

BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING
April 24, 2017, 7:00 PM

Mayor Oscar Cradle called the meeting to order with a moment of silence and the salute to the flag.

The Municipal Clerk read the 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 December 4, 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:

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

PUBLIC COMMENT

The Municipal Clerk opened the floor for Public Comment
 Seeing no public comments, Councilwoman Mosley motioned to close Public Comment;
 Seconded by Councilman Ross, and full Council consent.

Resolution 2017-116 Authorizing an Executive Session for the Purposes of Contract Negotiations and Attorney-Client Privilege

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

To enter into public session: 1st: Councilman Rolzhausen; 2nd: Councilman Ross, and full Council consent.

ORDINANCES

Ordinance 4-17 Ordinance By the Borough of South Toms River, County of Ocean, State of New Jersey, Concerning Peddling and Soliciting and Amending Chapter 4 of the Borough Code to Establish Section 12, Entitled, "Peddling and Solicitation" (2nd Reading)

Public Hearing: Seeing no public comments, Councilman Rolzhausen motioned to close the Public Hearing; Seconded by Councilman Ross, and full Council consent.

The following Roll Call is to Table Ordinance 4-17

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

		Murray	x			
		McCormack				x
x		Ross	x			

Ordinance 5-17 An Ordinance of the Borough of South Toms River in the County of Ocean, State of New Jersey, Authorizing the Purchase of Certain Real Property owned by JCP&L, Identified On the Tax Map of the Borough of South Toms River as Block 20, Lot 12 (First Reading).

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

Ordinance 6-17 An Ordinance of the Borough of South Toms River in the County of Ocean, State of New Jersey, Authorizing the Sale of Certain Real Property Owned by JCP&L, Identified on the Tax Map of the Borough of South Toms River as Block 20, Lot 12 Contingent Upon Its Acquisition by the Borough to M&T At STR Urban Renewal LLC or Its Affiliate (As Conditional Redeveloper For the Property) and Authorizing the Execution of an Agreement of Sale and Certain Other AGREEMENTS With M&T At STR Urban Renewal LLC or Its Affiliate Relating to the Sale of Said Property. (First Reading)

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

Ordinance 7-17 Ordinance of the Borough of South Toms River, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 8, Lots 7 & 8, in the Borough of South Toms River, County of Ocean, State of New Jersey, At Open-Public Sale Pursuant To N.J.S.A. 40A:12-1 ET SEQ. (First Reading)

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

BUDGET PUBLIC HEARING

Bob Oliwa, Borough Auditor of Oliwa & Company, addressed the Governing Body and audience, giving a brief overview of the state of the 2017 Municipal Budget. There is a \$300,000 rounded difference in Anticipated Revenue but this mainly had to do with grant funding in comparison to 2016 Budget. Overall, taxes increased \$128,000, which is little less than 4%. Appropriations, the \$25,000 increase were in deferred charges and statutory obligations. The increase in pension amount has a big part in that for specifically police, fire and PERS. Revenue in excess of what is anticipated and not spending the prior budget amount. The Borough realized one of the highest collection rates in years; 97%. \$601,000 utilized and Borough is leaving \$365,000 in Surplus balance. This is a great starting point, especially when looking to go out for a bond rating.

Steve Gallagher, CFO, stated any deficits must be made up in the next budget year. It is important to have sufficient funds on-hand in case of emergencies. Rating agencies like the surplus percentage between 20-30%. More than 35%, you should give back; under 20% build up.

Councilman Ross asked Mr. Gallagher to provide the difference between short-term and long-term financing.

Mr. Gallagher stated the Borough has approximately \$5 million in Bond Anticipation Notes and debt authorized but not issued. Our typical method of paying for Capital projects. We pay off BANS over ten years for short-term. Long-term financing will be \$4.7 million and a useful life of 20 years. This spreads payments over next couple years and allows us to continue with other projects.

Mr. Gallagher thanked the Governing Body for their support for public budget meetings, which is good practice and policy for the residents of the Borough.

Mayor Cradle thanked Mr. Gallagher and Councilman Ross for their work with the public budget meetings each year and encourages more resident turnout at such meetings.;

Beverly Morris, 398 Dover Road, asked why surplus isn't used to limit the tax increase.

Motion to close the Public Hearing on the Budget: 1st: Councilman Rolzhausen; Seconded by Councilman Ross, and full Council consent.

Resolution 2017-109 Resolution for Adoption of Municipal Budget 2017

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

Resolution 2017-110 Referring A Redevelopment Plan For the Property Known as Block 20 Lots 11.02 and 12 on the Tax Map of the Borough of South Toms River Pursuant to N.J.S.A 40A:12A-1 Et Seq

Joe Baumann, Borough Redevelopment Attorney, addressed the Governing Body to provide a timeline review of the parcel. He stated the current resolution is the same process as other recent redevelopment projects; we begin by determining zoning, send it over to the Land Use Board. They are the expects on

this aspect. The Land Use Board gives the Governing Body advice and comments on the plan for both the Clayton parcel and JCP&L parcel, which is part of the plan.

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

RESOLUTIONS

Resolution 2017-111 Resolution of the Borough of South Toms River, County of Ocean Terminating Riverfront Property Associates LLC as Conditional Redeveloper

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

Resolution 2017-115 Designating The Conditional Redeveloper of Block 5, Lots 1,2,3,4 and 6 on the Tax Map of the Borough and Approving the Execution of a Conditional Redeveloper's Agreement in Connection Therewith

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

CONSENT AGENDA

The two Resolutions will be voted on by one motion. The Municipal Clerk stated that if there is any objection, a resolution can be considered separately.

Resolution 2017-112 Authorizing Progressive Dimension's request for use of Mathis Plaza for parking on Saturday June 3, 2017 from 10:am to 3:00pm

Resolution 2017-113 Approving the Minutes of March 27, 2017

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

		Murray	x			
		McCormack				x
x		Ross	x			

BILL LIST

Resolution 2017-114 Approving the April Bill List

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

NEW BUSINESS

Councilman Murray stated that the free Borough-wide Garage Sale is expected to be in the Fall, and more information will be released once plans become more concrete.

Mayor Cradle stated that the Borough is drafting a survey for Section 2 to look at a potential change for November Trash Collection. The survey will be sent out sometime in June.

The Municipal Clerk stated that the Borough is working on a new Business Packet. The Borough should provide the environment for businesses to thrive. As such, interested businesses looking to conduct or move into the Borough should be provided with an easy application packet. The local COBA is also reviewing the packet to give us feedback as a business organization.

COUNCIL AND LIAISON REPORTS

COUNCILMAN HANDSHY: Environmental Commission assisted the Coast Guard Auxiliary on April 1, 2017 for clean-up of Crabbe Road; attended a Redevelopment Meeting on April 15th, COBA meeting on April 21st, and this Saturday, there is a County Shredding day at the Recreation Building from 9-11am.

MAYOR CRADLE: stated he requested shredding days years ago. He encouraged a good turnout to ensure they have the event again next year.

COUNCILMAN ROLZHAUSEN: attended the first COBA meeting. He was pleased to see their strong support of South Toms River. He attended redevelopment meetings with the Redeveloper; Optimist Club meeting, and PBA update meeting.

COUNCILMAN MURRAY: Stated he was not able to meet with the Police, however received updates from them when he spoke with them. The Civil Service list has an option for the Borough to hire 2 off the list. The Little League Baseball Opening Day was cancelled due to inclement weather.

COUNCILWOMAN MOSLEY: Plan to advertise an upcoming Chronic Conditions event on May 11th. The Municipal Clerk plans to assist with resident notifications.

COUNCILMAN ROSS: attended negotiation meeting with Department of Public Works, and is finalizing negotiations; the Police contract is coming up for negotiation as well. Regarding upcoming events, the Senior Bingo is this coming Sunday; Summer Camp registration will be the third Wednesday in May; and Optimist Annual Bike Rodeo is being planned for June.

MAYOR CRADLE: The Little League Opening Day festivities and parade has been postponed, with possibly next Sunday as the rain date. However, there will be no baseball game between the Administration and Police Department. The festivities plan to start at 2pm. Anyone interested in taking part in the ongoing redevelopment projects in the Borough should contact the Borough to be placed on the Resident Advisory Board.

Motion to adjourn: Rolzhausen, 2nd: Mosley, and full Council consent.

ADJOURNMENT @8:45pm

Respectfully submitted:

Municipal Clerk

Oscar Cradle, Mayor