

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

AUGUST 13, 2015

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 Siciliano
Deputy Mayor Garofalo
Councilmember(s) Acerra and Schepiga

Absent: Councilmember Long

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

Statement of Compliance with the Open Public Meetings Act:

Mayor Siciliano 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, 2014.

NOTICE:

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

COUNCIL COMMENTS:

Deputy Mayor Garofalo thanked the residents for their many donations and contributions to the victims of the recent fire. Although much was donated, these victims are still in need, so please continue to give. Deputy Mayor Garofalo thanked all those who assisted especially the Human Services Department, the Police Department and the Fire Department.

Deputy Mayor Garofalo also reported that the Italian American Festival saw its largest number of attendees ever. The Club has given out over \$150,000.00 in scholarships over the past five (5) years.

Councilmember Schepiga announced that a fundraiser will be held on September 13, 2015 in honor of recently-deceased Police Officer Sergeant John Green at Wanamassa Fireman's Field. The cost is \$25.00 per person.

Fall Fest will be held on September 26th and all interested participants should contact her.

Councilmember Acerra reported that Ocean United 8th Grade Soccer Team played in the National Finals and came in second (2nd) place. The coaches and members will be recognized at the second meeting in September.

Andrew Brannen, Township Manager, reported that the Township is improving some of the crosswalks around the Township in preparation for the opening of school.

Mayor Siciliano said that the One Ocean Tax Rebate Program continues to grow with new participants joining every day, including Takara and Nino's Coal Fired Pizza.

PRESENTATIONS:

ACE Gymnastics:

Mayor Siciliano called up Coaches Leah Rosko-Cariddo and Tracey Stern to recap the teams successes. Coach John Poloski was unable to attend.

Coaches Rosko-Cariddo and Stern noted that the team participated in the World Championships in Palm Springs, California. During the event ACE Gymnastics was able to

MEETING MINUTES**AUGUST 13, 2015**

achieve numerous awards including six (6) World Champions, eleven (11) World Championship titles and the World Championship Silver Team.

Coach Rosko-Cariddo presented Certificates of Accomplishment to the following:

Silver Team:

Halle Scarpa	Nia Akins	Marissa Lewandowski
Rachel Sundheimer	Kaila Domanski	Anna Turning
Emma Nagy	Kira Newbert	

Bronze Team:

Gabriella Cariddo	Kayla Pray	Anya Gloster
-------------------	------------	--------------

Copper Team:

Bridget Gloster	Ariana Cariddo
-----------------	----------------

Bronze Diamond Group:

Mary Rosivack	Skylar Domanski	Ashley Liskowitz
---------------	-----------------	------------------

The 2014 USAG Level 4 State Champions will be recognized with Certificates subsequent to this meeting. The team consisted of Coaches Candy and Mike Krotchko and the following gymnasts:

Nicollette Crochet	Quynn DeGraw	Sienna Miller
Megan Donlevie	D'Jenny Fonrose	Riley Gannon
Hailey Guerrieri	Madison Katz	Elizabeth Toppi

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:

There were no Public Questions at this time.

CONSENT AGENDA:**MINUTES:**

July 16, 2015 - Workshop and Public Meetings

RESOLUTIONS:**15-150 Authorize the Release of Performance Guarantee(s) for the following:****a. Block 9, Lot 14 - 72 Norwood Avenue - Ronald & Frieda Safdieh**

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

WHEREAS, Ronald and Frieda Safdieh have heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$3,783.46 to guarantee the completion

of all improvements on premises known as Block 9, Lot 14 also known as 72 Norwood Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the release of the aforementioned cash performance guarantees and the waiver of the maintenance guarantees due to the age of the project, subject to the payment of any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$3,783.46 are hereby released, canceled and discharged subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Ronald and Frieda Safdieh

b. Block 33, Lot 6 - 2014 Linden Street - Palatial Homes, Inc.

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

WHEREAS, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$6,768.00 to guarantee the completion of all improvements on premises known as Block 33.10, Lot 6 also known as 2014 Linden Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$3,384.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$6,768.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$3,384.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance

3. Construction Official
4. Director of Community Development
5. Palatial Homes, Inc.

c. Block 33.34, Lots 5 & 6 - 1705-1709 Highway 35 - Smart Access, LLC

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 April 18, 2012 with Smart Access, LLC for Site Plan and Variance Approval to remove the front 40' from two (2) existing buildings, fill in the area between the two (2) buildings to create 6,562 square feet of building area on the first floor and construct 960 square feet of unheated utility area on a new second floor, for a total of 7,522 square feet of gross floor area. A total of thirty-two (32) parking spaces will be constructed in the front of the building and a loading/service area will be constructed at the rear of the building for property known as Block 33.34, Lots 5 and 6 located at 1705-1709 Highway 35; and

WHEREAS, Smart Access, LLC has heretofore deposited with the Township of Ocean performance guarantees totaling \$177,120.00 in the form of New Jersey Subdivision/Site Plan Bond Number B1114174 issued by Selective Insurance Company of America in the amount of \$159,408.00 and cash in the amount of \$17,712.00 to guarantee the completion of all improvements on premises known as Block 33.34, Lots 5 and 6 located at 1705-1709 Highway 35; and

WHEREAS, the Township Council granted a reduction in the performance guarantees to \$53,136.00 by resolution dated May 2, 2013; and

WHEREAS, the Township Clerk is in receipt of a letter dated August 14, 2014 from Shlomo Abitul, on behalf of Smart Access, LLC, requesting the release of the performance guarantees; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated November 13, 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 in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$53,136.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$22,140.00 said maintenance bond is to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original performance guarantee
2. Posting of a cash bond in the amount of \$5,750.00 as per James W. Higgins Associates letter dated October 10, 2014 to cover the cost of replacing the mulch and plant materials
3. Payment of pending and future engineering inspection and administrative fees in an amount to be determined by the Township Engineer to cover the estimated inspection fees
4. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Director of Finance

3. Director of Community Development
4. Construction Official
5. Smart Access, LLC
6. Selective Insurance Company of America

d. Block 33.41, Lot 10.01 - 1640 Westfield Street - Palatial homes, Inc.

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

WHEREAS, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$3,744.00 to guarantee the completion of all improvements on premises known as Block 33.41, Lot 10.01 also known as 1640 Westfield Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 10, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$1,872.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$3,744.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$1,872.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Palatial Homes, Inc.

e. Block 129, Lot 10 - 1310 Laurel Avenue - Bomarc, LLC

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

WHEREAS, Bomarc, LLC has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$5,328.00 to guarantee the completion of all improvements on premises known as Block 129, Lot 10 also known as 1310 Laurel Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the

posting of a maintenance guarantee in the amount of 15% (\$2,664.00) of the cost of the improvements and payment of \$250.00 for one (1) street shade tree and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$5,328.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$2,664.00) of the cost of the improvements, \$250.00 for one (1) street shade tree and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Bomarc, LLC

f. Block 137, Lots 30 & 31 - 909 Highway 35 North - MNC Properties, LLC

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

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated October 17, 2013 with MNC Properties, LLC for Preliminary and Final Site Plan Approval, Approval of Conditional Use and Approval of Bulk Variances to expand a vehicle parking and display area as part of the existing new/used car dealership on premises known as Block 137, Lots 30 and 31 located at 909 Highway 35 North; and

WHEREAS, MNC Properties, LLC has heretofore deposited with the Township of Ocean performance guarantees totaling \$615,240.00 by way of Performance Surety Bond No. 0595806 issued by International Fidelity Insurance Company in the amount of \$553,716.00 and cash in the amount of \$61,524.00 to guarantee the completion of all improvements on premises known as Block 137, Lots 30 and 31 located at 909 Highway 35 North; and

WHEREAS, is in receipt of a letter dated June 1, 2015 from Peter S. Falvo, Jr., Esq., on behalf of MNC Properties, LLC, requesting the release of the performance guarantees; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer has advised the Township Manager by letter dated August 5, 2015 and made a part hereof, that the improvements have been substantially completed except for the ordinance requirement of an underground irrigation system.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash and the performance guarantees in the amount of \$615,240.00 are hereby released, canceled and discharged subject to the following:

1. Receipt of a maintenance bond in the sum of \$76,905.00, said maintenance bond is to run for a period of two (2) years to cover the maintenance of all improvements constructed under the original bond
2. Posting of \$5,000.00 to cover the cost to install the underground irrigation system

3. All required certificates of insurance be properly filed with the Office of the Township Clerk

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. International Fidelity Insurance Company
6. MNC Properties, LLC
7. Peter S. Falvo, Jr., Esq.

g. Block 138, Lot 63 - 30 Surrey Lane - Marcos Behar

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

WHEREAS, Marcos Behar has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$16,200.00 to guarantee the completion of all improvements on premises known as Block 138, Lot 63 also known as 30 Surrey Lane; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$8,100.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$16,200.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$8,100.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Marcos Behar

h. Block 33.03, Lot 7 - 539 Trenton Avenue - Yossi Teichman

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

WHEREAS, Yossi Teichman has heretofore deposited with the Township of Ocean a cash performance guarantee in the amount of \$4,392.00 to guarantee the completion of all improvements on premises known as Block 33.03, Lot 7 also known as 539 Trenton Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$2,196.00) of the cost of the improvements and any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and the performance guarantees totaling \$4,392.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this Resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$2,196.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Yossi Teichman

15-151 Authorize the Release of Maintenance Guarantee(s) for the following:

a. Block 40, Lots 1, 2, 34 & 111 - 510 Roseld Avenue - Hollywood Golf Club Phase III

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

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated November 7, 2011 with Hollywood Golf Club for Minor Site Plan Approval, Approval of Conditional Use and Approval of Bulk Variance to repair, renovate and expand the existing men's clubhouse for property known as Block 40, Lots 1, 2, 34 and 111 located at 510 Roseld Avenue; and

WHEREAS, Hollywood Golf Club has heretofore deposited with the Township of Ocean performance guarantees totaling \$18,840.00 in the form of Cash to guarantee the completion of all improvements on premises known as Block 40, Lots 1, 2, 34 and 111 located at 510 Roseld Avenue; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$2,355.00 maintenance guarantee by way of resolution dated January 9, 2013; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 10, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$2,355.00 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Hollywood Golf Club

b. Block 17, Lots 36, 37.01 & 39 - 304 Garfield Avenue - Elliot Elo

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

WHEREAS, Elliot Elo has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$2,295.00 for premises known as Block 17, Lots 36, 37.01 & 39 also known as 304 Garfield Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$2,295.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Elliot Elo

c. Block 22, Lot 63 - 336 Elberon Boulevard - Wilson Homes, Inc.

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

WHEREAS, Wilson Homes, LLC has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$3,312.00 for premises known as Block 22, Lot 63 also known as 336 Elberon Boulevard; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$3,312.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Wilson Homes, LLC

d. Block 33, Lot 47 - 1605 Westfield Street - Bevin Irvin Builders, Inc.

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

WHEREAS, Bevin Irvin Builders, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$2,851.79 for premises known as Block 33, Lot 47 also known as 1605 Westfield Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$2,851.79 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

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

e. Block 33, Lots 50-55 - Extension of Holbrook Street - Bevin Irvin Builders, Inc.

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

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated March 19, 2007 with Bevin Irvin Builders, Inc. to extend Holbrook Street for the purpose of Roadway Improvements Only on property described as Block 33, Lots 50-55 more commonly known as Holbrook Street; and

WHEREAS, Bevin Irvin Builders, Inc. posted performance guarantees totaling \$40,200.00 to guarantee the completion of all road improvements on premises known Block 33, Lots 50-55 more commonly known as Holbrook Street; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$5,025.00 maintenance guarantee by way of resolution dated May 16, 2012; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 10, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$5,025.00 hereby released, canceled and discharged.

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

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

f. Block 33, Lot 51.02 - 1604 Holbrook Street - Palatial Homes, Inc.

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

WHEREAS, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,530.00 for premises known as Block 33, Lot 51.02 also known as 1604 Holbrook Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$1,530.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Palatial Homes, Inc.

g. Block 59, Lot 1 and Block 60, lot 1 - Roseld Avenue - Deal Golf & Country Club

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

WHEREAS, the Township did authorize and enter into a Developer's Agreement dated September 8, 2015 with Deal Golf & Country Club for Minor Site Plan Approval to renovate an existing equipment building and to construct a new storage building, sand storing silo and an equipment storage building for property known as on Block 59, Lot 1 & Block 60, Lot 1 located on Roseld Avenue and Monmouth Road; and

WHEREAS, Deal Golf & Country Club posted performance guarantees totaling \$134,160.00 by way of Performance Bond #B1058062 issued by Selective Insurance Company of America in the amount of \$120,744.00 and cash in the amount of \$13,416.00, which was reduced to a total of \$40,248.00 by way of resolution dated October 18, 2010, to guarantee the completion of all improvements on premises known as Block 59, Lot1 & Block 60, Lot 1 located and Roseld Avenue and Monmouth Road; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$16,770.00 maintenance bond by way of resolution dated December 27, 2012; and

WHEREAS, Deal Golf & Country Club has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$16,770.00 for Block 58, Lot 1 and Block 60, Lot 1 located at Roseld Avenue and Monmouth Road; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$16,770.00 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Deal Golf & Country Club
6. Selective Insurance Company of America

h. Block 105, Lot 19.01 - 1314 Maple Avenue - George M. Nicholas

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

WHEREAS, George M. Nicholas has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$2,310.00 for premises known as Block 105, Lot 19.01 also known as 1314 Maple Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of

\$2,310.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. George M. Nicholas

i. Block 111, Lot 23.01 - 1312 Opdyke Avenue - Thomas E. Clayton Builder

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

WHEREAS, Thomas E. Clayton Builder has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,143.59 for premises known as Block 111, Lot 23.01 also known as 1312 Opdyke Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$1,143.59 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Thomas E. Clayton Builder

j. Block 115, Lot 8.02 - 1405 Laurel Avenue - Ilvento Builders, LLC

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

WHEREAS, Ilvento Builders, LLC has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,530.00 for premises known as Block 115, Lot 8.02 also known as 1405 Laurel Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$1,530.00 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Ilvento Builders, LLC

k. Block 22, Lot 43 - 259 Overbrook Avenue - Overbrook Group, LLC

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

WHEREAS, the Township did authorize and enter into a Developer's Agreement dated October 17, 2012 with 259 Overbrook Group, LLC for Minor Site Plan Approval to amend a previously approved use variance to allow the site to be used for an office/warehouse on property described as Block 22, Lot 43 located at 259 Overbrook Avenue; and

WHEREAS, 259 Overbrook Group, LLC has heretofore deposited with the Township of Ocean performance guarantees totaling \$16,920.00 in the form of Cash to guarantee the completion of all improvements on premises known as Block 22, Lot 43 located at 259 Overbrook Avenue; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$2,115.00 maintenance bond by way of resolution dated January 23, 2013; and

WHEREAS, 259 Overbrook Group, LLC has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$2,155.00 for Block 22, Lot 43 located at 259 Overbrook Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$2,115.00 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. 259 Overbrook Group, LLC

**I. Block 25, Lot 33 - 395 Deal Road - Congregation Magen David of West Deal, Inc.
(Addition to Synagogue)**

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

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

WHEREAS, Congregation Magen David of West Deal, Inc. posted performance guarantees totaling \$29,640.00 in the form of Cash, which was reduced to \$8,892.00, to guarantee the completion of all improvements on premises known as Block 25, Lot 33 located at 395 Deal Road; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$3,705.00 maintenance bond by way of resolution dated May 2, 2012; and

WHEREAS, Congregation Magen David of West Deal, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$3,705.00 for Block 25, Lot 33 located at 395 Deal Road; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 28, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$3,705.00 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Congregation Magen David of West Deal, Inc.

m. Block 33, Lot 51.01 - 1606 Holbrook Street - Palatial Homes, Inc.

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

WHEREAS, Palatial Homes, Inc. has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$1,153.20 for premises known as Block 33, Lot 51.01 also known as 1606 Holbrook Street; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 22, 2015, a copy of which is on file in the Office of the Township Clerk and made apart hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the

aforementioned cash maintenance guarantee subject to the payment of any outstanding engineering and administrative fees.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the cash maintenance guarantee in the amount of \$1,153.20 is hereby released, canceled and discharged as per the memorandum from Gregory S. Blash, P.E., subject to the payment of any outstanding engineering and administrative fees.

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

1. Township Engineer
2. Director of Finance
3. Construction Official
4. Director of Community Development
5. Palatial Homes, Inc.

n. Block218, Lot 3 - Sunset and Fairmont Avenues - Antebi Retail Center

WHEREAS, the Municipal Land Use Law (N.J.S.A. 5=40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as completed by the Township Engineer; and

WHEREAS, the Township did authorize and enter into a Developer's Agreement dated December 3, 1997 with Shelly Antebi for a preliminary and final site plan with variances for Block 218, Lot 3 located at Sunset and Fairmont Avenues; and

WHEREAS, Shelly Antebi has heretofore deposited with the Township of Ocean cash performance guarantees totaling \$66,230.40 to guarantee the completion of all improvements on premises known as Block 218, Lot 3 located at Sunset and Fairmont Avenues; and

WHEREAS, the Township Council granted a reduction of the performance guarantees to \$19,869.12 by Resolution dated September 2, 1998; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$9,934.56 maintenance bond by way of Resolution dated January 20, 1999; and

WHEREAS, Shelly Antebi has heretofore deposited with the Township of Ocean a cash maintenance guarantee in the amount of \$9,934.56 for Block 218, Lot 3 located at Sunset and Fairmont Avenues; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated August 5, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$9,934.56 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Director of Finance
5. Shelly Antebi

**o. Block 25, Lot 33 - 395 Deal Road - Congregation Magen David of West Deal, Inc.
(Addition to Youth Center)**

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

WHEREAS, the Township did authorize and enter into a Developer's Agreement dated March 21, 2012 with Congregation Magen David of West Deal, Inc. for Site Plan Approval to construct a 2,757 square foot addition to the existing Youth Center, along with landscaping for property known as Block 25, Lot 33 located at 395 Deal Road; and

WHEREAS, Congregation Magen David of West Deal, Inc. posted performance guarantees totaling \$43,920.00 in the form of Cash, to guarantee the completion of all improvements on premises known as Block 25, Lot 33 located at 395 Deal Road; and

WHEREAS, the Township Council did authorize the release of performance guarantees and acceptance of a \$5,490.00 maintenance bond by way of resolution dated December 11, 2012; and

WHEREAS, Congregation Magen David of West Deal, Inc. has heretofore deposited with the Township of Ocean a maintenance guarantee in the amount of \$5,490.00 for Block 25, Lot 33 located at 395 Deal Road; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated July 28, 2015, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially maintained and said representative of the Township Engineer recommends the release of the aforementioned maintenance guarantee.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the maintenance guarantee in the amount of \$5,490.00 is hereby released, canceled and discharged.

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

1. Township Engineer
2. Director of Finance
3. Director of Community Development
4. Construction Official
5. Congregation Magen David of West Deal, Inc.

15-152 Authorize the Receipt of Bids for the following:

a. 8 Cubic Yard Refuse Truck

WHEREAS, the Township Council is desirous of receiving Sealed Bids for the following:

8 Cubic Yard Refuse Truck

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 said Receipt of Bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Public Works

b. Tennis Services at the Community Pool & Tennis Facility

WHEREAS, the Township Council is desirous of receiving Sealed Bids for the following:

Tennis Services at the Community Pool and Tennis Facility

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 said Receipt of Bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Recreation

c. Lifeguard Services at the Community Pool & Tennis Facility

WHEREAS, the Township Council is desirous of receiving Sealed Bids for the following:

Lifeguard Services at the Community Pool and Tennis Facility

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 said Receipt of Bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

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

1. Township Manager
2. Director of Recreation

15-153 Authorize the Release of Closed Session Minutes from July 16, 2015

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:

July 16, 2015

15-154 Authorize the issuance of the 2015-2016 liquor license renewals to those licensees who have met Township and State requirements and paid all applicable fees

WHEREAS, the Retail Renewal Application forms for the 2015-2016 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 2015-2016 license term:

PLENARY RETAIL CONSUMPTION

#1337-33-006-014	Deal 35 Liquors, LLC Pocket License 1195 Route 70, Lakewood, NJ 08701
#1337-33-014-004	Brykar Corporation t/a Main Street Bar & Grill 732 Highway 35, Ocean, NJ 07712

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, 2015, the aforesaid liquor licenses for the license term 2015-2016; 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

15-155 Support New Jersey Senate Bill S2677 which amends the law concerning stream cleaning activities

WHEREAS, the Township of Ocean, Monmouth County, continues to work with any and all State and Federal agencies to provide flood relief to its residents in an expeditious and cost-effective manner; and

WHEREAS, the current stream cleaning law restricts a county or municipal stream cleaning project that includes sediment removal to stream beds of 15 feet or less in average width; and

WHEREAS, New Jersey State Senators Robert M. Gordon (District 38) and Paul A. Sarlo (District 36) have introduced Senate Bill S2677 which would amend the provisions of the current stream cleaning law that allow a county or municipality, or a designated agency thereof, to undertake certain stream cleaning projects that include sediment removal; and

WHEREAS, under the provisions of Senate Bill S2677, the average width of a stream bed that would be allowed to be part of any stream cleaning project would be increased to 30 feet as well as revising the provision in the law that limits the availability of the procedure set forth in the law to a county or municipal stream cleaning project that includes sediment removal to a stream corridor to be cleaned, cleared, or desnagged of less than 500 feet in length;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey hereby supports Senate Bill S2677 amending the law concerning county and municipal stream cleaning activities and urges the New Jersey State Legislature to approve and pass the bill; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the members of the New Jersey Senate, the Governor and Lieutenant Governor of the State of New Jersey, the New Jersey State League of Municipalities, the Municipal Clerks Association of New Jersey, and all Monmouth County municipalities.

Vote on All Consent Items:

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

INDIVIDUAL ACTION:

VOUCHERS: \$16,610,413.38

See next page for detail

RESOLUTIONS:

15-156 Authorize the Tax Collector to issue refunds to the following taxpayers who have overpaid their property taxes:

a. Block 153.04, Lot 8 - \$4,085. 47

WHEREAS, a duplicate payment was made by TD Bank and Michael Ippolito, Jr. for the 3rd quarter 2015 property taxes in the amount of \$4,085.47 for Block 153.04, Lot 8; and

WHEREAS, the tax overpayment should be refunded to Michael Ippolito, Jr., Post Office Box 767, Palm Beach, FL 33480;

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
153.04	8	Michael Ippolito, Jr.	\$4,085.47	Duplicate Payment made by Michael Ippolito, Jr. and TD Bank for 3 rd Quarter 2015 taxes.
Total Taxes Overpaid			\$4,085.47	

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 Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Mayor Siciliano
Motion To Approve				X	
Motion to Second		X			
Approved	X	X		X	X
Opposed					
Not Voting/Recuse					
Absent/Excused			X		

b. Block 25, Lot 56 and Block 25, Lot 57 - \$14,181.69

WHEREAS, Sammy and Margie Saka are the owners of Block 25, Lot 56 and Block 25, Lot 57; and

WHEREAS, payment for the 1st and 2nd quarter 2015 taxes were received by the Township, however, Block 25, Lot 56 and Block 25, Lot 57 were merged into a larger parcel causing an overpayment in the amount of \$14,181.69; and

WHEREAS, the tax overpayment should be refunded to Sammy & Margie Saka, 44 Shadow Lawn Drive, Oakhurst, NJ 07755;

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
25	56	Sammy & Margie Saka	\$10,602.95	Merger of two lots causing overpayment of 1 st & 2 nd quarter 2015 taxes
25	57		\$3,578.74	
Total Taxes Overpaid			\$14,181.69	

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 Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Mayor Siciliano
Motion To Approve				X	
Motion to Second		X			
Approved	X	X		X	X
Opposed					
Not Voting/Recuse					
Absent/Excused			X		

15-157 Authorize the Tax Collector to place a lien on the following properties to abate a public health nuisance:

a. Block 131, Lot 5 \$310.77

WHEREAS, property located within the Township of Ocean, commonly known as Block 131, Lot 5 (1313 Wickapecko Drive), has been cited by the Township Code Enforcement Officer as a public health nuisance; and

WHEREAS, said public health nuisances were not abated in a reasonable time period and the Code Enforcement Officer instructed the Department of Public Works to clean said property; and

WHEREAS, the cost to abate said nuisance was \$310.77; and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien in the amount of \$310.77 on property known as Block 131, Lot 5 (1313 Wickapecko Drive), for costs incurred by the Township to abate a public health nuisance.

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

1. Director of Finance
2. Code Enforcement Officer
3. Director of Public Works

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

b. Block 137, Lot 8 \$694.45

WHEREAS, property located within the Township of Ocean, commonly known as Block 137, Lot 8 (1203 Logan Road), has been cited by the Township Code Enforcement Officer as a public health nuisance; and

WHEREAS, said public health nuisances were not abated in a reasonable time period and the Code Enforcement Officer instructed the Department of Public Works to clean said property; and

WHEREAS, the cost to abate said nuisance was \$694.45; and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien in the amount of \$694.45 on property known as Block 137, Lot 8 (1203 Logan Road), for costs incurred by the Township to abate a public health nuisance.

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

1. Director of Finance
2. Code Enforcement Officer
3. Director of Public Works

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

c. Block 22, Lot 93 \$548.82

WHEREAS, property located within the Township of Ocean, commonly known as Block 22, Lot 93 (214 West Morgan Avenue), has been cited by the Township Code Enforcement Officer as a public health nuisance; and

WHEREAS, said public health nuisances were not abated in a reasonable time period and the Code Enforcement Officer instructed the Department of Public Works to clean said property; and

WHEREAS, the cost to abate said nuisance was \$548.82; and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien in the amount of \$548.82 on property known as Block 22, Lot 93 (214 West Morgan Avenue), for costs incurred by the Township to abate a public health nuisance.

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

1. Director of Finance
2. Code Enforcement Officer
3. Director of Public Works

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

d. Block 138, Lot 67 \$1,003.36

WHEREAS, property located within the Township of Ocean, commonly known as Block 138, Lot 67 (14 Surrey Lane), has been cited by the Township Code Enforcement Officer as a public health nuisance; and

WHEREAS, said public health nuisances were not abated in a reasonable time period and the Code Enforcement Officer instructed the Department of Public Works to clean said property; and

WHEREAS, the cost to abate said nuisance was \$1,003.36; and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien in the amount of \$1,003.36 on property known as Block 138, Lot 67 (14 Surrey Lane), for costs incurred by the Township to abate a public health nuisance.

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

1. Director of Finance
2. Code Enforcement Officer
3. Director of Public Works

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

e. Block 36, Lot 22 \$979.24

WHEREAS, property located within the Township of Ocean, commonly known as Block 36, Lot 22 (1257 Deal Road), has been cited by the Township Code Enforcement Officer as a public health nuisance; and

WHEREAS, said public health nuisances were not abated in a reasonable time period and the Code Enforcement Officer instructed the Department of Public Works to clean said property; and

WHEREAS, the cost to abate said nuisance was \$979.24; and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property;

BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien in the amount of \$979.24 on property known as Block 36, Lot 22 (1257 Deal Road), for costs incurred by the Township to abate a public health nuisance.

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

1. Director of Finance
2. Code Enforcement Officer
3. Director of Public Works

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

15-158 Authorize the termination of the contract for Unarmed Security Services for the Township of Ocean and West Long Branch Courts awarded to Number One Security & Investigation, Inc. due to non-performance

WHEREAS, the Township of Ocean authorized the receipt of bids for Unarmed Security Services for the Township of Ocean and the Borough of West Long Branch Municipal Courts on February 5, 2015; and

WHEREAS, bids were received and opened by the Township of Ocean on March 3, 2015; and

WHEREAS, in connection therewith, the Township Council passed Resolution No. 15-091 awarding a contract for the Unarmed Security Services for the Township of Ocean and the Borough of West Long Branch Municipal Courts to Number One Security & Investigation, Inc., Jersey City, NJ on April 16, 2015; and

WHEREAS, subsequent to said award, it was determined by the Township of Ocean that Number One Security & Investigation, Inc., failed to provide the required employee training and services as specified in the bid specifications and subsequent contract; and

WHEREAS, the Township of Ocean has determined that the above noted deficiencies warrant the termination of the contract previously awarded to Number One Security & Investigation, Inc.; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the termination of the contract for the Unarmed Security Services for the Township of Ocean and the Borough of West Long Branch Municipal Courts previously awarded to Number One Security & Investigation, Inc., Jersey City, NJ effective August 19, 2015; 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. Number One Security & Investigation, Inc.

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

15-159 Award a contract to Aegis Security Agency, LLC to provide Unarmed Security Services for the Township of Ocean and West Long Branch Courts for the period September 1, 2015 through August 31, 2016 at a cost not to exceed \$15,000.00

WHEREAS, the Township of Ocean authorized the receipt of bids for Unarmed Security Services for the Township of Ocean and West Long Branch Municipal Courts on February 5, 2015; and

WHEREAS, the Township Clerk did duly advertise in the Asbury Park Press on February 11, 2015 to receive bids for said project; and

WHEREAS, in connection therewith the following five (5) bids were received by the Township of Ocean on March 3, 2015: Tri-County Security-NJ, Vineland, NJ, Number One Security & Investigation, Inc., Jersey City, NJ, Eastern Armored Services, Inc., Trenton, NJ, The Davis Group, Camden, NJ, and Aegis Security Agency, LLC, Union, NJ; and

WHEREAS, in connection therewith, the Township Council passed Resolution No. 15-091 awarding a contract for the Unarmed Security Services for the Township of Ocean and the Borough of West Long Branch Municipal Courts to Number One Security & Investigation, Inc., Jersey City, NJ on April 16, 2015; and

WHEREAS, it was determined that the lowest responsible bidder, Number One Security & Investigation, LLC failed to adhere to the requirements of the bid and therefore, the contract previously awarded in Resolution No. 15-091 will be terminated effective August 19, 2015, as per Resolution 15-158; and

WHEREAS, the Township Manager and Chief of Police have recommended that a contract be awarded to the second lowest responsible bidder, Aegis Security Agency, Union, NJ, at an hourly rate of \$15.72, not to exceed \$15,000.00 for the period September 1, 2015 through August 31, 2016; and

WHEREAS, the Township of Ocean reserves the right to extend said contracts for the one year period September 1, 2016 through August 31, 2017 at the same hourly rate as previously noted

WHEREAS, the Director of Finance has certified that funds are available for the purpose of award of this contract in the Police Department Budget – Contract Services –

account #5-01-25-745-247 and will be made available in subsequent budgets under same account;

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 Aegis Security Agency, LLC, Union, NJ, as per their be proposal for Unarmed Security Services for the Township of Ocean and the Borough of West Long Branch Municipal Courts at a cost of \$15,72 per hour, with a not to exceed amount of \$15,000.00 for the period September 1, 2015 through August 31, 2016; 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. Chief of Police
2. Director of Finance
3. Aegis Security Agency, LLC

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

15-160 Amend the 2013 Road Program contract with Fernandes Construction, Inc. to reflect a net decrease amount of \$5,866.82, reducing the total contract amount from \$1,615,975.00 to \$1,610,108.18

WHEREAS, on September 17, 2013, the Township Council of the Township of Ocean awarded a contract to Fernandes Construction, Inc. for the 2013 Roadway Improvement Program; and

WHEREAS, the Township previously reduced said contract with Fernandes Construction, Inc. by \$60,181.80, however, various revisions to said scope of work and as-built quantities caused said contract to be increased by \$54,314.98 resulting in a net decrease in the original contract amount of \$5,866.82 from \$1,615,975.00 to \$1,610,108.18; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean in the County of Monmouth, that it does hereby approve Change Order No. 2 resulting in a net decrease to the overall contract amount by \$5,866.82, from \$1,615,975.00 to \$1,610,108.18 for the 2013 Roadway Improvement Program that was awarded to Fernandes Construction, Inc. and

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

1. Director of Finance
2. Township Engineer
3. Director of Public Works
4. Fernandes Construction, Inc.

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

15-161 Approve a Ch. 159 Budget Amendment for \$10,000.00 from the Monmouth County Recycling Stimulus Initiative

**CHAPTER 159
MONMOUTH COUNTY RECYCLING STIMULUS INITIATIVE AWARD**

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 County of Monmouth in the amount of \$10,000.00 for the Recycling Stimulus Initiative Program for the period from April, 2014 through March, 2015 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 2015 the sum \$10,000.00 which is now available as revenue from the Monmouth County Recycling Stimulus Initiative Program.

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

Monmouth County Recycling Stimulus Initiative Award:
Other Expenses \$ 10,000.00

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. Code Enforcement Officer
3. Director of Finance
4. Township Auditor

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

15-162 Award a Professional services contract with Suplee Clooney & Company to Investigate additional shared services opportunities for the Township at a cost not to exceed \$6,950.00

WHEREAS, the Township of Ocean wishes to engage the services of a professional to investigate additional shared services opportunities with the Township of Ocean Sewerage Authority; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local unit Pay-to-Play Law; and

WHEREAS, the Township Manager has determined that the value of this service is not expected to exceed \$17,500.00 in the calendar year of 2015; and

WHEREAS, the Firm of Suplee, Clooney & Company has submitted a proposal to provide financial review services for the Township of Ocean Sewerage Authority at a cost not to exceed \$6,950.00; and

WHEREAS, the Township Manager and the Director of Finance have recommended that a contract be awarded to the Firm of Suplee, Clooney & Company, Westfield, NJ at a cost not to exceed \$6,950.00; and

WHEREAS, the Firm of Suplee, Clooney & Company has completed and submitted a Business Entity Disclosure Certification and a C.271 Political Contribution Disclosure Form which certifies that the Firm of Suplee, Clooney & Company has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit the Firm of Suplee, Clooney & Company from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean Temporary and Final 2015 Municipal Budget under the following line item appropriations: Manager – Professional Services – account #5-01-20-703-201;

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

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Township Council of the Township of Ocean, County of Monmouth that authorization is hereby given to enter into a contract with the Firm of Suplee, Clooney & Company as described above at a cost not to exceed \$6,950.00; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form shall be placed on file with this resolution and contract; and

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

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

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

1. Director of Finance
2. Suplee, Clooney & Company

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

15-163 Approve the request by Ocean Wine & Spirits, Inc. for the placement of a storage container at 1104 Highway 35 South for the period August 26 through September 9, 2015

WHEREAS, the Chapter 5, Section 5-3 prohibits the placement of any storage container on private property for a period of more than 21 consecutive days; and

WHEREAS, Ocean Wine & Spirits, Inc. is requesting approval to place one storage container on their property located at 1104 Highway 35 South from August 26 through September 9, 2015; and

WHEREAS, Ocean Wine & Spirits wishes to utilize said container for the storage of merchandise during their construction;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that approval is hereby granted to allow Ocean Wine & Spirits, Inc. to place one (1) storage container at 1104 Highway 35 South for a period not to extend past September 9, 2015; and

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

1. Ocean Wine & Spirits, Inc.
2. Director of Community Development
3. Zoning Official
4. Code Enforcement Official

Record of Vote	Deputy Mayor Garofalo	Councilman Acerra	Councilman Long	Councilwoman Schepiga	Mayor Siciliano
Motion To Approve				X	
Motion to Second		X			
Approved	X	X		X	X
xOpposed					
Not Voting/Recuse					
Absent/Excused			X		

15-164 Authorize the Tax Collector to issue a refund or credit to those taxpayers who have received favorable State Tax Appeal judgments

AUTHORIZING THE CANCELTION OF YEAR 2013 AND 2014 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 2013 and 2014 and,

WHEREAS, proper procedures require that the tax assessments for the year 2013 and 2014 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 2013 and 2014 tax assessments based on the State Tax Board Judgment and refund the tax overpayments or credit 4th quarter taxes for those years’ taxes on the attached listing

Block/Lot	Property Owner/Address	2013	2014	Total Refund
1 02 72	OCEAN SENIORS, L.L.C. 20 HIDDEN MEADOWS DR	40,680.94	41,951.65	82,632.59
22 83	NORWOOD REALTY ASSOCIATES 268-274 NORWOOD AVE	36,075.18	37,202.02	73,277.20
150 01 4	MAUCERI, JOHN & PATRICIA 6 SEQUOIA PKWY	-	752.70	752.70
150 01 46	GLADSTONE, ROBYN 114 CEDAR VILLAGE BLVD	-	3,925.62	3,925.62
Totals		76,756.12	83,831.99	160,588.11

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

ORDINANCES:

Adoption(s):

Introduction(s):

Ord #2246 – (P.H. 9/3/15 Coaster)

An ordinance to amend Chapter XII of the "Revised General Ordinances of the Township of Ocean, 1965" prohibiting parking on portions of Beechwood Avenue

AN ORDINANCE TO AMEND CHAPTER XII OF AN ORDINANCE ENTITLED “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965” PROHIBITING PARKING ALONG PORTIONS OF BEECHWOOD AVENUE

BE IT ORDAINED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that Chapter XII, Section 12-2.2 Schedule I of an ordinance entitled “Revised General Ordinances of the Township of Ocean, 1965”, be and the same is hereby amended and supplemented in the following manner:

Section I

Section 12-2.2, Schedule I is hereby amended and supplemented by adding the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Beechwood Avenue	South	Beginning from the southeast corner of Monmouth Road running thence in an easterly direction along said southside of Beechwood Avenue to the intersection of South Edgemere Drive.

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

PUBLIC:

Barbara Hudson asked for a status on the following:

- Tennis Facility on West Park Avenue

Mayor Siciliano said that the applicant is getting their Planning Board application, and all other required documentation, together so that they can appear before the Board.

- Apple Farms

Mr. Brannen reported that a Wetlands Notification has been received by the Township but, to date, we have not received any developers agreement from the potential developer.

Mrs. Hudson inquired if there was any discussion concerning the Township expanding their television coverage to other meetings in the Township such as Board of Education meetings.

Mayor Siciliano said that Mrs. Hudson would need to discuss that request with the Board of Education hierarchy as they are a separate entity.

Randy Miller spoke about potential safety issues of summer camp buses stopping at every house to pick up the children. Mr. Miller suggested a more organized and/or centralized pickup route be developed to alleviate having to constantly stop, as he has witnessed cars speeding around the stopped buses while children are getting on or off the buses.

Marwin Meller gave the following update on the fundraising activities at Cedar Village:

- Twenty residents went to volunteer at the Food Bank

MEETING MINUTES

AUGUST 13, 2015

- Collected 23 pints of blood at their blood drive
- They once again donated school supplies for those less fortunate under their Pack the Bus program

F.K. Hudson asked about the following items on the Workshop Agenda:

- West Park Avenue Corridor Study

Mr. Brannen explained that Monmouth County is the lead agency and they have looked at different ways to improve the traffic flow along West Park Avenue. Since it involves Route 35, the New Jersey Department of Transportation will need to approve any modifications made.

Mr. Brannen also stated that a Public information session discussing the various alternatives will also be held prior to any final decision being reached.

- Capital Project Update

Mr. Brannen gave an update on the Parking Lot Improvements and the 2014 Road Improvement Program.

Mr. Hudson asked for an update on COAH

Martin Arbus, Township Attorney, reported that a settlement conference will be held before Judge Kapalko on August 28, 2015 concerning the BVB litigation.

The Township has also filed an application granting us continued immunity from any additional lawsuits related to COAH.

Mr. Arbus also reported that a Case Management Conference is set for August 19, 2015.

Mr. Hudson discussed the robbery that occurred at the Italian American Association Festival.

Councilmember Schepiga stated that the Italian American Association pays for most of the officers that work the festival.

Mayor Siciliano said that he will be meeting with Chief Peters to discuss enhancement of the police presence at the festival.

Mr. Hudson discussed the hazard of festival attendees darting across Deal Road and Whalepond Road in the dark when leaving the festival.

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

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

Respectfully submitted,

Christopher P. Siciliano
Mayor

Vincent Buttiglieri, RMC/CMC/MMC
Township Clerk