

**TOWNSHIP OF OCEAN
COUNTY OF OCEAN
REGULAR BUSINESS MEETING:
November 13, 2008**

FLAG SALUTE:

ROLL CALL: KRAFT ___ REILLY___ VAN PELT_____

STATEMENT: Pursuant to the provisions of the New Jersey Open Public Meetings Act, adequate notice of this meeting was properly provided by sending copies of the Notice of Meeting to three newspapers The Times-Beacon, The Atlantic City Press and the Asbury Park Press. The Notice was posted at the office of the Township Clerk and on the bulletin board in the Administration Building.

MEETING MINUTES:

Approval for the Meeting Minutes of October 9, 2008

ORDINANCES:

Ordinance 2008-23 – Second Reading – Public Hearing

Ordinance of the Township of Ocean, County of Ocean, State of New Jersey adopting a new zoning map for the Township of Ocean.

Ordinance 2008-24 – First Reading – Title Only

An Ordinance of the Township of Ocean, County of Ocean, State of New Jersey, vacating all right, title and interest which the Township of Ocean may have in portion of Bayberry Drive in accordance with a duly adopted Redevelopment Plan for Block 65, Lot 28.01

Ordinance 2008-25 – First Reading – Title Only

An Ordinance of the Township of Ocean, in the County of Ocean, State of New Jersey, providing for the acquisition of land and related expenses in and for the Township of Ocean and appropriating \$1,600,000.00 therefor, and providing for the issuance of \$1,500,000.00 in bonds or notes of the Township of Ocean to finance same

RESOLUTION NO. 2008-297: Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$1,434,480.39 as of October 23, 2008

RESOLUTION NO. 2008-298: Payment of Claims – as presented to the Township Committee for payment thereof in the amount of \$920,173.95 as of November 13, 2008

CONSENT AGENDA

The below listed items are considered to be routine by the Township Committee of the Township of Ocean and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the consent agenda and will be considered separately.

RESOLUTIONS

- 2008-299** Resolution authorizes the purchase of a Combination Jetting and Vacuum Truck Mounted Utility Maintenance Cleaner in conjunction with the New Jersey Environmental Infrastructure Financing Program Project #340112-01 from Eagle Equipment, Inc, dba Pierce Equipment Company, Somerville, NJ in the amount of \$299,345.00
- 2008-300** Resolution approving BCS Barber Consulting for MIS services for the Township of Ocean Road Department/Utility Department for the period starting 12/1/08 and ending 12/31/08 in the amount of \$3,500.00
- 2008-301** Resolution authorizing the return of the letter of credit posted by MSC Enterprises LLC in the amount of \$95,000.00 regarding Block 57, Lot 13
- 2008-302** Resolution approving the insertion of a special item of revenue in the budget in the amount of \$6,500.00 for the year 2008 which is now available as revenue from Ocean County Office of Emergency Management 966 reimbursement
- 2008-303** Resolution due to the Utility Authority has been disbanded that the bank account in the U.S. Bank under the title of renewal and replacement be closed and all funds added to the appropriate asset accounts.
- 2008-304** Resolution authorizing Richard E. Hall, State Certified Appraiser, to perform an appraisal on Blocks 52.01, 53, 54 – Lots 22, 1, 2, 13 in the amount not to exceed \$6,000.00
- 2008-305** Resolution authorizing the appointment of Daniel L. Filak as Electrical Inspector/Electrical Subcode Official at the annual salary of \$54,810 as part of inter-local agreement with Lacey Township
- 2008-306** Resolution authorizing Stan Slachetka of T&M Associates to prepare the Cycle III, Housing Element and Fair Share Plan as required by New Jersey Council on Affordable Housing in an amount not to exceed \$10,000.00
- 2008-307** Resolution authorizing the Tax Collector to discharge from collecting 2008 taxes from block 57.15, Lot 35 as the resident is a totally disabled Veteran and exempt from all taxes effective January 1, 2008
- 2008-308** Resolution committing to petition with a Third Round Affordable Housing Plan and to expend Affordable Housing Trust Fund Monies on the Development of a Housing Element and Fair Share Plan for the Township of Ocean
- 2008-309** Resolution in support of Barnegat Bay-Little Egg Harbor Estuary in improving water habitat quality and strategies to address the complex issues facing the estuary will require substantial dedicated state and local funding
- 2008-310** Resolution authorizing payment to Down to Earth Landscaping in Accordance with Engineer's Certification No. 2 for work performed at Sands Point Park, Phase 2A in the of \$176,672.44
- 2008-311** Resolution authorizing an Interlocal Services Agreement between the Township of Ocean and the County of Ocean for the FY 2009 State 966 Reimbursement Program in the amount not to exceed \$6,500

- 2008-312 Resolution and Proclamation naming November 2008 as National Family Caregivers Month**
- 2008-313 Resolution authorizing the Mayor to sign agreement with CGP&H, LLX to provide professional services for affordable housing services in the total amount of \$8,150.00**
- 2008-314 Resolution authorizing Hutchins, Farrell, Meyer & Allison, P.A. to file certain annual information with the Nation Recognized Municipal Securities Information Repositories in the amount not to exceed \$4,000.00**
- 2008-315 Resolution authorizing release for a certain performance guarantee for Section 1, Phases E – H installation of certain storm sewer line of the Greenbriar Oceanaire project the US Homes/Lennar Corporation conditioned upon a maintenance bond being posted in the amount of \$281,348.19 as well as a lot grading remedial action escrow account in the amount of \$28,000**
- 2008-316 Resolution authorizing release for a certain performance guarantee for Section 2, Phases C storm sewer lines of the Greenbriar Oceanaire project for US Homes/Lennar Corporation conditioned upon the posting of a maintenance bond in the amount of \$215,077.08 with a maintenance escrow fee of \$10, 753.88 as well as posting of a lot grading remedial action escrow account in the amount of \$22,000.00**
- 2008-317 Resolution authorizing release for a certain performance guarantee for Section 2, Phases D storm sewer lines of the Greenbriar Oceanaire project for US Homes/Lennar Corporation conditioned upon the posting of a maintenance bond in the amount \$101,952.58 as well as a maintenance escrow fee in the amount of \$5,097.63**
- 2008-318 Resolution authorizing release for a certain performance guarantee for Section 2, Phase B storm sewer lines of the Greenbriar Oceanaire project for US Homes/Lennar Corporation conditioned upon the posting of a maintenance bond in the amount of \$126,424.35 as well as a maintenance escrow fee in the amount of \$6,621.22**
- 2008-319 Resolution authorizing bond release for a certain performance guarantee for Section 1, Phase A – D storm sewer line of the Greenbriar Oceanaire project for US Homes/Lennar Corporation conditioned upon posting a new performance bond with remaining work required in Section 1A model area in the amount of \$78,913.68 which shall include a performance bond in the amount of \$71,022.31 and cash bond in the amount \$7,891.37 and inspection escrow in the amount of \$3,945.68 and a maintenance bond in the amount of \$439,978.00**
- 2008-320 Resolution of the Township of Ocean, County of Ocean, State of New Jersey in support of the Veteran Rental Assistance Initiative**
- 2008-321 Resolution of the Township of Ocean, County of Ocean, State of New Jersey in support of S-87 and A-303 to reduce the number of state employees**
- 2008-322 Resolution authorizing the Township Clerk to advertise for request for proposals for professional services for the coming year 2009 as per Ordinance 2006-38**
- 2008-323 Resolution in opposition to the new state mandated COAH Housing**
- 2008-324 Resolution authorizing change order No. 1 for the installation of Curb and Sidewalk Improvements to Old Main Shore Road with Curb Con, Inc. in the amount of \$5,543.60**
- 2008-325 Resolution authorizing that the contractor Curb Con, Inc has completed all required installation to this project and authorizes retainage release final**

- payment in the amount of \$3,475.04 a two-year maintenance bond will be posted in the amount of \$32,131.40.
- 2008-326 Resolution authorizing CMX Engineering to advertise and receive bids for Sands Point Park – Phase IIB
- 2008-327 Resolution acknowledging receipt and review of the Annual Report of Audit for the year ended December 31, 2007.
- 2008-328 Resolution appropriation transfers in the amount of \$100,000.00 as stipulated in N.J.S.A. 40A 4-58

MOTION TO APPROVE CONSENT AGENDA RESOLUTIONS 2008-299 through Resolution 2008-328:

RESOLUTION 2008-329 Resolution authorizing the Township Committee to retire into Closed Session (for the purpose of discussing personnel, public safety, contractual, real estate and litigation) - PURPOSE:

Motion to approve Application for Raffle License for the Pinelands Cultural Historical Preservation Society for the Year 2009 listed all Saturday nights for 50/50 Raffle.

Motion to approve Application for Raffle License for the Waretown Volunteer Fire Company for January 24, 2009 – 50/50 and basket raffles.

Motion to Approve use of the Community Center:

1. Waretown Democratic Club – October 27, 2008
2. Pebble Beach Homeowners/Township of Ocean Police Dept-Dec. 2, 2008
3. Mary Newman – January 4, 2009
4. Township of Ocean County Committee Republican Mtg – 1st Wed of each month 2009
5. Lydia Todd – November 22, 2008
6. Our Gang Players – November 14, 2008
7. Lacey Limousines – December 12, 2008
8. Trista Kane – December 20, 2008
9. Jacqueline Fama – November 8, 2008
10. United Faith Church – November 23, 2008

ACCEPTANCE OF THE TAX COLLECTOR'S REPORT

ACCEPTANCE OF THE UTILITY COLLECTOR'S REPORT

ACCEPTANCE OF THE FINANCE REPORT

REPORTS FROM STANDING COMMITTEES:

Daniel M. Van Pelt – Administration – Administrator, Office of the Clerk, Revenue & Finance, Utilities, Recreation

Richard Reilly – Planning & Development – Planning Board, Zoning Board, Buildings & Grounds, Bulkheads, Docks and Redevelopment Agency

Robert Kraft - Public Safety – Police Dept., Fire Dept., First Aide, Emergency Management, communications and Welfare

Items for Discussion :

- Special Meeting of the Township Committee – December 1, 2008 @ 5:30 pm
- Meeting schedule until the end of the year – including Reorganization date

PUBLIC COMMENT

ADJOURNMENT: