

**BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING
MARCH 28, 2016, 7:00 PM**

Mayor Oscar Cradle opened the Meeting of the South Toms River Borough Council with a moment of silence and pledge to the flag.

The Municipal Clerk read the following STATE OF PUBLIC NOTICE

This meeting of the Mayor and Borough Council was called pursuant to the provisions of the Open Public Meeting Law. Notice of this meeting was sent to the Asbury Park Press and published on January 1, 2016; in addition a copy of notice is posted on the bulletin board in the Municipal Building, and filed in the office of the Borough Clerk.

ROLL CALL:

	Gleason	Rolzhausen	Mosley	Murray	McCormack	Ross	Cradle
Present	x	x		x	x		x
Absent			x			x	

PUBLIC COMMENTS

Councilman Kevin McCormack presented the Borough Administrator/Clerk with a plaque signifying an award from the Ocean County Joint Insurance Fund. He proceeded to read the award stating a 2015 Extraordinary Effort Award in recognition of your extraordinary effort, strong initiative and innovative ideas in promoting safety in your municipality. Councilman McCormack stated that the award is for building the Borough's website and having a secure login page on the Borough's website for all employees (paid, or volunteer) to access safety information.

Councilman Rolzhausen stated that the Land Use Board Secretary was in contact with Wawa's attorneys, who stated that upon the approval of the pending Wawa, they hope to have an opening early 2017.

ORDINANCES:

Ordinance 2-16

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, NEW JERSEY ADOPTING THE 'REDEVELOPMENT PLAN FOR MUNICIPAL COMPLEX, BLOCK 8, LOTS 7 AND 8' PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A.* 40A:12A-1 *et seq.* (SECOND READING)

PUBLIC HEARING

Seeing no public comments during the Public Hearing, Councilman McCormack motioned to close the public hearing, seconded by Councilman Gleason, and full Council consent.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Gleason	x			
	x	Rolzhausen	x			
		Mosley				x
		Murray	x			
		McCormack	x			
		Ross				x

Ordinance 4-16

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, NEW JERSEY ADOPTING CERTAIN AMENDMENTS TO THE 'REDEVELOPMENT PLAN FOR 19 DOUBLE TROUBLE ROAD, BLOCK 19, LOT 1' PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A1 et seq.(FIRST READING)

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Gleason	x			
		Rolzhausen	x			
		Mosley				x
		Murray	x			
	x	McCormack	x			
		Ross				x

Ordinance 5-16

ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES FOR THE BOROUGH OF SOUTH TOMS RIVER AND APPROPRIATING \$3,250,000.00 THEREFORE (INCLUDING GRANTS IN THE TOTAL AMOUNT OF \$250,000.00) AND PROVIDING FOR THE ISSUANCE OF \$2,850,000.00 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE BOROUGH OF SOUTH TOMS RIVER TO FINANCE THE SAME (FIRST READING)

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Gleason	x			
		Rolzhausen	x			
		Mosley				x
		Murray	x			
	x	McCormack	x			
		Ross				x

The Municipal Clerk asked if the Borough Attorney was comfortable with Ordinance 6-16 to present it for first reading.

The Borough Attorney stated in the affirmative

Ordinance 6-16

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 -ENTITLED, "TRAFFIC" OF THE BOROUGH CODE TO PROVIDE REGULATION FOR THE MOVEMENT AND THE PARKING OF TRAFFIC ON MUNICIPAL PROPERTY AND BOARD OF EDUCATION PROPERTY, AND THE REGULATION FOR THE MOVEMENT AND THE PARKING OF TRAFFIC ON PRIVATE PROPERTY OPEN TO THE PUBLIC AND TO WHICH IS INVITED (RETAIL BUSINESS)

After reading the title of Ordinance 6-16, the Municipal Clerk provided an overview. He stated this was one of the contingencies of the Land Use Board's approval, and provides the Police Department to patrol the parking lot of the pending Wawa. The Municipal Clerk further stated

that in review of the Borough Code, he found that 7-40.1, entitled, Regulation for the Movement and the Parking of Traffic on Municipal Property and Board of Education Property.,” needs to be amended to include the property of the South Toms River Elementary School and regulations related thereto.

Councilman Murray stated he wants to make sure South Toms River Police don’t act as a policing agent and the Borough is paying more for them to be there.

Councilman Rolzhausen stated that it is his understanding that if someone is loitering there, the Police can not do anything about it because it is private property

Councilman Gleason stated that if they broke a motor vehicle rule, they can’t do anything about it.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			
x		Rolzhausen	x			
		Mosley				x
		Murray	x			
		McCormack	x			x
		Ross				

RESOLUTIONS

Resolution 2016-85 Authorizing 2016 Salary Resolution

Councilman Gleason and Councilman McCormack requested to abstain on the specific line item of OEM. The Municipal Clerk confirmed an amended salary of the Tax Assessor

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Gleason	x			
x		Rolzhausen	x			
		Mosley				x
		Murray	x			
		McCormack	x			
		Ross				x

Resolution 2016-88 Appointing Kristin McCombs as the Part Time Violations Clerk in the Municipal Court of South Toms River at \$12.50/hr, and an annual salary not to exceed \$15,000.00

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			
		Rolzhausen	x			
		Mosley				x
		Murray	x			
x		McCormack	x			
		Ross				x

Resolution 2016-90 Approving the First Reading of the 2016 Municipal Budget

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			

		Rolzhausen	x			
		Mosley				x
		Murray	x			
x		McCormack	x			
		Ross				x

Resolution 2016-89 Approving an Executive Session for matters relating to contract negotiation, personnel and pending litigation

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Gleason	x			
		Rolzhausen	x			
		Mosley				x
s		Murray	x			
	s	McCormack	x			
		Ross				x

Councilman Murray motioned to come back into public session, seconded by Councilman McCormack and full council consent.

Resolution 2016-87 Amending the 2016 Alternate Public Defender Contract with Brian DiStefano, Esq

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			
		Rolzhausen	x			
		Mosley				x
x		Murray	x			
		McCormack	x			
		Ross				x

BILL LIST
RESOLUTION 2016-91

Approving the March Bill List, including a walk-on bill for EZ-Pass.
Councilman Murray requested clarification on the South Toms River First Aid Squad ambulance fees
Councilman Murray asked about the bill related to the Little League.
Councilman Gleason stated that he never received any bills for review. The Council asked that the Bill List be paid.
The bill related to the Little League bills will be paid upon satisfactory information provided to Councilman Gleason. Councilman Gleason asked for a \$95 bill to be withheld regarding verizong. After review, it was made clear that this bill is for the Court during court sessions.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Gleason				
		Rolzhausen				
		Mosley				
		Murray				
		McCormack				
		Ross				

COUNCIL REPORTS

COUNCILMAN GLEASON: he is preparing Summer Camp, with the possibility of having an Gym Night For Adults on May 5, 2016. There were multiple OEM and Budget meetings; Sewerage meetings; Land Use Board Meetings. There are wood chips that will be delivered for the playground and requested volunteers to assist in spreading them out. There will be a baseball meeting. And a parade upcoming April 23. May 9 is the Optimist Raffle. The Seedling giveaway is being run by the Environment Commission and Greg Handshy is a key figure in.

COUNCILMAN MCCORMACK: He is taken over Public Works as Liaison, and has made a few changes. Each week, they get a list of needs to accomplish. There have been a few problems that they are dealing with. They found a bad sewer drain that they brought to the County's attention for repair. There was a water leak at Drexel, and we found that it was a water company issue. FEMA finally approved the reimbursement and the Borough is doing better than originally expected. They will be meeting with them shortly. There will be a Good Faith meeting, with the Churches involved with OEM.

MAYOR CRADLE; The Mayor visited the Elementary School to inquire about a problem. He stated that it is expected to be fixed over the Spring Break. He further mentioned that he, Councilman Gleason and the Clerk went to Trenton to meet with the NJDEP regarding the Landfill. About 25 were in attendance and it was a very productive meeting. It is a long, drawn out process but seems that everyone is pulling for us to close the landfill; it is a good thing for us. There was a Mayor's Roundtable with Senator Sweeney, with most mayor's in Ocean County. He found out that we have many problems, we don't have the issues that certain shore towns have, that they still continue to go through since Sandy. Other towns have problems getting volunteers, which we do not have. Many churches in this area hopefully will be part of the Good Faith meeting to continue volunteerism

COUNCILMAN MURRAY: He met with the Chief of Police and Sgt Kosh to discuss drug traffic and they have a solid handle on that. They are cleaning up the town. He spoke with Lou at the Baseball league to assist with their ongoing improvements. This weekend, there was a bike rally for hunger with about 65 motorcycles, raising about \$400.

COUNCILMAN ROLZHAUSEN: Will be speaking with the county for mosquito control in the Borough, rather than jokingly going out and having family members go out with swatters.

Mayor Cradle stated that the South Toms River Youth Baseball League starting at the Elementary School, go out of Duke, left of Chamberlain, Right on Applegate, go down to Attison and into the Ball Field. They are setting up a big day for Opening Day and would like a big parade. We hope to have this the start of a yearly parade for Opening Day. We invited all of our first responders in addition to our submariners. The parade starts at 10am, on the 23rd of April.

The Municipal Clerk brought up a walk-on agenda, prepared an addendum clarifying the contractual agreement with the Manitou Park Volunteer Fire Company, that the Borough will provide the requested money so that there is no more additional money provided until 2020.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			
		Rolzhausen	x			
		Mosley				x

		Murray	x			
x		McCormack	x			
		Ross				x

ADJOURNMENT @ 9:07pm

FIRST: McCormack SECOND: Gleason, with unanimous Council consent.

Respectfully submitted:

Borough Clerk

Mayor Cradle