

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

MARCH 20, 2014

OAKHURST, NEW JERSEY

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) Garofalo and Schepiga

Absent: Councilmember Evans

Others: Martin J. Arbus, Esq., Township Attorney
Andrew G. 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 30, 2013.

NOTICE:

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

Mayor's Statement: Public Portion of any Questions as to Resolutions

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:

F.K. Hudson asked what CAD stood for in Resolution #14-063

Andrew Brannen, Township Manager, responded that it stood for Computer Aided Dispatch

Jerry Mauer, with regard to Resolution #14-051, the Friends of Deal Lake are very supportive of the fireworks but would like to see Deal Lake highlighted a little more during the display.

CONSENT AGENDA:

RESOLUTIONS:

14-049 Authorize the Acceptance of Performance Guarantee(s) for the following:

a. Block 25, Lot 49 – 29 Shadowlawn Drive – Charles & Brenda Saka and Laura Mizrachi

WHEREAS, the Township of Ocean has approved a development project on Block 25, Lot 49 also known as 29 Shadow Lawn Drive; and

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

WHEREAS, Charles & Brenda Saka and Laura Mizrachi have posted cash performance guarantees totaling \$8,100.00 along with engineering inspection fees totaling \$2,125.00 and the required certificate of insurance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, that all requirements for entering into a developer's agreement are hereby waived; and

BE IT FURTHER RESOLVED that the performance guarantees are hereby accepted.

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Charles & Brenda Saka and Laura Mizrachi

14-050 Accept the Release of Performance Guarantee(s) for the following:

a. Block 207, Lots 1 & 8 – 1200 Roseld Avenue – Ilan High School

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 September 12, 2011 with Ilan High School Building Associates for Conditional Use, Bulk Variances and Preliminary and Final Site Plan Approvals for property located at Block 207, Lots 1 & 8, 1200 Roseld Avenue to utilize an existing synagogue for the purposes of a parochial school and synagogue; and

WHEREAS, Ilan High School Building Associates posted performance guarantees totaling 137,400.00 in the form of cash; and

WHEREAS, the Township Council granted a reduction of the performance guarantees to \$72,696.00 by way of Resolution dated December 5, 2011; and

WHEREAS, the Township Clerk is in receipt of a letter from Yechiel M. Jacobwitz, on behalf of Ilan High School Building Associates, dated December 4, 2013 requesting the release of the performance guarantees; and

WHEREAS, Louis J. Lobosco, P.E., P.P., representing the Township Engineer has advised the Township Manager by letter dated January 16, 2014 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, County of Monmouth, State of New Jersey, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Louis J. Lobosco and the performance guarantees in the amount of \$72,696.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$17,175.00 and said maintenance bond is to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Payment of pending and future engineering inspection and administrative fees in an amount to be determined by the Township Engineer
3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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. Ilan High School Associates

14-051 Authorize fireworks display by Deal Golf & Country Club for June 29, 2014

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...”; and

WHEREAS, Deal Golf and Country Club will make an application for a public display of fireworks on June 29, 2014 (July 6, 2014 raindate) at the Club; and

WHEREAS, the Chief of Police and Fire Marshall of Fire District Number One will be required to review and approve said application;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given for the aforementioned public display of fireworks by Deal Golf and Country Club on June 29, 2014 (July 6, 2014 raindate) at the Club; and

BE IT FURTHER RESOLVED, that the Mayor 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 Deal Golf and Country Club
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.
4. Receipt of approval letters from Chief of Police and Fire Marshall of Fire District Number One

14-052 Approve the release of various 2014 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:

February 20, 2014

March 6, 2014

14-053 Authorize the submission of the following Grants:

a. 2012 Municipal Recycling Tonnage Grant

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the **2013 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Ocean to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of Township of Ocean that the Township of Ocean hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Thomas Crochet, Director of Public Works, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

b. ANJEC Open Space Grant

WHEREAS, the Association of New Jersey Environmental Commissions ("ANJEC") has announced that the Geraldine R. Dodge Foundation will be funding the Smart Growth Planning Program for local governments; and

WHEREAS, the both the Township Council of the Township of Ocean and the Township's Environmental Commission wish to submit an application to receive funding from said Grant for the creation and maintenance of a butterfly garden; and

WHEREAS, the Township of Ocean believes that the project will improve the quality of life for the residents of the Township and wholeheartedly supports the submission of said grant; and

WHEREAS, the Mayor, Township Manager and Municipal Clerk are authorized to execute any and all required documents for this Grant, as required by ANJEC;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, that authorization is hereby given to submit the Grant Application to the Association of New Jersey Environmental Commissions ("ANJEC") for the creation and maintenance of a butterfly garden; and

BE IT FURTHER RESOLVED that the Mayor, Township Manager and Municipal Clerk are hereby authorized to execute any and all documents related to said Grant Application; and

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

1. Environmental Commission
2. Director of Finance

14-054 Authorize a Developer's Agreement for the following:

a. Block 187, Lots 10 & 10.01 – 3415 Sunset Avenue – 3415 Sunset Avenue, LLC

WHEREAS, 3415 Sunset Avenue, LLC (hereinafter referred to as "Developer") is the owner of certain property known as Block 187, Lots 10 and 10.01 as shown on the official tax map of the Township of Ocean, which property is located at 3415 Sunset Avenue in the I-1 (Light Industrial) Zone in the Township of Ocean, County of Monmouth and State of New Jersey; and

WHEREAS, the Developer has received Site Plan and Bulk Variance Approval by the Township of Ocean Planning Board by way of Resolution dated December 9, 2013 to use an existing building, which was previously a mixed use office/print shop, to entirely office use; and

WHEREAS, this Agreement relates to a Site Plan Map entitled Preliminary & Final Major Site Plan, 3415 Sunset Ave, LLC, Block 187, Lots 10 & 10.01, Township of Ocean, Monmouth County, New Jersey by A.J. Garito, Jr., P.E. of Two River Engineering, consisting of eleven (11) sheets dated September 23, 2013 and last updated January 31, 2014; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated January 31, 2014 prepared by the Township of Ocean Engineer, Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.; and

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

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and 3415 Sunset Avenue, 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 \$182,280.00 and Inspection Fees in the amount of \$8,795.00

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. 3415 Sunset Avenue, LLC
5. Salvatore Alfieri, Esq.

b. Block 25, Lots 55, 56, 57, 63 & 64 – 45 Shadow Lawn Drive – Sammy & Margie Saka

WHEREAS, Sammy and Margie Saka (hereinafter referred to as “Developer”) are the owners of certain property known as Block 25, Lots 55, 56, 57, 63 and 64 as shown on the official tax map of the Township of Ocean, which property is located at 43 & 45 Shadow Lawn Drive and 255 Whale Pond Road in the R-2 (Low Density Single Family Residential) Zone and R-4 (Medium Density Single Family Residential) Zone in the Township of Ocean, County of Monmouth and State of New Jersey; and

WHEREAS, the Developer has received Approval of Bulk Variances from the Township of Ocean Zoning Board of Adjustment by way of Resolution dated February 14, 2013 to remove three (3) existing residences, merge the existing lots and construct a 3-story residence, swimming pool and cabana; and

WHEREAS, the Agreement relates to a Site Plan Map entitled Saka Residence, N.J.D.E.P./Variance Plan, Block 25, Lots 55, 56, 57, 63 & 64, Township of Ocean, Monmouth County, New Jersey by A.J. Garito, Jr., P.E. of Two River Engineering, consisting of sixteen (16) sheets dated March 15, 2013 and last updated September 6, 2013; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated February 20, 2014 prepared by Township of Ocean Engineer, Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

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

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer’s Agreement between the Township of Ocean and Sammy and Margie Saka, 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 \$85,464.00 and Inspection Fees in the amount of \$14,494.00

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Sammy and Margie Saka
5. Steven M. Dalton, Esq.

14-055 Authorize the Appointment of Allison Hollister as the Alternate Deputy Registrar of Vital Statistics

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

**REGISTRAR
OF VITAL
STATISTICS**

| | <i>Member</i> | <i>Starting</i> | <i>Ending</i> |
|--------------|---|-----------------|----------------|
| 3 year terms | Allison Hollister Alternate Deputy Registrar | March 20, 2014 | August 7, 2014 |

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

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

**14-056 Authorize the execution of the following documents related to the FY2014
Community Development Block Grant :**

a. Project Agreement

**AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A PROJECT AGREEMENT WITH
MONMOUTH COUNTY FOR PERFORMANCE AND DELIVERY OF FY2014 COMMUNITY
DEVELOPMENT PROJECTS**

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the County of Monmouth expects to receive an allocation for **FY2014** from the United States Department of Housing and Urban Development; and

WHEREAS, the County of Monmouth has submitted its Annual Plan for **FY2014** to the U.S. Department of Housing and Urban Development, which included a project hereinafter referred to as **Township of Ocean** with a grant allocation of **\$162,174.00**; and

WHEREAS, the **Township of Ocean** hereby met all the requirements for the release of funds to begin incurring costs for this project; and

WHEREAS, the **Township of Ocean** has filed with the Monmouth County Community Development Program an acceptable "TIMETABLE FOR PROJECT COMPLETION AND EXPENDITURE OF GRANT FUNDS," which is included as Appendix I of the Project Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that the Mayor, or his designee, and Municipal Clerk of the Township of Ocean are authorized to execute with the County of Monmouth the attached Project Agreement; and

**b. Certification Prohibiting the use of Excessive Force and Prohibiting the Use of
Federal Funds for Lobbying**

**AUTHORIZING THE MAYOR TO SIGN A CERTIFICATION PROHIBITING THE USE OF
EXCESSIVE FORCE AND A CERTIFICATION PROHIBITING THE USE OF FEDERAL
FUNDS FOR LOBBYING**

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for **FY2014**; and

WHEREAS, the County is making some of these funds available to certain participating municipalities and non-profit agencies; and

WHEREAS, it is required that the **Township of Ocean** execute a project agreement with Monmouth County to undertake a project known as **ADA Improvements to Senior Center**; and

WHEREAS, the U.S. Department of Housing and Urban Development is requiring that the Mayor of the **Township of Ocean** sign additional certifications in order to receive these funds; and

WHEREAS, the **Township of Ocean** has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individual engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made part of this resolution

NOW, THEREFORE, BE IT RESOLVED, that the **Township of Ocean** has met the conditions of receiving a **FY2014** allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED that the Mayor or his designee of the **Township of Ocean** is hereby authorized to sign the attached certification which will become part of the **FY2014** Project Agreement.

14-057 Authorize the Person-to-Person transfer of Liquor License No. 1337-33-002-011 from Levy Liquors II, LLC to Deal 35 Liquors, LLC effective March 20, 2014

WHEREAS, Deal 35 Liquors, LLC, 1195 Route 70, Suite 2000, Lakewood, NJ made application on January 10, 2014 for a Person-to-Person Transfer of Plenary Retail Consumption Liquor License, Number 1337-33-002-011 (currently a "pocket" license); and

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

WHEREAS, the applicant is qualified to be licensed in accordance with all standards established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as pertinent local ordinances pertaining to same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby approve, effective March 20, 2014, the Person-to-Person Transfer of the aforesaid Plenary Retail Consumption License (currently a "pocket" license) to Deal 35 Liquors, LLC and does hereby direct the Municipal Clerk to endorse the license as follows: ***"This license, subject to all its terms and conditions, is hereby transferred to Deal 35 Liquors, LLC, 1195 Route 70, Suite 2000, Lakewood, NJ 08701 effective March 20, 2014;*** and

FURTHER BE IT RESOLVED that the Municipal Clerk of the Township of Ocean is hereby authorized to change the number of the license to #1337-33-002-012 reflecting this transfer and to so advise the State of New Jersey, Division of Alcoholic Beverage Control

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

1. Kristine M. Bergman, Esq., attorney for Deal 35 Liquors, LLC
2. Chief of Police
3. State of New Jersey, Division of Alcoholic Beverage Control

14-058 Authorize the receipt of bids for an abandoned vehicle

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

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

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

| | YEAR | MAKE | MODEL | VIN# | Minimum Bid |
|----|-------------|-------------|--------------|-------------------|--------------------|
| 1. | 2004 | Mitshubishi | Eclipse | 4A3AE45G54E059053 | \$5,025.00 |

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean that the Township Manager or his designee is hereby authorized to receive bids for abandoned vehicles to be auctioned on **April 10 2014, at 3:00 PM**, at the Township of Ocean Town Hall, 399 Monmouth Road, Oakhurst, N.J. 07755.

BE IT FURTHER RESOLVED that the prospective bidders may examine the vehicle to be auctioned at Central Towing, 31 Central Ave., Red Bank, N.J. 07701, between the hours of 10:00 AM and 2:00 PM, on **April 3, 2014**.

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

1. Police Department (Traffic Bureau)
2. Towing Company
3. Township Manager

14-059 Authorize the Submission of the following Grant(s):**a. Safe Route to Schools Grant**

WHEREAS, the Township of Ocean, Monmouth County wishes to submit an application to the State of New Jersey, Department of Transportation to secure funding through the "Safe Route to Schools" Program; and

WHEREAS, the Township Council has authorized the Township Manager to submit an application to the "Safe Route to Schools" Program for the following project:

Bicycle and Pedestrian Pathways around Ocean Township Elementary Schools

NOW, THEREFORE, BE IT RESOLVED by the Township of Ocean, in the County of Monmouth that authorization is hereby given for the Township Manager to process the New Jersey Department of Transportation's "Safe Route to Schools" Grant; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute said Grant Application; and

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

- 1. Township Manager
- 2. Director of Finance

14-060 Authorize the Stormwater Management Agreement with the following:

a. Block 187, Lot 10 – 3415 Sunset Avenue – 3415 Sunset Avenue, LLC

WHEREAS, the Township of Ocean Planning Board, as part of their approval, required the applicant(s) of **Block 187, Lot 10** located at **3415 Sunset Avenue (3415 Sunset Avenue, LLC)**, enter into a Stormwater Management Easement and Escrow Fund Agreement; and

WHEREAS, the Township professionals in conjunction with the property owners' representatives prepared a Stormwater Management Easement and Escrow Fund Agreement; and

WHEREAS, this Stormwater Management Easement and Escrow Fund Agreement is subject to review and approval by both the Planning Board Engineer and the Township Attorney;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to sign said Stormwater Management and Escrow Fund Agreement, subsequent to the approval of both the Planning Board Engineer and the Township Attorney on behalf of the Township of Ocean so that said Agreement can be recorded in the County of Monmouth.

BE IT FURTHER RESOLVED that a condition of the approval of this Agreement shall be that the metes and bounds description for the entire property be included as an attachment to the Agreement and the attached recorded in the County of Monmouth.

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

- 1. 3415 Sunset Avenue, LLC
- 2. Township Attorney
- 3. Director of Community Development

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 | | | |

ORDINANCE:

Introduction:

Ordinance #2218 – (P.H. 4/17/14 Coaster)

An ordinance to exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.00% or the cost of living adjustment of 3.5% over the previous years final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations subject to the 2.00% cap or the 3.5% cost of living adjustment when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Township Council of the Township of Ocean, County of Monmouth, hereby determines that this difference in the amount of \$762,720.84 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that which is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

| 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: \$ 7,145,138.76

**Township of Ocean
Department of Finance
Voucher List for March 20, 2014**

| Vendor Name | Description | Amount | Contract |
|---|-------------------------------|----------|----------|
| <u>Appropriation Reserves Payments</u> | | | |
| ACUSHNET CO | CTGC SUPPLIES; BALLS/GLOVES | 760.67 | |
| AIR SYSTEMS MAINTENANCE INC | December Heating/Air Contract | 4,764.63 | |
| COOPER ELECTRIC SUPPLY CO | METAL HALIDE LAMP - 8/29/13 | 246.48 | |
| GARIPPO, LOUIS JUDGE | | 600.00 | |

MEETING MINUTES

MARCH 20, 2014

| | | |
|--|--------------------------------|------------------|
| GROUNDWATER & ENV SERVICES INC C1300031 | BEECROFT DPW FACILITY #0313327 | 1,986.46 |
| HESS CORPORATION | Gas sustainable energy | 7,112.11 |
| INTERNATIONAL SALT CO LLC | Salt for icy roads | 34,598.26 |
| JEFFREY R SURENIAN & ASSOC LLC C1300008 | DEC 2013 MT LAUREL MATTERS | 17.50 |
| JOHNSON, MARY | REIMBURSEMENT ST FED CONF | 100.00 |
| LEON S AVAKIAN INC | GEN ENGINEERING THRU 12/31/13 | 4,295.00 |
| LEON S AVAKIAN INC | GENERAL ENGINEERING & COPIES | 1,905.00 |
| QUALITY COMMUNICATIONS | PD- SERV/MAINT - DECEMBER 2013 | 301.14 |
| SLATE ROCK SAFETY | Hi-Vis vest for mechanics | 465.59 |
| VEHICLE TRACKING SOLUTIONS | Invoice not paid for Feb. 2013 | 799.60 |
| W B MASON CO INC | OFF. SUPPLIES AS PER ATTACHED | 828.12 |
| W B MASON CO INC | OFF. SUPPLIES AS PER ATTACHED | 969.08 |
| W B MASON CO INC | OFF. SUPPLIES AS PER ATTACHED | 998.00 |
| W B MASON CO INC | OFF. SUPPLIES AS PER ATTACHED | 989.48 |
| Total | | 61,737.12 |
| Total Appropriation Reserves Payments | | 61,737.12 |

2013 Current Fund Appropriation Payments

| | | |
|---|--------------------------------|------------|
| 33 EAST CAR WASH OF OCEAN | PD- CAR WASHES - JAN 2014 | 138.50 |
| 33 EAST CAR WASH OF OCEAN | PD- CAR WASHES - FEB 2014 | 112.00 |
| 33 EAST CAR WASH OF OCEAN | Car Wash | 7.00 |
| ACCURINT FOR LAW ENFORCEMENT ACUSHNET CO | PD-BACKGROUND SEARCHES- FEB | 33.00 |
| AIR SYSTEMS MAINTENANCE INC | Retail items for CTGC | 437.23 |
| ALL AMERICAN ENGRAVING | February Heating/Air Contract | 2,982.67 |
| ALL AMERICAN TURF INC | PD- POCKET NAME BADGES | 75.95 |
| AMERICAN HOSE & HYDRAULICS CO | February misc lawn mower parts | 340.39 |
| AMERICAN HOSE & HYDRAULICS CO | Cylinders for all SL trucks | 850.00 |
| AMERICAN WEAR INC | Plow Cylinder Repair | 1,709.00 |
| AMERICAN WEAR INC | February uniform rental | 581.84 |
| ARBUS, MAYBRUCH & GOODE LLC C1400003 | February rags for Shop use | 52.00 |
| ARBUS, MAYBRUCH & GOODE LLC C1400003 | TAX APPEALS - FEBRUARY 2014 | 1,620.00 |
| ASCAP - AMER SOCIETY COMPOSERS | TOWNSHIP ATTORNEY-FEB/MAR 2014 | 7,679.00 |
| ATLANTIC PLUMBING SUPPLY CORP | RENEWAL MUSIC LICENSING FEE | 330.00 |
| BENNETT, MARY | February misc plumbing supply | 329.63 |
| BERARDESCO GENERAL | Reimbursement for supplies | 44.27 |
| BERARDESCO GENERAL | Snow removal storm of 1/2/14 | 14,875.00 |
| BERARDESCO GENERAL | Snow removal storm on 1/31/14 | 37,782.50 |
| BERARDESCO GENERAL | Snow removal | 13,825.00 |
| BERARDESCO GENERAL | SNOW REMOVAL - FEB 14, 2014 | 13,650.00 |
| BERARDESCO GENERAL | SNOW REMOVAL - FEB 15, 2014 | 8,575.00 |
| BERGEY'S INC | February misc parts for Twp | 721.74 |
| BLONDER, ERIC | REFUND RECREATION PROGRAM | 130.00 |
| BOARD OF FIRE COMMISSIONERS | 2014 FIRE DISTRICT #1 TAXES | 393,212.50 |
| BOARD OF FIRE COMMISSIONERS | 2014 FIRE DISTRICT #2 TAXES | 329,466.50 |
| BOARD OF FIRE COMMISSIONERS | 2014 SUBCODE INSPECTION SVCS | 7,000.00 |
| BRANNEN, ANDREW G | AFLAC FSA-DEPENDENT CARE REIMB | 800.00 |
| BROWN, SANFORD ESQ | PB General | 1,582.00 |
| BULLET LOCK & SAFE CO INC | February misc keys for Twp | 74.50 |
| BUTTIGLIERI, VINCENT CMC | 2014 Region 2 Conference | 448.78 |
| BUTTIGLIERI, VINCENT CMC | 2014 IIMC Conference | 927.80 |
| BUTTIGLIERI, VINCENT CMC | Jan/Feb 2014 Petty Cash | 318.20 |
| BUTTIGLIERI, VINCENT CMC | March 2014 Petty Cash | 80.87 |
| CABLEVISION | PD-INTERNET SERVICES- FEB 2014 | 155.10 |
| CABLEVISION | PD/LETF-INTERNET SERV-FEB 2014 | 89.90 |
| CABLEVISION | Townhall Acc#7866-186654 (feb) | 184.80 |
| CABLEVISION | Roller Rd# 66-197238-1 (FEB) | 89.90 |
| CABLEVISION | Roller Rd# 66-197238-1 (MAR) | 98.68 |
| CABLEVISION | Beecroft #7866-193927-2 (feb) | 169.80 |
| CALABRO, PHIL | Substitute Supervisor Men's BB | 182.00 |
| CALLAWAY GOLF CO - HDQTRS BLDG | BLANKET ORDER FOR CTGC | 363.00 |
| CAMPBELL FOLEY DELANO & ADAMS | MUNIC PROSECUTOR JAN-JUN 2014 | 2,500.00 |
| CCC HEAVY DUTY TRUCK PARTS CO | Cab Lock Cylinder/Truck #5 | 235.60 |
| CDW GOVERNMENT LLC | Kingston MicroSD Cards | 46.00 |
| CDW GOVERNMENT LLC | Fujitsu Scansnap IX500 | 490.00 |

MEETING MINUTES

MARCH 20, 2014

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| CHAVEZ, ELAINE | REFUND FACILITY RENTAL FEE | 125.00 |
| CITY OF PERTH AMBOY | PD- 3-DAY FTO TRAINING COURSE | 200.00 |
| CLARKE CATON HINTZ C1400009 | PROFESSIONAL SVC THRU 1/31/14 | 1,972.50 |
| CMF BUSINESS SUPPLIES INC | DHS Copy Paper | 502.92 |
| CNA SERVICES | PD- FIRST AID SUPPLIES | 300.60 |
| COHEN, JACK & PENINA | COUNTY TAX APPEAL BL 9 LOT 72 | 17,322.98 |
| COMBAT SPORTS LLC | SUMMER REC CAMP EVENT | 300.00 |
| COOPER ELECTRIC SUPPLY CO | January misc electric supplies | 1,227.84 |
| COOPER ELECTRIC SUPPLY CO | February electric supplies | 319.46 |
| COUNTRY CLEAN INC | Mar: Paper Products DHS Office | 207.76 |
| COUNTY OF MONMOUTH | Vehicle Wash/January 2014 | 385.00 |
| DANNY AIKEN | Substitute Supervisor Rec. BB | 46.00 |
| DEARBORN NATIONAL LIFE INS CO | Dearborn Life Ins Prem-March | 550.21 |
| DELTA DENTAL OF NJ INC | Delta Dental Premium-March | 79.26 |
| DIAMOND M LUMBER CO INC | Lumber for Pool Picnic Tables | 993.60 |
| DIAMONDBACK PRODUCTS, INC. | Changeover kit botton/Truck 11 | 656.47 |
| DOWD, JACQUELINE A | Reimburse Seminar Registration | 12.00 |
| DZURINA, GEORGE | REFUND HEALING HEARTS FEE | 160.00 |
| EDWARDS TIRE CO INC | February recap & service tires | 4,511.92 |
| EDWARDS TIRE CO INC | February tires for Vehicles | 993.60 |
| EXPERT ONLINE TRAINING | Rec. Staff Training | 349.00 |
| F & C AUTOMOTIVE SUPPLY INC | February misc parts for Twp | 3,888.71 |
| FAMILY DEVELOPMENT RESOURCES | Parenting Inventory | 250.00 |
| FEDEX | SHIP TO TWP/OCEAN IN OCEAN CTY | 27.17 |
| FINCH FUEL OIL CO. INC. | February unleaded/diesel fuel | 36,407.50 |
| FLAGSHIP DENTAL PLANS | Flagship Dental Premium- March | 252.59 |
| G.F.O.A. OF N.J. | 2014 MEMBERSHIP DUES - NJGFOA | 180.00 |
| G.F.O.A. OF N.J. | 2014 GFOA Spring Mini Conferen | 95.00 |
| G.S. REALTY CORP.,ASSIGNEE | STATE TAX APPEALS-VARIOUS | 25,877.66 |
| GANNETT NJ NEWSPAPERS | MARCH 2014 LEGAL ADVERTISING | 63.90 |
| GEESE CHASERS LLC C1400006 | CTGC GEESE CONTROL - FEB 2014 | 862.33 |
| GEORGE WALL LINCOLN MERCURY | February misc parts for Twp | 331.92 |
| GILES & RANSOME INC | February misc loader parts | 326.99 |
| GPANJ | REG. ANNUAL EDUC. CONFERENCE | 395.00 |
| H & H MACK SALES, INC. | Rear for Truck #90 | 6,030.00 |
| HANBURY, RAYMOND F. JR. PHD | PD- PSYCH EVALUATION - GALVIN | 200.00 |
| HANDI-LIFT SERVICE CO INC | Emergency Repair Lift | 1,280.00 |
| HERITAGE VILLAGE AT OCEAN, LLC | RENTAL ASSISTANCE AGREEMENT | 27,666.00 |
| HERSH, DAVID & CAROL | STATE TAX APPEAL BL 138 LOT 84 | 6,950.44 |
| HESS CORPORATION | Gas sustainable energy | 7,225.19 |
| HUDSON ENERGY SERVICES | Electric sustainable energy | 621.72 |
| IACP - MEMBERSHIP | PD- ANNUAL MEMBERSHIP - 2014 | 120.00 |
| IDEAL LUMBER & SUPPLY CO | February misc lumber/support | 84.00 |
| INTERNATIONAL SALT CO LLC | Salt for icy roadways | 36,173.56 |
| JAMES HIGGINS ASSOCIATES | PB Meetings | 400.00 |
| JAMM PRINTING | Printing Order | 114.00 |
| JERSEY CENTRAL POWER & LIGHT | January electric general use | 17,783.87 |
| JERSEY CENTRAL POWER & LIGHT | January street lighting | 17,542.41 |
| JIM CURLEY PONTIAC GMC TRUCK | February misc parts for Twp | 395.16 |
| JOHNNY ON THE SPOT INC | March: Sanitary Unit JPP | 104.45 |
| JOHNSON, JUDI | Reimburse PE Supplies Purchase | 98.88 |
| JUNGLE LASER LLC | PROGRESS PACIFIC APPL -JAN '14 | 1,870.00 |
| JUNGLE LASER LLC | PROGRESS PACIFIC APPL -FEB '14 | 2,330.00 |
| KEANSBURG AMUSEMENTS & | PE Summer Field Trip | 2,400.00 |
| KELLY WINTHROP, LLC. | Deer Carcass Removal | 118.50 |
| KEPWEL SPRING WATER CO | Feb est for water for DHS | 71.20 |
| L3 COM MOBILE-VISION INC | PD- SERVICE CALLS - JAN 2014 | 225.00 |
| L3 COM MOBILE-VISION INC | PD- SERVICE CALLS - FEB 2014 | 225.00 |
| LABCORP | FEBRUARY TOXICOLOGY FEES | 28.50 |
| LAKEWOOD AUTO/ASBURY NAPA | February misc parts for Twp | 1,653.94 |
| LANGUAGE LINE SERVICES | Jan '14 Telephone Interpreting | 110.50 |
| LAYTON, LINDA | REFUND FACILITY RENTAL FEE | 155.00 |
| LEON S AVAKIAN INC | GEN ENGINEERING THRU 12/31/13 | 4.00 |
| LEON S AVAKIAN INC | GENERAL ENGINEERING & COPIES | 3,062.50 |
| LEVIN, SIMON & BARBARA | 2013 CO TAX APPEAL BL152 L1.01 | 347.52 |
| LEXISNEXIS MATTHEW BENDER | Renewal April 2014-March 2015 | 208.89 |

MEETING MINUTES

MARCH 20, 2014

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| LINE SYSTEMS, INC. | FEB/MAR 2014 PHONE SVC CHARGE | 2,486.18 |
| LOWES - GE CONSUMER FINANCE | February misc building supply | 410.87 |
| MAJOR POLICE SUPPLY | PD- BARRIER FOR TAHOE | 185.00 |
| MARMALEJO, SABAS | REFUND RENTAL SECURITY | 125.00 |
| MASLO, STEVEN R. & JOYCE D. | 2013 TAX APPEAL BL 174 LOT 36 | 2,369.39 |
| MAZZA & SONS INC | February dump fees for Bulk | 2,986.06 |
| MC EVOY, SALLY | Supervise Senior Basketball | 216.00 |
| MCAA OF NJ C/O CAROL JENKINS | 2014 MCAA NJ Annual Dues | 135.00 |
| MCANJ | 2014 EDUCATION CONFERENCE | 240.00 |
| MGL PRINTING SOLUTIONS | 2014 Sewer Bills | 1,346.00 |
| MICKEY BENOIT INC | January Recycle Brush | 1,316.00 |
| MICKEY BENOIT INC | February Recycle Brush | 868.00 |
| MID ATLANTIC TRUCK CENTER INC | February misc parts | 180.92 |
| MID JERSEY MUN JOINT INS FUND | 2014 ASSMT BILL - 3RD INSTALL. | 248,640.75 |
| MON CTY TRAFFIC OFFICERS ASSOC | PD- AGENCY DUES 2014 | 35.00 |
| MON MUNICIPAL JUDGES ASSOC | 2014 Annual Judge's Assoc Dues | 160.00 |
| MONMOUTH COUNTY POLICE CHIEFS | PD- ANNUAL MEMBERSHIP | 150.00 |
| MONMOUTH-OCEAN (CIB) | PD- ANNUAL MEMBERSHIP | 50.00 |
| MOSCATO, MICHELLE | REFUND PROJECT EXTEND FEES | 330.00 |
| MSA SYSTEMS INTEGRATION | PD- SERVICE CALL | 432.00 |
| NEPTUNE AUTO SUPPLY | February misc parts for Twp | 3,103.16 |
| NEPTUNE AUTO SUPPLY | Carriage bolts for plow blades | 516.00 |
| NJ DEPT OF LABOR & WORKFORCE | INTEREST ON 2ND & 4TH QTR 2013 | 12.69 |
| NJ E-ZPASS NON REVENUE ACCTS | Replenish Account Funds | 55.00 |
| NJ GRAVEL & SAND | SAND FOR TOWNSHIP ROADS | 789.80 |
| NJ GRAVEL & SAND | Sand for Township Roads | 2,343.00 |
| NJ LEAGUE OF MUNICIPALITIES | Seminar - March 18, 2014 | 75.00 |
| NJ LEAGUE OF MUNICIPALITIES | Collections Clerk Ad | 110.00 |
| NJ NATURAL GAS CO | January gas usage for Twp | 8,805.35 |
| NJ PLANNING OFFICIALS | NJPO Publication Order | 56.00 |
| NJ POLICE TRAFFIC OFFICERS | PD- 2014 ANNUAL DEPT DUES | 35.00 |
| NJ ST ASSOC CHIEFS OF POLICE | PD - TRAINING 201/224 | 350.00 |
| NJ ST ASSOC CHIEFS OF POLICE | PD- ANNUAL MEMBERSHIP - 2014 | 250.00 |
| NJ ST LEAGUE OF MUNICIPALITIES | Budget, Ethics & Proc Updates | 55.00 |
| NJ STATE HEALTH BENEFITS FUND | SHBP Premium - March | 192,465.12 |
| NJAWC | January water usage | 2,831.64 |
| NJ-IAAO | REG. NJ-IAAO SEMINAR 03/13/14 | 120.00 |
| NJRPA INC | CONFERENCE REG. - 3 staff | 1,179.00 |
| OLD DOMINION BRUSH CO | Filter Elements/Leaf machine | 240.00 |
| OLIVUDOTTI, RUSSELL | Ref Assignments Boys' Sr. Div | 72.00 |
| POGWIST, RAYMOND E | REIMBURS WKSHR EXPENSES | 100.38 |
| PUBLIC WORKS ASSOC OF NJ | 2014 Membership registration | 50.00 |
| QUALITY COMMUNICATIONS | INSTALL SINGLE PRISONER CAGES | 562.50 |
| QUIKIE PRINT & COPY SHOPS | Housing Inspect Forms | 657.00 |
| REISER, KATHY | Reimburse for CTCG Expenses | 129.00 |
| RUDERMAN & GLICKMAN PC C1400001 | FEB 2014 LABOR RELATIONS ATTY | 3,927.00 |
| RUTGERS THE STATE UNIVERSITY | PD- TRAINING - MARTINEZ | 773.00 |
| RUTGERS YOUTH SPORTS RESEARCH | SAFETY #4 Packet | 30.50 |
| S & S WORLDWIDE INC | Supplies for Messy School | 29.59 |
| S & S WORLDWIDE INC | Project Extend Supplies | 471.12 |
| SANITATION EQUIPMENT CORP | February misc truck parts | 218.58 |
| SEA BREEZE FORD INC | February misc parts for Twp | 1,579.25 |
| SEABOARD WELDING SUPPLY INC | PD- OXYGEN REFILLS - FEB 2014 | 156.00 |
| SEABOARD WELDING SUPPLY INC | February propane for patch | 1,098.88 |
| SEACOAST CHEVROLET OLDSMOBILE | February misc parts for Twp | 201.30 |
| SEACOAST CHEVROLET OLDSMOBILE | February vehicle repairs | 3,227.71 |
| SEARS, ROEBUCK & CO D/768TAX | STATE TAX APPEAL BL 141 LOT 2 | 209,817.56 |
| SERPICOS BUSINESS MACHINES | Typewriter Service | 275.00 |
| SHI INTERNATIONAL CORP. | PD- L-3 PRINTER CARTRIDGES | 101.50 |
| SHI INTERNATIONAL CORP. | Ipad case/ TZ215 | 720.00 |
| SNAP-ON INDUSTRIAL | Software Upgrade/For Vehicles | 746.25 |
| SPRINT PO MANAGEMENT | PD- NEXTEL SERV PLAN- FEB 2014 | 446.51 |
| SPRINT PO MANAGEMENT | AIR CARD SERVICE 1/27-2/26 | 49.99 |
| STATE SHORTHAND REPORTING | Cassette tape copy | 15.00 |
| STAVOLA ASPHALT CO INC | February 1st half patch | 220.71 |
| STAVOLA ASPHALT CO INC | February 2nd half patch | 452.43 |
| STERN, ERIC & CHRISTINE | 2013 CO TAX APPEAL BL152 L1.01 | 248.22 |
| STEWART BUSINESS SYSTEMS | Printing Services (MAY) | 636.82 |

MEETING MINUTES

MARCH 20, 2014

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| STEWART BUSINESS SYSTEMS | Printing Services (JUN) | 636.82 |
| STEWART BUSINESS SYSTEMS | Printing Serv. Quarter (mar) | 636.82 |
| SUPPLY KING INC | Recreation Maint. Supplies | 85.55 |
| TF MEDIA GROUP, INC. | Summer Rec & PE Advertising | 300.00 |
| THATCHER, LINDA | Supervise Girls Jr. Sr. Bball | 165.00 |
| THE IRWIN LAW FIRM ATTY TRUST | 2013 TAX APPEAL BL 11 LOT 24 | 1,104.50 |
| THE NEW COASTER LLC | FEB/MAR 2014 LEGAL ADVERTISING | 24.49 |
| TORRALBA, OMAR | REFUND FACILITY RENTAL FEE | 155.00 |
| TOSK, CHERYL | 2013 CO TAX APPEAL BL152 L1.01 | 446.79 |
| TOWNE HARDWARE | February misc maintenance | 286.42 |
| TREASURER COUNTY OF MONMOUTH | February dumping fees | 35,959.08 |
| TREASURER COUNTY OF MONMOUTH | PD- MOCERT YEARLY ASSESSMENT | 1,000.00 |
| TREASURER OF SCHOOL MONIES | SCHOOL TAXES PAYABLE 1/14-6/14 | 4,636,845.21 |
| TREASURER STATE OF NJ | UCC SUBSCRIPTION RENEWAL | 50.00 |
| TREASURER STATE OF NJ | SITE REMEDIATION LSRP ANNUAL | 6,400.00 |
| TRICO EQUIPMENT SERVICES LLC | January misc parts for Twp | 1,000.00 |
| TRICO EQUIPMENT SERVICES LLC | February misc parts for Twp | 701.50 |
| TRIDENT ABSTRACT CO | TITLE & COUNTY SEARCHES | 375.00 |
| TRIOUS INC | January misc parts for Twp | 6,687.36 |
| TRIOUS INC | Rubber cutting edge/Plows | 3,393.00 |
| TRIOUS INC | Steel plow blades/Snow Remove | 1,496.00 |
| TRIOUS INC | Shoes for Snow Removal | 12,123.98 |
| TRONOLONE, JOHN | Supervise Adult Volleyball | 144.00 |
| TRONOLONE, JOHN | Supervise Adult Volleyball | 144.00 |
| TRUMP TAF MAHAL CASINO RESORT | Reservations for NJRPA Conf. | 376.00 |
| T-TIME DESIGNS INC | STARTER BOOKS CTGC | 135.03 |
| TULPEHOCKEN SPRING WATER | February bottled water for Twp | 122.50 |
| TWP OF OCEAN PAYROLL ACCOUNT | TWP SHARE SS/FICA P/R 03/07/14 | 22,121.13 |
| TWP OF OCEAN SEWERAGE | REFUND 2012-13 GAS/DIESEL | 3,926.09 |
| UP TITE FASTENERS INC | February misc maintenance | 68.50 |
| US 1 AUTO PARTS | February misc parts for Twp | 809.45 |
| VALENTINO, JOSEPH | PHONE REIMBURSEMENT | 75.00 |
| VAN SANT CONTRACTORS & | Hand Cleaner/for all dept. | 753.98 |
| VANTAGEPOINT TRANSFER AGENTS | RHS Reimbursement - March | 11,527.40 |
| VEHICLE TRACKING SOLUTIONS | February monthly service | 779.61 |
| VERIZON | HSD INTERNET 3/14 | 71.11 |
| VERIZON | TELEPHONE SERVICE 2/14 | 216.61 |
| VERIZON | BROADBAND SERVICES 2/14-3/14 | 298.88 |
| VERIZON BUSINESS FIOS | LibraryFIOS#7325314664647(feb) | 159.88 |
| VERIZON WIRELESS | PD-AIRCARD SERV PLAN- FEB 2014 | 614.45 |
| VERIZON WIRELESS | PD-AIRCARD SERV PLAN- FEB 2014 | 570.21 |
| VERIZON WIRELESS | February Verizon Air Card | 130.09 |
| W H POTTER & SON INC | February misc lawn mower parts | 84.95 |
| W W GRAINGER INC | February misc supplies for Twp | 777.23 |
| WAGE WORKS | JAN/DEC-14 FSA PLAN ADMIN FEE | 100.00 |
| WARAR, NEIL | Supervise Boys' Jr Basketball | 114.00 |
| WARNER, CHARLES DUDLEY,III & | 2013 CO TAX APPEAL BL140.10 L4 | 1,055.55 |
| WIGDORTZ, JUDITH | 2013 CO TAX APPEAL BL152 L1.01 | 297.86 |
| WILENSKY, MARIANNE | | 300.00 |
| <u>Total</u> | | 6,539,886.53 |
| | <u>Total 2013 Current Fund Appropriations Payments</u> | <u>6,539,886.53</u> |
| | <u>General Capital Payments</u> | |
| ARBUS, MAYBRUCH & GOODE LLC | TWP ATTORNEY FEB-14 POPLAR VIL | 306.00 |
| FERNANDES CONSTRUCTION INC C1300025 | 2013 ROADWAY IMPR PROG-CERT #1 | 136,404.47 |
| FRENCH & PARRELLO ASSOC, PA C1400007 | PESTICIDE SITE INVESTIGATION | 9,395.50 |
| HERTRICH FLEET SERVICES | DHS Minivan, 7 Passenger | 20,210.00 |
| LEON S AVAKIAN INC | GENERAL CAPITAL ENGINEERING | 5,517.50 |
| PILOT ELECTRIC CO | Pool & Tennis Facility Equip. | 1,676.73 |
| SETTEMBRINO ARCHITECTS C1300018 | ARCHITECT - WPA SENIOR/REC CTR | 4,125.00 |
| SETTEMBRINO ARCHITECTS C1300021 | WEST WING INTERIOR RENOVATIONS | 15,750.00 |
| SHI INTERNATIONAL CORP. | PD/CAP-CONFERENCE ROOM | 548.37 |
| SHI INTERNATIONAL CORP. | Monitors/Speakers | 2,061.92 |
| <u>Total</u> | | 195,995.49 |

MEETING MINUTES**MARCH 20, 2014**

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| <u>Total General Capital Payments</u> | | <u>195,995.49</u> |
| <u>Grants Payments</u> | | |
| BUTTIGLIERI, VINCENT CMC | March 2014 Petty Cash | 31.98 |
| CDW GOVERNMENT LLC | OLYMPUS LION 42B BATTERY | 72.00 |
| CREATIVE PRODUCT SOURCING INC | PD/GRANT - DARE GRADUATION | 999.00 |
| CREATIVE PRODUCT SOURCING INC | PD/GRANT - DARE GRADUATION | 671.80 |
| LABCORP | FEBRUARY TOXICOLOGY FEES | 1,328.50 |
| MAGICAL RESULTS | Recycling/Clean Commu Info | 1,500.00 |
| PRECISE CONSTRUCTION, INC. C1300027 | DPW RECYCLING FACILITY-CERT #4 | 14,348.14 |
| TWP OF OCEAN PAYROLL ACCOUNT | TWP SHARE SS/FICA P/R 03/07/14 | 453.77 |
| <u>Total</u> | | <u>19,405.19</u> |
| <u>Total Grants Payments</u> | | <u>19,405.19</u> |
| <u>Law Enforcement Trust Payments</u> | | |
| BURKE, THOMAS DET SGT | PD/LETF- "BUY MONEY" | 500.00 |
| <u>Total</u> | | <u>500.00</u> |
| <u>Total Law Enforcement Trust Payments</u> | | <u>500.00</u> |
| <u>TORTA Payments</u> | | |
| TWP OF OCEAN PAYROLL ACCOUNT | Torta Programs | 1,666.00 |
| TWP OF OCEAN PAYROLL ACCOUNT | Torta Programs | 1,476.49 |
| <u>Total</u> | | <u>3,142.49</u> |
| <u>Total TORTA Payments</u> | | <u>3,142.49</u> |
| <u>Trust Other Payments</u> | | |
| 1910 INVESTMENTS LLC | PERF GUARANTEE RELEASE & ADJ | 121,533.59 |
| BROWN, SANFORD ESQ | PB Reviews | 490.00 |
| BROWN, SANFORD ESQ | PB Reviews | 1,904.00 |
| CELLI, MICHAEL G JR ESQUIRE | PUBLIC DEFENDER - FEB 2014 | 250.00 |
| DABAH, DEBORAH | REDEMPTION BLOCK 8.02 LOT 4 | 30.00 |
| FITZGERALD, WILLIAM | PB & BOA Reviews | 1,282.50 |
| HARDY, THOMAS | WC Qualx CK#53527 Hardy Share | 1,158.35 |
| HARDY, THOMAS | WC Qualx Ck#53527 Twp Share | 490.99 |
| HARDY, THOMAS | WC Qual Ck#53675 Hardy Share | 713.92 |
| HARDY, THOMAS | WC Qual Ck#53675 Twp Share | 346.37 |
| INVESTA (C1) SPE-NJ, LLC | REDEMPTION BL 9 L 75 | 18,272.89 |
| INVESTA (C1) SPE-NJ, LLC | REDEMPTION BL 9 L 75 | 45,100.00 |
| JAMES HIGGINS ASSOCIATES | PB & BOA Reviews | 1,500.00 |
| JAMES HIGGINS ASSOCIATES | Landscape Inspections | 281.25 |
| LARCHWOOD MINYAN, INC. | PERF GUARANTEE ADJUSTMENT | 58,097.25 |
| LEON S AVAKIAN INC | ENGINEER SVCS - VARIOUS PROJ | 30,436.25 |
| MASER CONSULTING, P.A. | ENG SVC-ROLLING MDW&CEDAR | 1,840.00 |
| MASER CONSULTING, P.A. | ENG SVC-ROLLING MDW&CEDAR | 1,000.00 |
| MTAG CUST FOR CAZ CREEK NJ LLC | REDEMPTION BL 8.02 LOT 4 | 661.06 |
| MTAG CUST FOR CAZ CREEK NJ LLC | REDEMPTION BLOCK 8.02 LOT 4 | 1,200.00 |
| RANT, THOMAS | WC Qualx Ck#53581 Rant Share | 1,234.83 |
| RANT, THOMAS | WC Qualx CK#53581 Twp Share | 451.17 |
| TWP OF OCEAN CURRENT FUND | Special Duty Admin & Car fees | 650.00 |
| TWP OF OCEAN CURRENT FUND | Special Duty Admin & Car Fees | 3,540.00 |
| TWP OF OCEAN PAYROLL ACCOUNT | Special Duty Payroll Details | 2,730.00 |
| TWP OF OCEAN PAYROLL ACCOUNT | Deferred Vacation | 3,114.37 |
| TWP OF OCEAN PAYROLL ACCOUNT | Special Duty Payroll Details | 7,500.00 |
| US BANK CUST/EMP IV, CAP ONE | REDEMPTION B 209 L 10 | 18,663.15 |
| <u>Total</u> | | <u>324,471.94</u> |
| <u>Total Trust Other Payments</u> | | <u>324,471.94</u> |

Total Bill List for March 20, 2014

| | |
|-----------------------------|---------------------|
| Appropriation Reserve Total | <u>61,737.12</u> |
| Current Fund Total | <u>6,539,886.53</u> |
| General Capital Fund Total | <u>195,995.49</u> |
| State & Federal Grant Total | <u>19,405.19</u> |
| Law Enforcement Trust Total | <u>500.00</u> |
| TORTA Total | <u>3,142.49</u> |
| Trust Other Total | <u>324,471.94</u> |
| Animal Control Total | |
| Bid Deposit Refund | |
| State Unemployment Trust | |
| Public Assistance Trust | |
| Total of All Funds | <u>7,145,138.76</u> |

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

* Yes, except for those in which a conflict exists:
 Sanford Brown, Esq.
 James Higgins, Esq.
 Jungle Laser, LLC
 Kepwel Spring Water Co.

RESOLUTIONS:

14-061 Authorize an Inter-Local Services Agreement between the Township of Ocean Board of Fire Commissioners District #2 and Township of Ocean to provide Fire Sub-Code Inspections

WHEREAS, N.J.S.A. 40:8A-1, et. seq. authorizes local units, as defined in said Act, to enter into a joint agreement for provisions of government services; and

WHEREAS, the Township of Ocean and the Township of Ocean Board of Fire Commissioners for District #2 desire to enter into an agreement by where Fire District #2 provides fire sub-code services for the Township of Ocean by licensed employees of the Board of Fire Commissioners District #2 for the four year period beginning January 1, 2014 through December 31, 2017; and

WHEREAS, the agreement provides for the Township of Ocean to pay a quarterly fee of \$7,000.00 for the period January 1, 2014 through December 31, 2015 with an increase to \$7,500.00 for period January 1, 2016 through December 31, 2017 to the Board of Fire Commissioners District #2 for said services, which are to be provided during the normal course of the workday, not to exceed 40 hours per month; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean's Temporary and Final 2014 Municipal Budget, as well as subsequent budgets for the duration of this contract, in the Construction Code Contractual Services account, # 4-01-22-725-247;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Ocean, County of Monmouth, that the Mayor and Township Clerk are hereby authorized to execute the agreement between the Township of Ocean and the Township of Ocean Board of Fire Commissioners District #2 for licensed employees of Fire District #2 to provide fire sub-code services during the normal course of the workday, not to exceed 40 hours per month, for the four year period January 1, 2014 through December 31, 2017 at a quarterly fee as noted above; and

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

1. Board of Fire Commissioners District #2
2. Director of Finance
3. Director of Community Development
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 |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | X | | | |

14-062 Authorize the Mayor and Municipal Clerk to execute the Inter-local Services Agreement between the Township and the Board of Education for the rental of school buses for the 2014 Summer Recreation Program

WHEREAS, N.J. S. A. 40:8A-1 et seq. authorizes a municipality to enter into a contract with any other local unit for the joint provision of services; and

WHEREAS, the Township of Ocean is desirous of entering into a Rental Agreement with the Township of Ocean Board of Education for the use of seven (7) 54-passenger school buses for the Township of Ocean Summer 2014 Recreation Program; and

WHEREAS, the Rental Agreement provides that the Township of Ocean Board of Education will receive a flat fee of \$8,000.00; and

WHEREAS, the Director of Finance has certified that there are adequate sufficient funds available under the following line item appropriation: Recreation Trust, account # N-03-56-850-801

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean that the Mayor and Municipal Clerk are hereby authorized to execute the Rental Agreement with the Township of Ocean Board of Education for the use of seven (7) 54-passenger school buses for the Township of Ocean Summer 2014 Recreation Program, for the period June 24, 2014 through August 22, 2014; and

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

1. Township of Ocean Board of Education
2. Department of Human Services
3. Department of Public Works

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

14-063 Authorize an inter-local services contract with Monmouth County for the Police CAD System at a cost not to exceed \$38,904.19

WHEREAS, the Township of Ocean entered into a shared services agreement with the Monmouth County Sheriffs Department to provide computer related services to support any call-taking and dispatching functions; and

WHEREAS, the Township of Ocean Police Department wishes to continue with said shared serves with the Monmouth County Sheriffs Department to provide said services for 2014 at a cost not to exceed \$38,904.19; and

WHEREAS, it is the recommendation of the Township Manager and the Police Chief to continue with the shared services agreement with the Monmouth County Sheriffs Department; and

WHEREAS, the Director of Finance has certified that there are available funds for said contract in the Police Department Budget, account # 4-01-25-745-277

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth that authorization is hereby given to continue with the previously-entered Shared Services Agreement between the Township of Ocean and the Monmouth County Sheriffs Department to provide services as noted within at the not to exceed cost of \$38,904.19; 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. Monmouth County Sheriffs Department

| 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 | | | |

14-064 Rescind Resolution No. 14-038a awarding a contract to Abhzeen Design, Inc. for demolition and removal of residential structures at Poplar Village

WHEREAS, the Township of Ocean authorized the receipt of bids for the demolition and removal of residential structures at Poplar Village on November 14, 2013; and

WHEREAS, bids were received and opened by the Township of Ocean on January 16, 2014; and

WHEREAS, in connection therewith, the Township Council passed Resolution No. 14-038a awarding a contract for the demolition and removal of residential structures at Poplar Village to Abhzeen Design, Inc., Toms River, NJ; and

WHEREAS, subsequent to said award, it was determined that the bid proposal form submitted by Abhzeen Design, Inc. was not signed by a representative of said company; and

WHEREAS, the Township Attorney has determined that this deficiency is a material deficiency according to N.J.S.A. 40A:11-1 et seq., and precludes the Township from awarding a contract to said bidder; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby rescind the award of the contract for the demolition and removal of residential structures at Poplar Village previously awarded to Abhzeen Design, Inc., Toms River, NJ; 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. Abhzeen Design, 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 | | | |

14-065 Authorize the Consideration of the following bids/proposals:

a. Demolition and Removal of Residential Structures at Poplar Village

WHEREAS, the Township of Ocean authorized the receipt of bids for the demolition and removal of residential structures at Poplar Village on November 14, 2013; and

WHEREAS, the Township Engineer did duly advertise on December 11, 2013 to receive bids for said project; and

WHEREAS, in connection therewith the following eleven (11) bids were received by the Township of Ocean on January 16, 2014:

| | |
|---|---------------|
| Abhzeen Design, Inc., Toms River, NJ; | \$ 239,800.00 |
| Frank Lurch Demolition Co., Inc., Avon-by-the-Sea, NJ | \$ 249,000.00 |
| Mix-A-Lia Enterprises, LLC, Shrewsbury, NJ | \$ 324,000.00 |
| Wild Heart Demolition, Hillsborough, NJ | \$ 350,000.00 |
| D & J Mazza Demolition, Inc., Oakhurst, NJ | \$ 367,750.00 |
| IBN Contracting Corp., Newark, NJ | \$ 387,500.00 |
| National Demolition & Recycling, Inc., Hamilton, NJ | \$ 489,600.00 |
| Two Brothers Contracting, Inc., Clifton, NJ | \$ 611,000.00 |
| Aurora Environmental, Inc., Union Beach, NJ | \$ 689,570.00 |
| Yannuzzi & Sons, Inc., Hillsborough, NJ | \$ 712,000.00 |

Hudson Valley Environmental, Inc., Pt. Pleasant, NJ \$1,076,000.00

WHEREAS, the following three (3) companies picked up bid specifications but failed to submit said bid: Tricon Enterprises, Inc., Keyport, NJ, Curb Con, Inc., Barnegat, NJ and CAP Services, Inc., Belleville, NJ; and

WHEREAS, it was determined that the bid of the apparent lowest responsible bidder, Abhzeen Design, Inc., Toms River, NJ, contained material defects and therefore, the contract previously awarded in Resolution No. 14-038a was rescinded in Resolution No. 14-064; and

WHEREAS, the Township Manager and the Township Engineer have recommended that a contract be awarded to the second lowest responsible bidder, Frank Lurch Demolition Co., Inc., Avon-by-the-Sea, NJ at a cost not to exceed \$249,000.00; and

WHEREAS, the Director of Finance has certified to the Township Manager that there are adequate funds available for the purpose of award of this contract in the following account: Capital Improvement Fund, account # C-04-55-939-924;

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 Frank Lurch Demolition Co., Inc., Avon-by-the-Sea, NJ, as per their be proposal for the demolition and removal of residential structures at Poplar Village in the amount of \$249,000.00; 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. Township Engineer
2. Director of Finance
3. Frank Lurch Demolition Co., Inc.

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

14-066 Authorize the Township of Ocean to conduct the Annual Budget Review in accordance with the provisions of N.J.S.A. 40A:4-78b

RESOLUTION FOR CONDUCTING ANNUAL BUDGET EXAMINATION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Township of Ocean has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2014 budget year;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)
3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A:4-78(b) and NJAC 5:30-7.

It is further certified that the municipality has met the eligibility requirements of NJAC 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with NJAC 5:30-7.6.

Dated: March 20, 2014

By: _____
Chief Financial Officer

| 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 | | | |

14-067 Approve the renewal of a contract with Delta Dental of New Jersey, Inc. for the one period ending April 30, 2014

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 current agreement is set to expire on April 30, 2014; and

WHEREAS, Delta Dental of New Jersey, Inc. has provided a proposal to the Township of Ocean to renew the Delta Dental (Flagship) Plan portion of the contract to extend through April 30, 2015 with the following rate structure:

| | |
|-------------|------------------|
| | 9001-DMHO |
| One Party | \$28.31 |
| Two Party | \$54.08 |
| Three Party | \$89.29 |

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, Monmouth County that the Mayor and Municipal Clerk are hereby authorized to execute the renewal agreement with Delta Dental of New Jersey, Inc., as described 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 |
| Opposed | | | | | |
| Not Voting/Recuse | | | | | |
| Absent/Excused | | X | | | |

14-068 Authorize the Transfer of Funds in accordance with N.J.S.A. 40A:5-58 and N.J.S.A. 40A:4-45.4a.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS

WHEREAS, there exists insufficient balances in certain line item appropriations of the reserve year 2013 budget, and

WHEREAS, under the provisions of N.J.S.A. 40A:5-59 it is legal to transfer to certain appropriations which are expected to be insufficient to pay claims authorized or incurred during

said preceding fiscal year from certain appropriations which are expected to have an excess between January 1 and March 31,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, (not less than 2/3 of all member of the Governing Body concurring) that the Township Manager is hereby authorized to make the following transfers:

| APPROPRIATIONS WITHIN "CAPS": | TO | FROM |
|---|------------------|------------------|
| Township Manager - Salary & Wages | 1,500.00 | |
| Assessment of Taxes - Other Expenses | 3,500.00 | |
| Engineering Services & Costs | 10,000.00 | |
| Police - Salary & Wages | 17,000.00 | |
| Maintenance of Equipment - Salary & Wages | 500.00 | |
| Building & Grounds - Other Expenses | 37,500.00 | |
| Animal Control Services - Other Expenses | 3,500.00 | |
| Shade Tree Commission - Other Expenses | 500.00 | |
| Police - Other Expenses | | 12,500.00 |
| Streets & Roads - Salary & Wages | | 12,500.00 |
| Maintenance of Equipment - Other Expenses | | 10,000.00 |
| Sanitation - Salary & Wages | | 15,000.00 |
| Building & Grounds - Salary & Wages | | 12,000.00 |
| Community Services Dept - Salary & Wages | | 12,000.00 |
| Total of All Transfers | 74,000.00 | 74,000.00 |

BE IT FURTHER RESOLVED that a copy of the within resolution be forwarded 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 |
| Opposed | | | | | |
| Not Voting/Recues | | | | | |
| Absent/Excused | | X | | | |

14-069 Authorize a contract with French & Parrello Associates to provide remedial action at Poplar Village at a cost not to exceed \$38,400.00

WHEREAS, the Township of Ocean is in need of completing remedial action as a result of findings identified during the Remedial Investigations as part of the historical pesticide investigation at the Poplar Village 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, the Township of Ocean solicited a proposal from French & Parrello Associates and said company has given the Township a proposal to complete said remedial action at a cost not to exceed \$38,400.00; and

WHEREAS, the Township Manager has determined that the value of the services French & Parrello, Wall, NJ will exceed \$17,500.00 for the calendar year 2014; 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 #C-04-55-938-995; and

WHEREAS, French & Parrello, Wall, NJ have submitted a Business Entity Disclosure Certification and the C. 271 Political Contribution Disclosure Form certifying that French & Parrello, Wall, NJ have 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 French & Parrello, Wall, 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 French & Parrello, Wall, NJ, as described herein with a not to exceed provision of \$38,400.00; 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. French & Parrello, Wall, 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 | | | |

14-070 Authorize the purchase of a mobile lift and stand for DPW trucks and other tandem vehicles from Mohawk Lifts at a cost not to exceed \$63,825.30

WHEREAS, the Public Works Department is in need of purchasing a mobile lift and stands for SL trucks and other tandem vehicles; and

WHEREAS, the Township of Ocean, Monmouth County has availed itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, the Township of Ocean, Monmouth County has received a proposal from Mohawk Lifts, Amsterdam, NY (State Contract # A80129) to provide said equipment at a cost not to exceed \$63,825.30; and

WHEREAS, the Director of Finance has certified that funds for said refurbishment are available in the Capital Improvement Fund, account #C-04-55-939-901;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Ocean, County of Monmouth, State of New Jersey, that authorization is hereby given to purchasing a mobile lift and stands for SL trucks and other tandem vehicles from Mohawk Lifts, Amsterdam, NY (State Contract # A80129) at a cost not to exceed \$63,825.30; and

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

1. Director of Public Works
2. Director of Finance
3. Mohawk Lifts

| 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 | | | |

14-071 Authorize the Tax Collector to issue a refund to property owner(s) who have received favorable State Tax Appeal judgment(s)

AUTHORIZING THE CANCELATION OF YEAR 2009, 2010, 2011, 2012 and 2013 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 years 2009, 2010, 2011, 2013 and 2013,

WHEREAS, proper procedures require that the tax assessments for the years 2011, 2012 and 2013 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 years 2009, 2010, 2011, 2012 and 2013 tax assessments based on the State Tax Board Judgment and refund the tax overpayments or credit 4th quarter taxes for those years’ taxes as listed in the attached list.

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/Recuse | | | | | |
| Absent/Excused | | X | | | |

14-072 Approve the Shared Services Agreement with West Long Branch for Municipal Court Services

WHEREAS, N.J.S.A. 2B:12-1(c) allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and to agree to appoint the same persons as certified court administrator without establishing a joint court; and

WHEREAS, the Township of Ocean and the Borough of West Long Branch desire to share facilities, equipment and administrative staff in accordance with N.J.S.A. 2B:12-1(c) in order to conserve resources and to provide for a more efficient and economically sound municipal court system, while each municipality maintains its right to appoint its own judge, prosecutor and public defender for a five (5) year period from April 1, 2014, or the date of approval by Monmouth County Assignment Judge, whichever is earlier; and

WHEREAS, the Borough of West Long Branch agrees to pay the Township of Ocean a fee of \$132,500.00 for the year 2014 and will increase by 2% for each subsequent year; and

WHEREAS, the Agreement would terminate at any time upon mutual agreement of the municipalities, however, unless otherwise agreed by the municipalities, such a termination shall not become effective for a minimum of six (6) months following the adoption of resolutions by both governing bodies authorizing the termination;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the Mayor and Municipal Clerk to execute said Agreement memorializing the Shared Services Agreement for Municipal Court Services; and

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

1. Township Manager
2. Director of Finance
3. Township of Ocean Court Administrator
4. Borough of West Long Branch

| 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 | | | |

14-073 Approve the Introduction of the 2014 Municipal Budget

MUNICIPAL BUDGET NOTICE

SECTION 1.

Municipal Budget for the TOWNSHIP OF OCEAN, COUNTY OF MONMOUTH for the Fiscal Year 2014

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2014

Be it Further Resolved, that said Budget be published in the COASTER in the issue of APRIL 3, 2014. The Governing Body of the

TOWNSHIP OF OCEAN does hereby approve the following Budget for the year 2014:

RECORDED VOTE

(Insert last name) { Garofalo { ABSTAINED {
 { Larkin {
 AYES { Schepiga NAYS {
 { Siciliano { ABSENT { Evans
 { {

Notice is hereby given that the Budget and Tax resolution was approved by the Township Council of the Township of Ocean, County of Monmouth on March 20, 2014.

A Hearing on the Budget and Tax resolution will be held at the MUNICIPAL BUILDING on May 22, 2014 at 7:00 o'clock (p.m.) at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers and other interested persons.

| 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 | | | |

14-074 Authorize foreclosure under the In-Rem Tax Foreclosure Act for Block 1.02, Lot 33.01

AUTHORIZING FORECLOSURE UNDER THE IN REM TAX FORECLOSURE ACT (1948) OR SUCH SUCCESSOR ACT OF THE SAME NATURE AND ESTABLISHING THE TAX FORECLOSURE LIST OF LIENS TO BE FORECLOSED

WHEREAS, the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, may from time to time, determine, by Resolution, to foreclose any of the Tax Sale Certificates held by it, by the summary proceeding In Rem provided by the In Rem Tax Foreclosure Act (1948), N.J.S.A. 54:5-104.29, et seq.; and

WHEREAS, the Township of Ocean holds one (1) tax sale certificate, set forth in the Tax Sale List herein below; and

WHEREAS, the In Rem Tax Foreclosure Act (1948), N.J.S.A. 54:5-104.29 et seq. or such other successor act is applicable to municipalities as well as the Rules of the Superior Court, R.4:64-6, et seq., or such other successor rules for the purpose aforesaid;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, County of Monmouth, State of New Jersey:

1. That the Township of Ocean foreclose In Rem the said tax sale certificates as set forth in the list annexed and schedules described therein, and pursue a claim for adverse possession, if applicable.
2. That the said listing of parcels and lien, all of which are designated on Schedule "A", annexed hereto and on file with the Municipal Clerk's Office for inspection, be and the same is hereby set forth as the Tax Foreclosure List for the causes of action to be embraced in an action or actions in the Superior Court of New Jersey, Chancery Division, Middlesex County.

- That the Township Attorney, Martin J. Arbus, Esq, and the Firm of Arbus, Maybruch and Goode, is hereby authorized to execute any and all documents necessary to effectuate the filing of said In Rem foreclosure complaint hereunder.

| 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 | | | |

14-075 Authorize the refund of successful County Tax Appeal(s)

AUTHORIZING ADJUSTMENTS TO YEAR 2013 TAX LEVY AND REFUNDS FOR TAX OVERPAYMENTS RESULTING FROM MONMOUTH COUNTY TAX APPEAL JUDGMENTS

WHEREAS, the County of Monmouth has rendered judgment on appeals made by tax payers regarding the property assessment of certain properties and,

WHEREAS, there is one property which had their property assessment reduced by the County of Monmouth resulting in a reduction in the total taxes to be paid to the Township of Ocean for the year 2013, and,

WHEREAS, proper procedures require that an adjustment to the tax levy be made to the fourth quarter 2013 taxes and if necessary, third quarter taxes for reductions in property assessments which lower total taxes and do not result in the overpayment of taxes for the year, and tax refunds if tax levy reductions result in an overpayment of total taxes due for the year

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 apply said tax reductions to the 4th quarter 2013 taxes and refunds of tax overpayments as per the following.

| Block/Lot | Property Owner | Property Address | 2013 | Total Refund |
|--------------|-------------------------------------|-----------------------|-----------|--------------|
| 9 72 | COHEN, JACK & PENINA | 1608 E 4TH ST | 11,548.65 | 11,548.65 |
| 9 72 | COHEN, JACK & PENINA | 2 HELEN CT | 5,774.33 | 5,774.33 |
| 140 10 4 | WARNER, CHARLES DUDLEY, III & LEE G | 311 LAKEVIEW AVE | 1,055.55 | 1,055.55 |
| 152 01 C3301 | TOSK, CHERYL | 7 CENTRE ST UNIT 3301 | 446.79 | 446.79 |
| 152 01 C3305 | WIGDORTZ, JUDITH | 7 CENTRE ST UNIT 3305 | 297.86 | 297.86 |
| 152 01 C3306 | STERN, ERIC & CHRISTINE | 7 CENTRE ST UNIT 3306 | 248.22 | 248.22 |
| 152 01 C3309 | LEVIN, SIMON & BARBARA | 7 CENTRE ST UNIT 3309 | 347.52 | 347.52 |

Totals

19,718.92

19,718.92

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

1. Tax Collector
2. Director of Finance
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/Recues | | | | | |
| Absent/Excused | | X | | | |

Council Reports:

Councilmember Garofalo reported that a meeting has been set up with all surrounding municipalities and representatives from Monmouth County to discuss the continued flooding issues.

Councilmember Garofalo also thanked Councilmember Schepiga and her Committee for a great job organizing the St. Patrick’s Dinner Dance.

Councilmember Schepiga announced that Ocean Township will be celebrating its 165th anniversary in 2014.

Deputy Mayor Siciliano announced that the Township honored Frank and Anthony “Snooky” D’Esposito at the St. Patrick’s Dinner Dance. They were very appreciative.

The following offered no Report:

Mayor Larkin
 Martin Arbus, Township Attorney
 Andrew Brannen, Township Manager

PUBLIC COMMENTS:

Merwin Meller said that Cedar Village conducted a food drive and they were able to collect 392 lbs of food and an additional \$520.00 in monetary donations for the local food bank.

Jerry Mauer distributed 2014 calendars from the Deal Lake Commission.

Mr. Mauer also asked if the stormwater meeting that Councilmember Garofalo mentioned is open to the public.

Councilmember Garofalo replied that this initial meeting will be for representatives from the surrounding municipalities only.

Mr. Mauer asked what the next step would be?

Councilmember Garofalo said the next step is to develop a regional approach to the stormwater problem that plaques the Township and the surrounding communities.

Mr. Mauer said that the Deal Lake Commission is also in the process of revising its Charter and wanted to know if the Township had received a copy? He also stated that the Commission would like to have any members of the Governing Body be part of that committee.

Mr. Mauer also commented that sand has negatively impacted the inflow and outflow of the flume, which has not been extended.

Barbara Hudson expressed her frustration over the discrepancy in the acreage question at Apple Farm.

Andrew Brannen, Township Manager said that the property in question is Block 35, lot 46 and that property is 51.08 acres. There are multiple lots, in addition to Block 35, lot 46 that make up the total acreage of between 70-80 acres.

Mr. Brannen further explained that due to the excessive size of Block 35, Lot 46, the lot appears on multiple pages of the tax maps.

F.K. Hudson thinks it would behoove the Township to do a better job explaining projects that come before the Planning Board and Zoning Board of Adjustment.

With regard to the Master Plan Re-examination that came before the Planning Board, it was frustrating that none of the Townships professionals had a hand written report for the public.

At the March 5th meeting with Wayside residents concerning the proposed development of the Apple Farms parcel, it appears to be a lot of confusion about the size of the property and the assessment of same.

Mr. Hudson also inquired about the item on the Workshop Agenda entitled: Monmouth County Master Plan. What did that item pertain to?

Andrew Brannen said that Monmouth County is in the process of updating their Master Plan and is looking for two representatives from Ocean Township to assist.

Mr. Hudson asked if there was any update on COAH and/or the demolition of Poplar Village?

Martin Arbus, Township Attorney, said that there was no update on either.

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