

**BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING
DECEMBER 12, 2016, 7:00 PM**

Mayor Oscar Cradle opened the meeting with a Moment of Silence, followed with the Flag Salute.

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	x
Absent				x			

PUBLIC COMMENT: none

Close Public Comment: Mosley Second: McCormack

EXECUTIVE SESSION

Resolution 2016-218 Authorizing an Executive Session for the Purpose of Contract Negotiations, Personnel and Pending Litigation.

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

ORDINANCES

Ordinance 10-16 Ordinance Establishing an Energy and Natural Gas Aggregation Program (Second Reading)

Ordinance 10-16 did not receive a motion to approve on Second Reading. As such, Ordinance 10-16 was not adopted.

Ordinance 7-16 Ordinance of the Municipal Council of the Borough of South Toms River, County of Ocean, State of New Jersey, Adopting the “Municipal Landfill Redevelopment Plan (MLF-RPA)” Pursuant to the Local Redevelopment and Housing Law, N.J.S.A 40A:12A-1 et seq (Second Reading)

The Municipal Clerk opened the Public Hearing for Ordinance 7-16.

Cecelia Horne, questioned about the current news reports surrounding the attorney representing the Redeveloper of the Landfill, and why the landfill was not placed out for public bid.

The Municipal Clerk stated that the Redevelopment Law allows for legal tools to convey the property and not go for public bid. The Municipal Clerk asked that Joe Baumann, Redevelopment Attorney representing the Borough of South Toms River, respond to other questions of Ms. Horne.

Joe Baumann, Redevelopment Attorney, stated that Mr. Gilmore attended meetings earlier on in the process, but has not participated with the Borough meetings or been present in any redevelopment meetings in several months. In addition, he further stated that the Redeveloper has the legal right to be represented by any attorney they choose, as it is their own private company, and the Borough of South Toms River has nothing to do with their selection of attorney.

Seeing no other public comments, motioned to Close Public Hearing: Mosley Second: McCormack and full Council consent.

Roll Call Vote

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Gleason	x			

		Rolzhausen	x			
x		Mosley	x			
		Murray				x
		McCormack	x			
		Ross	x			

RESOLUTION

Resolution 2016-212 Rejecting All Request For Qualifications for Right-Of-Way Easement Acquisition for the Barnegat Branch Trail Extension Project.

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

Resolution 2016-213 Authorizing the Borough Administrator/Clerk to Resolicit Request For Qualifications for Right-Of-Way Easement Acquisition for the Barnegat Branch Trail Extension Project.

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

Resolution 2016-214 Authorizing A Lease Agreement With The South Toms River Sewerage Authority for 19 Double Trouble Rd.

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

Resolution 2016-215 Authorizing a Contract with Structural Concepts Inc for Interior Lobby Improvements in the Amount Not To Exceed \$31,020.00

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

Resolution 2016-216 Authorizing the Mayor and Borough Clerk to Initiate Negotiations for a Municipal Court Shared Service with Island Heights Borough.

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

Resolution 2016-217 Authorizing “As-Needed” Agreements For SnowPlow Services Under
Emergency Circumstances For The Borough of South Toms River

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

Resolution 2016-219 Accepting the 2015 Annual Audit Report in the Borough of South Toms River,
County of Ocean, State of New Jersey

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

ADJOURNMENT @ 8:15PM

Respectfully submitted,

Municipal Clerk

Mayor Cradle