

**BOROUGH OF SOUTH TOMS RIVER
MINUTES OF THE REGULAR MEETING
SEPTEMBER 14, 2020, 7:00 PM**

Mayor Handshy opened the meeting with a moment of silence, followed by the flag salute.
The Borough Administrator/Clerk read the following public notice:

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 December 12, 2019; in addition a copy of notice is posted on the bulletin board in the Municipal Building, filed in the office of the Borough Clerk, and noticed for virtual participants.
<https://zoom.us/j/99499042347?pwd=VW1qMHI3YkVRek9kWW5NWnJRcHoxUT09>.

ROLL CALL:

	Fennell	Mosley	Murray	Rolzhausen	Ross	Taylor	Handshy
Present	x	x	x	x	x	x	x
Absent							

EXECUTIVE SESSION

Resolution 2020-173 Authorizing Executive Session for the Purposes of
Attorney-Client Privilege

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
	x	Fennell	x			
		Mosley	x			
x		Murray	x			
		Rolzhausen	x			
		Ross	x			
		Taylor	x			

The Governings Body entered into Executive Session
Motion to enter back into public session:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
		Fennell	x			
		Mosley	x			
x		Murray	x			
	x	Rolzhausen	x			
		Ross	x			
		Taylor	x			

ORDINANCES

ORDINANCE 20-6

AN ORDINANCE OF THE BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, NEW JERSEY ADOPTING AMENDMENTS TO THE DOVER ROAD REDEVELOPMENT PLAN (Second Reading TABLED)

Public Hearing

Oscar Cradle, 4 Center Street: spoke in response to a social media post by the Mayor; and how he won't sign a bipartisan agreement. He spoke about the need for truth, and stated that the campaign rhetoric being stated by the Mayor is completely false, and asked that he state the truth; since he was on the Council and had direct knowledge of the facts

during negotiations. He further stated that at no point did Mayor Handshy propose a better plan.

Mayor Handshy stated that he anticipated the affordable housing lawsuit because there wasn't any affordable housing in the condo project.

Councilman Rolzhausen pointed out that Lakeview Crossings is condos and that isn't affordable housing.

George Rutzler, 8 Easy St. started to speak about an agreement made by the South Toms River Sewerage Authority, while he was a Commissioner. The Borough Administrator stopped Mr. Rutzler because he was improperly making mention of privileged information. The Borough Attorney subsequently stated that the information being stated by Mr. Rutzler has nothing to do with the Governing Body. The Mayor agreed in closing.

The Public Hearing will be carried to the next meeting.

ORDINANCE 20-10 AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE BOROUGH CODE ENTITLED, "DEPARTMENTS OF THE LOCAL GOVERNMENT" AND SPECIFICALLY SECTION 2-12 ENTITLED "DEPARTMENT OF PUBLIC WORKS" (First Reading)

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
		Fennell	x			
x		Mosley	x			
		Murray	x			
		Rolzhausen	x			
	x	Ross	x			
		Taylor	x			

RESOLUTIONS

CONSENT AGENDA

The following is considered routine by the Borough of South Toms River and will be enacted by one motion. There will be no discussion of these items. If discussion is desired, then it will be removed from the consent agenda and considered separately.

Councilman Taylor requested Resolution 2020-180 be voted on separately.

- Resolution 2020-174 Approving the Special Council Meeting Minutes of August 14, 2020
- Resolution 2020-175 Approving the Council Meeting Minutes of August 24, 2020
- Resolution 2020-176 Authorizing the Rehiring of Wray Burritt as a Class III Special Law Enforcement (SLEO III) for the Borough of South Toms River
- Resolution 2020-177 Authorizing the Borough Administrator to Solicit Proposals for Mathis Veterans Memorial Park Mobile Food Concession
- Resolution 2020-178 Resolution of the Borough of South Toms River, County of Ocean, State of New Jersey Authorizing a Redevelopment Agreement By and Between the

Borough of South Toms River and LEMA, LLC
 For the Property Commonly Known as Block 5,
 Lots 1, 2, 3, 4 and 6 on the Tax Map of the Borough
 of South Toms River and a Purchase and Sale
 Agreement By and Between the Borough of South
 Toms River and LEMA, LLC for the Property
 Commonly Known as Block 5, Lot 4.

Resolution 2020-179 Accepting the Resignation of Paul Santos as Full
 Time Police Officer

The following Resolution was removed from consent roll call: Resolution
 2020-180 Authorizing the Execution of Affordable Housing Documentation

Consent Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
		Fennell	x			
	x	Mosley	x			
x		Murray	x			
		Rolzhausen	x			
		Ross	x			
		Taylor	x			

Resolution 2020-180 Authorizing the Execution of Affordable Housing Documentation

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
		Fennell	x			
	x	Mosley	x			
x		Murray	x			
		Rolzhausen	x			
		Ross	x			
		Taylor		x		

PUBLIC COMMENT

Earl Davis: asked when speed humps were going to be installed on Cornell?

The Borough Administrator stated they are slated to be installed this week.

John Brown asked for a status update on Chamberlain road improvements.

The Borough Administrator stated Chamberlain improvements were scheduled to start in the next few days.

Kevin McCormack, OEM, stated there will be a canvass to comprise a list of those with special needs during storms and power outages. Additionally, he requested permission to hold a Borough-led special event to thank our first responders and volunteers. He asked to reserve a date of October 17th, with a rain date of 18th. This would be open only to volunteers of the Borough.

Mayor Handshy reminded those about the Census, and urged all to complete their census. He also encouraged people to download the recycle coach app.

Ernstine Counts, 17 Greenridge. Asked about damaged sidewalk on Greenridge.

Close Public Comment: Rolzhausen 2nd: Ross, and Council consent.

OLD BUSINESS

The Borough Administrator/Clerk spoke about the 2020 NJDOT Transportation Set-Aside Program, stating that the project we had previously discussed (off-road natural and/or crushed sea shells trails at the existing Cedar Point trail locations and a concrete/asphalt walkway/bike path on the north side of Crabbe Road from Route 166 to Cedar Point park) would qualify however NJDOT would not recommend applying unless the estimated project costs exceed \$500k. Since this project is much less, we would wait for future funding.

The Borough Administrator/Clerk stated the Borough held an on-site meeting at Crabbe Rd. to discuss the Shoreline Stabilization. The Borough Administrator, along with Councilman Ross, Fennell and Rolzhausen met our engineers and members of Save Barnegat Bay to have a pre-planning meeting. We discussed the 130ft along the beach that will have both large rocks and living plants to help secure our waterfront, while adding local plants to the habitat.

NEW BUSINESS

The Borough plans to have a Trunk or Treat at Mathis Plaza on 10.24 from 11am-3pm. Trick or Treat is anticipated to be on Halloween.

Mayor Handshy stated he would like a volunteer cleanup of 88 Acres on October 3rd. He also stated that he would like to have a September/October Yard Sale. There are no dates at this time.

The Governing Body discussed the schedule of the 2021 Recycling Calendar. They will be shortening the calendar to a single page, rather than a full printed calendar. The Summer recycling schedule will have recycling every week for the months of July and August.

They requested a roll call vote on the matter.

Resolution 2020-181 Authorizing the 2021 Recycling Calendar and Schedule to reflect a Single Page Calendar, and Weekly Recycling for July and August

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
		Fennell	x			
x		Mosley	x			
		Murray	x			
		Rolzhausen	x			
		Ross	x			
	x	Taylor	x			

Anna Polozzo of the School Board asked the Borough to establish a Community Bookshelf in the Borough Hall. The Borough Administrator stated that the Borough would welcome book donations to start the bookshelf.

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

ADJOURNMENT @ 8:40pm.

Respectfully submitted,

Joseph Kostecki, Borough Administrator

Gregory Handschy, Mayor