Agreement with Tyree Environmental Corp., on behalf of Getty Properties Corp., as well as any and all other documents, related to this project; and

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

1. Township Engineer
2. Director of Public Works
3. Tyree Environmental Corp.

**13-104 Authorize the Receipt of Bids for the following:**

**a. 2013 Road Program**

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

***2013 Road Program***

**WHEREAS**, specifications for the aforesaid items will be on file in the Township Clerk's Office 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 items 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 Finance
3. Director of Public Works
4. Township Engineer

**b. Re-striping of Various Roadways**

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

***Re-striping of Various Township Roadways***

**WHEREAS**, specifications for the aforesaid items will be on file in the Township Clerk’s Office 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 items 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 Finance
3. Director of Public Works

**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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**INDIVIDUAL ACTION:**

**VOUCHERS: \$5,147,183.83**

**Township of Ocean  
Department of Finance  
Voucher List for June 6, 2013**

Vendor Name	Description	Amount	Contract
<b><u>Appropriation Reserves Payments</u></b>			
MULLANE, EDWARD	Reimbursement for Education	349.75	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	800.92	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	972.51	
<b><u>Total</u></b>		<b>2,123.18</b>	
<b><u>Total Appropriation Reserves Payments</u></b>		<b><u>2,123.18</u></b>	
<b><u>2013 Current Fund Appropriation Payments</u></b>			

## MEETING MINUTES

JUNE 6, 2013

AMERICAN WEAR INC	May rags for Shop Use.	52.00	
BANISCH ASSOCIATES, INC.	PROFESSIONAL PLANNING SERVICES	280.00	
BERKOWITZ, TRACEY	Reimb. Equipment Purchase	79.99	
BROWN, SANFORD ESQ	PB General Matters	616.00	
BROWNING, ERICA	REFUND RECREATION PROGRAM	65.00	
BUTTIGLIERI, VINCENT CMC	June 2013 Petty Cash	160.11	
BUTTIGLIERI, VINCENT CMC	IIMC Conference - Hotel Reimb.	1,096.00	
CAMPBELL FOLEY DELANO & ADAMS	MUNICIPAL PROSECUTOR JUN 2013	2,517.48	
CARUCCI SAFETY AND EQUIPMENT	Replace street signs	6,643.90	
CCFA	CCFA CONTRIB FOR 2014	250.00	
CLEARVIEW SPRING WATER	May bottled water for Twp.	175.00	
COUNTRY CLEAN INC	Blanket Order Misc. Paper Prod	311.74	
COUNTY OF MONMOUTH	Vehicle wash access cards	100.00	
DEARBORN NATIONAL LIFE INS CO	Dearborn National Life Ins-Jun	555.85	
DELTA DENTAL OF NJ INC	Delta Dental Premium-June	9,697.90	
DIVISION OF CRIMINAL JUSTICE	PD- INTERNAL AFFAIRS COURSE	150.00	
ELIZABETH SANO	REFUND RECREATION PROGRAM	75.00	
FARRUGGIA, SALVATORE	BACKFLOW PREVENTION COURSE	325.00	
FARRUGGIA, SALVATORE	BOILER OPERATOR LICENSE RENEW	85.00	
FEDEX	SHPMT - EWP ASSISTANCE	19.54	
FEDEX	SHIPMENT OF AFW NON-RNWL NOTIC	23.98	
FINCH FUEL OIL CO. INC.	May unleaded and deisel fuel	33,278.60	
FLAGSHIP DENTAL PLANS	Delta Dental Flagship-June	512.05	
GALLAGHER, STEPHEN O	FLOWERS FOR MASSEY FUNERAL	181.89	
GANNETT NJ NEWSPAPERS	MAY 2013 LEGAL ADVERTISING	601.75	
GROUNDWATER & ENV SERVICES INC	BEECROFT/LARKIN - DPW FACILITY	1,406.25	C1300016
GROUNDWATER & ENV SERVICES INC	OCEAN GLADES CONDO	2,211.25	C1300017
GUEVARA, MURIEL P.	REFUND FACILITY RENTAL FEES	100.00	
HESS CORPORATION	Gas sustainable energy	1,615.77	
ICE KING	Estimate for May Ice Supply	480.00	
IF IT'S WATER INC	POOL MAINTENANCE -	550.00	
JERSEY CENTRAL POWER & LIGHT	April street lighting	17,968.16	
JOHNSON, JUDI	Reimbursement for Snack Bar	76.21	
KEPWEL SPRING WATER CO	BOTTLED WATER FOR CTGC	90.00	
KEPWEL SPRING WATER CO	DHS Water - May Estimate	82.20	
LEON S AVAKIAN INC	COPIES OF PLANS: VARIOUS	20.00	
LERTCH RECYCLING CO	May recycle brush	7,608.00	
NJ LEAGUE OF MUNICIPALITIES	2013 Membership Dues	1,848.00	
NJ ST LEAGUE OF MUNICIPALITIES	2013/2014 Subscription Renewal	208.00	
RAINEY, DARRELL	REFUND FACILITY RENTAL FEES	95.00	
RESNICK DISTRIBUTORS	Snacks for CTGC and Pool	781.48	
ROXANNE WALLACE, CCR, RPR	COURT REPORTING SVCS 5/14/13	435.13	
RUTGERS THE STATE UNIVERSITY	Rutgers Conference 6/14/13	159.00	
STAPLES BUSINESS ADVANTAGE	OFF. SUPPLIES AS PER ATTACHED	354.44	
STAVOLA ASPHALT CO INC	May 1st half patch program	647.78	
T.E.A.M. LIFE INC	PD- DEFIBRILLATION ELECTRODES	794.00	
TANYIA WARREN	REFUND RECREATION PROGRAM	180.00	
TF MEDIA GROUP, INC.	ADVERTISEMENTS CTGC	600.00	
TF MEDIA GROUP, INC.	COMMUNITY POOL ADVERTISING	300.00	
THE NEW COASTER LLC	MAY 2013 LEGAL ADVERTISING	49.13	
TREASURER COUNTY OF MONMOUTH	May dumping fees	60,536.05	
VANTAGEPOINT TRANSFER AGENTS	RHS Reimbursement - June	9,426.66	
VEHICLE TRACKING SOLUTIONS	May monthly service	799.60	
VERIZON	BROADBAND SERVICES 5/13	146.77	
VERIZON	TELEPHONE SERVICE 5/13	205.81	
VERIZON WIRELESS	PD-AIRCARD SERV PLAN- MAY 13	520.85	
VERIZON WIRELESS	PD-AIRCARD SERV PLAN- MAY 2013	532.14	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	482.87	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	952.32	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	660.77	
W B MASON CO INC	PD- REPLENISH PAPER SUPPLY	797.70	
WENNING FOODS	Open for OT Pool Snack Bar	865.00	
WEST CUSTOMER SERVICE	Updated 2013 NJ regulations	128.00	
<b>Total</b>		<b>172,568.12</b>	
<b>Non Budget Account Payments</b>			
1806 HWY 35 OCEAN PLAZA, LLC	STATE TAX APPEAL BL 34 LOT 18	7,645.10	
AMBOY BANK	Refund Overpymt-Block 7 Lot 33	1,298.40	
CHESTMAN, JOHN	Rfd Overpymt-Block 35 Lot 123	2,074.19	
CTL TITLE INSURANCE AGENCY,INC	Refund Overpymt-Block 3 Lot 26	2,093.13	

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JUNE 6, 2013

DAVENPORT & SPIOTTI	STATE TAX APPEAL B138.08 LOT 1	2,125.20
DEPALMA, FRANK & SUSAN	Rfd Overpymt-Block 1.09 Lot 4	450.00
GEORGE, PHILIP J. & ROSILY	STATE TAX APPEAL B153 LOT66.09	481.30
MICHAEL D. MIRNE ATTY TRUST	STATE TAX APPEAL BL12.01 LOT13	1,443.12
MIRWIS, ETAN & VALERIE	STATE TAX APPEAL BL 58 LOT 6	8,319.42
NBC REALTY, LLC	STATE TAX APPEAL BL 23 LOT 3	2,687.19
OCEAN 35 DEVELOPERS, LLC	STATE TAX APPEAL BL 140 LOT109	2,743.40
OCEAN GAS, LLC	STATE TAX APPEAL BL 182 LOT 87	5,183.20
REISER, KATHY CUST OF SNACK	CHANGE FUND FOR SNACK BAR-2013	200.00
THE IRWIN LAW FIRM ATTY TRUST	STATE TAX APPEAL BL 3.01 LOT 6	42,983.49
THE IRWIN LAW FIRM ATTY TRUST	STATE TAX APPEAL BL 34 LOT 27	26,459.23
TREASURER OF SCHOOL MONIES	JUN 2013 SCHOOL TAXES PAYABLE	4,554,646.39
VALLONE, DONATO P.	TAX REFUND-TDV BLOCK 80 LOT 1	2,768.70

**Total Non Budget Account Payments** 4,663,601.46

**Total 2013 Current Fund Appropriations Payments** 4,836,169.58

**Grants Payments**

DELTA DENTAL OF NJ INC	Delta Dental Premium-June	171.57
QUIKIE PRINT & COPY SHOPS	Green Doorhangers-Sanitation	358.00

**Total** 529.57

**Total Grants Payments** 529.57

**TORTA Payments**

TWP OF OCEAN PAYROLL ACCOUNT	Torta Programs	3,545.99
YACCARINO, GAIL	REFUND RECREATION PROGRAM	65.00

**Total** 3,610.99

**Total TORTA Payments** 3,610.99

**Trust Other Payments**

BROWN, SANFORD ESQ	PB Reviews	756.00
CELLI, MICHAEL G JR ESQUIRE	PUBLIC DEFENDER - MAY 2013	500.00
CRUSADER SERVICING CORP	REDEMPTION BL 11 L 18	239,233.10
ELLIOT LOEB (NY)	REDEMPTION BL 34.02 L1	820.37
HANNA, JOHN	WC Qual-lynx Hanna Share	1,275.55
HENDERSON, ARTHUR	WC Qual-lynx Henderson Share	1,449.68
HV AT OCEAN DBA WHALEPOND	SECURITY DEPOSIT	1,230.58
JAMES HIGGINS ASSOCIATES	PB Landscape Inspections	687.50
MID JERSEY MUN JOINT INS FUND	CLAIMS PAID UNDER DEDUCTIBLE	5,145.15
T-MOBILE NORTHEAST, LLC	Return Escrow T-Mobile	5,087.42
TWP OF OCEAN CURRENT FUND	Special Duty Admin & Car Fees	856.25
TWP OF OCEAN PAYROLL ACCOUNT	Special Duty Payroll Details	5,510.00
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Sick Pay	24,659.17
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation	17,539.74

**Total** 304,750.51

**Total Trust Other Payments** 304,750.51

**Total Bill List for June 6, 2013**

**Appropriation Reserve Total** 2,123.18

**Current Fund Total** 4,836,169.58

**General Capital Fund Total**

**State & Federal Grant Total** 529.57

**Law Enforcement Trust Total**

**TORTA Total** 3,610.99

**Trust Other Total** 304,750.51

**Animal Control Total**

**Bid Deposit Refund**

**State Unemployment Trust**

**Trust Assessment Fund**

**Total of All Funds** 5,147,183.83

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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

\* Yes, except for those in which a conflict exists:

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

**RESOLUTIONS:**

**13-105 Authorize the acceptance of the following Grants:**

**a. COPS IN SHOPS Summer Shore Initiative 2013**

**WHEREAS**, the Township of Ocean has been selected as a recipient for the **COPS IN SHOPS Summer Shore Initiative 2013 Grant** program; and

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

**WHEREAS**, \$1,600.00 has been made available to the Township of Ocean to cover overtime wages for the Township of Ocean Police Officers to perform alcohol enforcement programs; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Ocean, in the County of Monmouth, State of New Jersey, that the appropriate officials are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of Grant Funds for the **COPS IN SHOPS Summer Shore Initiative 2013 Grant** administered by the State of New Jersey Division of Alcoholic Beverage Control, and the Division of Highway Traffic Safety; and

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

1. Director of Finance
2. Chief of Police

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

13-106 Authorize the Tax Collector to issue the following refunds to property owner(s) who have overpaid their taxes:

a. Block 7, Lot 33 \$ 1,298.40

WHEREAS, a payment was incorrectly made by Amboy Bank for the 1<sup>st</sup> quarter 2013 property taxes in the amount of \$1,298.40 for Block 7, Lot 33 causing an overpayment in the amount of \$1,298.40; and

WHEREAS, this payment was subsequently made by the owners correct mortgage company, Wells Fargo Home Mortgage; and

WHEREAS, the tax overpayment should be refunded to Amboy Bank, 3590 US Highway 9, Old Bridge, NJ 08857;

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

Block	Lot	Owner/Payer Name	Amount	Reason
7	33	Amboy Bank	\$1,298.40	Payment incorrectly made by Amboy Bank for the 1 <sup>st</sup> Quarter 2013 taxes.
<b>Total Taxes Overpaid</b>			\$1,298.40	

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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

b. Block 1.09, Lot 4 \$ 450.00

WHEREAS, a payment was made by both Frank and Susan DePalma and Valley Bank for 2<sup>nd</sup> quarter 2013 property taxes in the amount of \$450.00 for Block 1.09, Lot 4; and

WHEREAS, the tax overpayment should be refunded to Frank and Susan DePalma, 254 Rolling Meadows Blvd. North, Ocean, NJ 07712;

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



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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**d. Block 35, Lot 123                      \$ 2,074.19**

**WHEREAS**, a payment was made by both John Chestman and Wells Fargo Mortgage for 2<sup>nd</sup> quarter 2013 property taxes in the amount of \$2,074.19 for Block 35, Lot 123; and

**WHEREAS**, the tax overpayment should be refunded to John Chestman, 1 Matilda Drive, Ocean, NJ 07712;

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

Block	Lot	Owner/Payer Name	Amount	Reason
35	123	John Chestman	\$2,074.19	Duplicate Payment made by John Chestman and Wells Fargo Mortgage for 2 <sup>nd</sup> Quarter 2013 taxes.
<b>Total Taxes Overpaid</b>			\$2,074.19	

**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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**13-107 Approve the temporary amendment of Section 21-20.2 of the Land Development Ordinance for the period ending December 31, 2013**

**WHEREAS**, Governor Christie declared a state of emergency on Saturday, October 27, 2012 as residents of New Jersey prepared for Super Storm Sandy, which made landfall on October 29, 2012 causing extensive damage due to wind, falling trees and storm surge; and

**WHEREAS**, due to the extensive damage, the Township is experiencing an unprecedented need for permits for construction and housing items with the urgency to receive said permits at an all-time high as residents who were forced to replace structures due to the damage; and

**WHEREAS**, Section 21-20.2 of the Land Development Ordinance of the Township of Ocean requires that certain alterations, enlargements and enhancements of a nonconforming building or structure require obtaining a variance from the Zoning Board of Adjustment;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council in the Township of Ocean, County of Monmouth, that in an effort to assist residents and businesses recover from the damage caused by Super Storm Sandy, the following will be effective until December 31, 2013:

- Section 21-20.2 of the Land Development Ordinance will be suspended for those individuals who can demonstrate to the satisfaction of the Director of Community Development or her designee that the replacement is necessitated by storm damage; and
- The structure can only be rebuilt as far as the previous non-conformity and cannot be enlarged or otherwise changed in size from the previously existing structure

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

1. Director of Community Development
2. Township Attorney

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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**13-108 Authorize the Tax Collector to issue refund check(s) to the owner of Block 80, Lot 1, who have been declared a 100% totally disabled veteran**

**WHEREAS**, the following individual filed an application with the Assessor for a Total Disabled Veteran and was given approval effective January 1, 2012:

Owner Name	Block	Lot	Qual.	Address
Vallone, Donato	80	1		800 Bendermere Ave

**WHEREAS**, the preliminary 2013 taxes assessed at \$2,768.70 and payments made on said taxes should be refunded:

Owner Name	1 <sup>st</sup> Quarter 2013	2 <sup>nd</sup> Quarter 2013	3 <sup>rd</sup> Quarter 2013	4 <sup>th</sup> Quarter 2013	Total Refund
Vallone, Donato	\$1,384.35	\$1,384.35		0	\$2,768.70

**WHEREAS**, preliminary taxes for 2013 levied on this property are \$2,768.70, of which Mr. Vallone paid \$2,768.70 and is now entitled to a refund;

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Ocean, County of Monmouth, that the Tax Collector is hereby authorized to refund the preliminary 2013 taxes already paid by the individual listed above.

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

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

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

**13-109 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 2011 AND 2012 TAXES AND REFUNDING OR CREDITING 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 year 2011 and 2012,

**WHEREAS**, proper procedures require that the tax assessments for the year 2011 and 2012 be adjusted and refunds or credits to unpaid taxes 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 year 2011 and 2012 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	2011	2012	Total Refund
3.01 6	2112 HIGHWAY 35 ASSOCIATES, LLC	2126 KINGS HWY	22,501.23	20,482.26	42,983.49
12.01 13	EZRABRAHA, SAMUEL & MORRIS & COHEN,	212 S LINCOLN AVE	716.02	727.10	1,443.12
153 66.09	GEORGE, PHILIP J & ROSILY	18 DUNE RD	481.30	-	481.30
23 3	NBC REALTY, LLC C/O BILDIRIC, J.	105 GRANT AVE	2,687.19	-	2,687.19
58 6	MIRWIS, ETAN & VALERIE	401 CROSBY AVE	4,127.75	4,191.67	8,319.42

34	18	1806 HWY 35 OCEAN PLAZA, LLC	1806 HIGHWAY 35	3,793.18	3,851.92	7,645.10
34	27	GOLD ENTERPRISES % SALEM MANAGEMENT	806-08 WEST PARK AVE	-	26,459.23	26,459.23
138.08	1	COHEN, ROSALIND	914 COACH DR	-	2,125.20	2,125.20
182	87	OCEAN GAS, LLC	1418 HIGHWAY 35	-	5,183.20	5,183.20
140	109	OCEAN 35 DEVELOPERS, LLC	731 HIGHWAY 35		2,743.40	2,743.40
Totals				34,306.67	65,763.98	100,070.65

**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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**13-110 Approve a Ch. 159 for the following:**

**a. Clean Communities Grant**

**CHAPTER 159  
CLEAN COMMUNITIES GRANT**

**WHEREAS, N.J.S.A.40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS,** said Director may also approve the insertion of any item of appropriation for any equal amount, and

**WHEREAS,** the Township of Ocean has received funds from the New Jersey Department of Environmental Protection in the amount of \$58,171.12 for the Fiscal Year 2013 Clean Communities Program and

**NOW, THEREFORE BE IT RESOLVED** that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2011 the sum \$50,406.55 which is now available as revenue from the State of New Jersey Department of Environmental Protection.

**BE IT FURTHER RESOLVED** that a like sum is hereby appropriated under the caption of:

Clean Communities Grant 2013:  
 Other Expenses.....\$ 58,171.12

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

1. Director, Division of Local Government Services  
PO Box 803, Trenton NJ 08625-0803
2. Director of Public Works
3. Director of Finance
4. 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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**b. Monmouth County Drug Abuse Grant**

**CHAPTER 159  
MONMOUTH COUNTY DRUG ABUSE GRANT**

**WHEREAS, N.J.S.A.40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS,** said Director may also approve the insertion of any item of appropriation for any equal amount, and

**WHEREAS,** the Township of Ocean received an award of \$41,361.00 from the Monmouth County Department of Human Services Division of Mental Health and Addiction Services for the Fiscal Year 2013 Monmouth County Drug Abuse Grant Agreement # 13C-12 and

**WHEREAS,** the 2013 budget needs to be amended to include the 41,361.00 awarded , a copy of which is attached, and

**NOW, THEREFORE BE IT RESOLVED** that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2013 the sum \$41,361.00 which is now available as revenue from the Monmouth County Department of Human Services Division of Mental Health and Addiction Services.

**BE IT FURTHER RESOLVED** that a like sum is hereby appropriated under the caption of:

Monmouth County Drug Abuse Grant  
Other Expenses.....\$: 41,361.00

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

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

**13-111 Authorize the amendment for coverage under the Delta Dental Plan effective June 6, 2013**

**WHEREAS**, the Township of Ocean presently provides dental insurance coverage to its employees through a contract with Delta Dental Plan of New Jersey, Inc.; and

**WHEREAS**, the Federal eligibility limitations have been adjusted to provide coverage until age twenty-six (26); and

**WHEREAS**, effective June 6, 2013, Township employees will be eligible to enroll dependent children in Township sponsored dental plans until age 26. Any additional cost associated with this amendment will be 100% covered by employee contributions as the Township's contributions are fixed. Coverage of dependent children will not be limited based on whether the child is financially dependent on the parent, or residing in the parent's household, or a full-time student;

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of Ocean, Monmouth County that authorization is hereby given to amend the Delta Dental coverage as stated above; and

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

1. Director of Finance
2. Delta Dental of New Jersey, Inc.
3. Connor Strong & Buckelew

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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**ORDINANCES:**

**Introduction(s):**

**Ordinance #2206 – (P.H. 7/10/13 Coaster)**

**An Ordinance amending and supplementing Chapter 21 Section 21-40 of the Comprehensive Land Development Ordinance of the Township of Ocean entitled: O-1/20 Office/Limited Service Zone**

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

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

**Section 21-40 O-1/20 Office / Limited Service Zone** shall be amended to add the following:

**Item C.3.** The following limited retail and service uses are permitted:

- Apparel
- Artist's supply
- Bakery
- Bank
- Barber store
- Beauty and cosmetic shop
- Periodicals and newspaper sales
- Candy store
- Card store
- Caterer
- Cigars and tobacco sales
- Cleaners (no processing)
- Coin or collectibles dealer
- Computer sales, supplies and service
- Delicatessen
- Florist
- Gift shop
- Health Club
- Ice cream store
- Interior Decorator
- Jewelry store
- Laundry and dry cleaning
- Locksmith
- Luncheonette (non drive-in)
- Musical instrument store
- Office equipment and supplies
- Optical Goods
- Personal Trainers
- Pharmacy
- Photography studio
- Restaurant (non drive-in, non fast-food)
- Shoe or hat repair store
- Specialty Food Store
- Stationery store
- Tailor
- Travel agency

All other ordinances or parts of ordinances inconsistent thereof are hereby repealed to the extent of such inconsistencies.

If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

This ordinance shall take effect following the final adoption and publication pursuant to the law and subject to the filing of a copy of same with the Monmouth County Planning Board.

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	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

**Council Reports:**

**Councilmember Schepiga** reminded all of the Fourth of July Fireworks on July 3, with a raindate of July 5. The festivities start at 6:00pm with the fireworks scheduled to begin at 9:45 pm.

All Councilmembers congratulated Mayor Larkin on his induction into the Mayors Hall of Fame.

**PUBLIC COMMENTS:**

**Max DeGeorge** asked why the fireworks were being held on July 3<sup>rd</sup> instead of July 4<sup>th</sup>?

Councilwoman Schepiga responded that the cost is significantly higher on July 4<sup>th</sup>. Additionally, many of the surrounding communities hold events on July 4<sup>th</sup> which would reduce attendance at our celebration.

**Brian Lefferson** commented that the traffic on Monmouth Road between Poplar Road and Route 18 is horrendous. Mr. Lefferson suggested that the Township petition the State to close that exit from Route 18 onto Deal Road.

Mr. Lefferson went on to say that he does not agree with the Township's decision to re-locate Poplar Village to 777 West Park Avenue considering the traffic situation on that roadway.

Mr. Arbus stated that the Township had initially hoped to reconstruct the units on the current Poplar Village site, however, funding was not available at that site.

Mr. Arbus also stated that the re-location of Poplar Village to that site was the decision of Ocean Senior Housing Corp. and was based on a number of factors, none more important than it would enhance the chances of them receiving the necessary tax credits that would make the project feasible.

Mr. Brannen said that in his discussions with representatives from Poplar Village they expressed confidence that most of their residents do not drive during peak hours and aside from that, there will be other transportation options available to the residents.

Mr. Lefferson also asked if an appraisal of the 777 West Park Avenue has been done?

Mr. Brannen informed Mr. Lefferson that the appraisal must be done during the development phase of the project.

**F.K. Hudson** thanked Mr. Arbus for serving as Master of Ceremony for the presentation to Mayor Larkin.

Mr. Hudson asked the following questions pertaining to Heritage Village at Ocean:

- Who is the President of CIS – Chris Folio or Hazel Gluck?

Mr. Brannen said that Chris Folio is the President and Hazel Gluck is the Chief Executive Officer.

- When the 30-year age restriction is getting ready to expire, will the Township have the Right of First Refusal?

Mr. Arbus stated that the provision would be included in the Agreement

- According to the agreement, the age restriction states 62 years old even though most age-restricted developments are 55 and over. Would that be acceptable to the Township?

Mr. Brannen said that a meeting will be held by the end of June and that is one of the items to be discussed.

- The cost of the project is \$22 million and funding in the amount of \$19 million has been received, therefore, CIS is responsible for the remaining \$3 million. CIS is also eligible for 9% tax credits, or if they do not receive them, they will be eligible for 4% tax credits.

Mr. Brannen said that in order to receive the tax credits, the Township must make a 5% contribution to the project, which will be achieved by donating the land at 777 West Park Avenue.

- What does the designation "An area in need of redevelopment" mean?

Mr. Brannen said that the designation helps to make the tax credit application stronger

- What happens if environmental issues are found on the property?

Mr. Arbus stated that if any issues were found, the developer would have the ability to not develop the property.

- Are the Books and Records of CIS considered public records and if so, can they be reviewed by members of the public?

Mr. Arbus stated said he did not believe the documents were subject to the Open Public Records law.

**Barbara Hudson** inquired as follows:

- A Pal Drive Resident asked about the ownership of Apple Farms? What is the property zoned?

Mr. Arbus said that ownership has not changed and he believes it is zoned R2 but in the Plan, it is zoned for development of 6 units per acre.

- Is the Township still required to have 216 affordable housing units?

Mr. Arbus said that the 216 units is what the Township says its obligation is but nothing has been decided by the Court.

- Can the Township provide a list of Township-owned property?

Mr. Brannen will provide list.

Mrs. Hudson read a statement concerning Heritage Village at Ocean.

Seeing that there were no Public Comments at this time, 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