

**BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING JANUARY 9, 2023**

ACTION AGENDA

MOMENT OF SILENCE AND FLAG SALUTE

STATEMENT OF PUBLIC NOTICE

The meeting of the Mayor and Council of the Borough of South Toms River is hereby called to Order. Notice of this meeting was sent to the Asbury Park Press on December 13, 2022

OATH OF OFFICE: Councilwoman Tanya Mosley

ROLL CALL

	Mosley	Ross	Murray	T. Rolzhausen	Fennell	K. Rolzhausen	Cradle
Present							
Absent							

Students of the Month - December 2022

Open for PUBLIC COMMENTS: Motion: 1st: _____ 2nd: _____
Closed Public comments do motion 1st _____ and 2nd: _____

ORDINANCES 2016-1 1ST Reading (By Title Only)
Amends and supplements Chapter 15-2 of the Borough Code entitled "Street and Sidewalks" establishing hourly rates for outside employment of off-duty municipal Police Officers

APPROVAL OF MINUTES from meeting of December 27, 2022
1st: _____ 2nd: _____ Resolution 2023- _____

RESOLUTIONS

CONSENT AGENDAS

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

- | | |
|---------------------|--|
| Resolution 2023- 33 | Appointing office of Emergency Management Deputy Coordinators for CY 2023, Anthony Giacinti, Michael Parks, Brian Lanzim, Alternate, and William Gleason |
| Resolution 2023- 47 | Authorizing Emergency snow and debris removal services with LJH Landscaping and TriState Carting for the OEM (Office of Emergency Management) |
| Resolution 2023-48 | Reappointing Marianne Grasso as a commissioner to the South Toms River Sewerage Authority with an expiration date of February 1, 2028 |
| Resolution 2023-49 | Approving Police Towers for 2023 |
| Resolution 2023-50 | Authorizing Amusement games license application to "Bounce About" for Licensing of Amusement Parks |

OLD BUSINESS

NEW BUSINESS

EXECUTIVE SESSION

Motion to Enter Closed Session: 1st: _____ 2nd: _____ All in Favor _____

Motion to Open Session: 1st: _____ 2nd: _____ All in Favor _____

Resolution 2022-_____

Adjournment 1st: _____ 2nd: _____ Time: _____

Jamie A Jubert _____
Acting Borough Clerk

**BOROUGH OF SOUTH TOMS RIVER
RESOLUTION 2023-33
APPOINTING OFFICE OF EMERGENCY MANAGEMENT COORDINATOR
AND DEPUTY EMERGENCY MANAGEMENT COORDINATORS
FOR CY 2023**

WHEREAS, there is a yearly vacancy for Emergency Management Deputy Coordinators; and

WHEREAS, there is a need appoint Emergency Management Deputy Coordinators

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of South Toms River hereby appoints the following:

Kevin McCormack, (3 - YEAR TERM, 1/1/2022-12/31/2024)

Anthony Giacinti (1- YEAR TERM)

Michael Parks (1- YEAR TERM)

William Gleason (1-YEAR TERM)

Brian Lanzim, Alternate (1-YEAR TERM)

CERTIFICATION

I, Jamie A Jubert, Acting Municipal Clerk, of the Borough of South Toms River, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 9th day of January, 2023, in the Borough Hall, 19 Double Trouble Road, South Toms River, New Jersey.

Jamie A Jubert
Acting Municipal Clerk

RESOLUTION 2023-47

BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH TO ENTER INTO AGREEMENTS FOR EMERGENCY SNOW AND DEBRIS REMOVAL SERVICES WITH LJH AND TRI-STATE CARTING

WHEREAS, the Borough, through its Department of Public Works, provides snow removal and debris removal services on municipal roads and properties located in South Toms River; and

WHEREAS, in the past, during extremely storm-related events, there have been occasions when the Borough was unable to provide fully efficient and effective services, due to equipment failures and other related difficulties; and

WHEREAS, in order to ensure that fully efficient and effective snow and debris removal services are provided on municipal streets and properties located within the Borough, the Borough Council has determined that there is a need to provide for emergency storm-related services in the event that the Department of Public Works needs assistance with said services; and

WHEREAS, the Borough solicited quotes from qualified contractors, including a proposed fixed hourly rate; and

WHEREAS, the contracts will, in each case, provide for a maximum amount of \$5,000.00 unless authorized by the Mayor or Borough Administrator;; and

WHEREAS, the contracts will, in each case, be "as needed" Contracts pursuant to which there will be no guaranteed minimum amount of work; and

WHEREAS, the Borough Attorney has prepared a form of Agreement, which has been reviewed by the governing body; and

WHEREAS, the Borough Council has determined that the form of Agreement accurately reflects the general terms under which the emergency snow removal services are to be provided.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. The Borough Council of the Borough of South Toms River does hereby approve the proposed form of Agreement regarding the general terms under which the emergency storm-related services are to be provided.
2. The fixed rates are attached as the Federal FEMA Equipment Rates "Schedule A"
3. Mayor Oscar Cradle is hereby authorized to sign the Agreement between the Borough and the Authority on behalf of the Governing Body of the Borough of South Toms River.
4. A certified copy of this Resolution will be sent to the following:
 - a. Mayor and Council Members
 - b. Borough Administrator/Clerk
 - c. Borough Attorney
 - d. Office of Emergency Management (OEM)

CERTIFICATION

I, Jamie A Jubert, Acting Municipal Clerk of the Borough of South Toms River, County of Ocean, State of New Jersey do hereby certify that the foregoing resolution was duly adopted by the Borough Council of South Toms River at their regular meeting held on the 9th day of January, 2023, in the Municipal Court Room, 19 Double Trouble Road, South Toms River, New Jersey.

Jamie A Jubert
Acting Municipal Clerk

RESOLUTION 2023-48
RESOLUTION OF THE BOROUGH OF SOUTH TOMS RIVER,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
REAPPOINTING MARIANNE GRASSO AS A
COMMISSIONER OF THE SEWERAGE AUTHORITY

BE IT RESOLVED, by the Borough Committee of the Borough of South Toms River, County of Ocean, State of New Jersey, that the following members are hereby appointed, Marianne Grasso, to the Sewerage Authority, for the Borough of South Toms River.

BE IT FURTHER RESOLVED, that Marianne Grasso term , and as such, will have an expiration date of February, 2, 2028

CERTIFICATION

I, Jamie A Jubert, Acting Municipal Clerk, of the Borough of South Toms River, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 9th day of January, 2023, in the Borough Hall, 19 Double Trouble Road, South Toms River, New Jersey.

Jamie A Jubert
Acting Municipal Clerk

Resolution 2023- 49

**BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW
JERSEY
APPROVING POLICE TOWERS FOR 2023**

WHEREAS, towing companies applied to the Police Department in the Borough of South Toms River; and

WHEREAS, the towing companies listed below have completed all inspections and checks necessary for approval; and

WHEREAS, the Borough of South Toms River Police Department has completed all checks on the towing companies listed below and met all the requirements as per Borough Ordinance.

NOW, THEREFORE, BE IT RESOLVED, the Governing Body of the Borough of South Toms River authorizes the following Police Towers for 2023:

Price Rite Towing, Inc
Midland Motors Inc.
Jersey Shore Towing and Recovery

CERTIFICATION

I, Jamie A Jubert, Acting Municipal Clerk, of the Borough of South Toms River, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 9th day of January, 2023 in the Borough Hall, 19 Double Trouble Road, South Toms River, New Jersey.

Jamie A Jubert
Acting Municipal Clerk

BOROUGH OF SOUTH TOMS RIVER

RESOLUTION 2023-50

RESOLUTION AUTHORIZING AN AMUSEMENT GAMES LICENSE APPLICATION TO BOUNCE ABOUT LLC PURSUANT TO N.J.S.A 5:8-100 ET SEQ AND UNDER BOROUGH CODE CHAPTER 4 SECTION 6, ENTITLED "LICENSING OF AMUSEMENT PARKS"

WHEREAS, Bounce About LLC applied for an Amusement Games License Application pursuant to N.J.S.A 5:8-100, and was granted said license by the Borough of South Toms River on June 26, 2017; and

WHEREAS, Bounce About LLC applied for a renewal of said Amusement Games License Application pursuant to N.J.S.A 5:8-100 et seq; and

WHEREAS, proper background checks were performed, and Nationwide Screening Services has determined the the background check is clear, and,

WHEREAS, Borough Code 4-6, entitled, "LICENSING OF AMUSEMENT PARKS" authorizes such operations within the municipal boundaries; and

WHEREAS, the New Jersey Department of Law & Public Safety, Division of Consumer Affairs, Legalized Games of Chance Control Commission has the final approval on such Amusement Games License Application.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of South Toms River Mayor and Council, hereby approve an Amusement Games Application to Bounce About LLC.

CERTIFICATION

I, Jamie A Jubert, Acting Borough Clerk of the Borough of South Toms River, Ocean County, New Jersey, do hereby certify the foregoing to be a true and exact copy of the resolution which was adopted by the Borough Council at a meeting held on the 9th day of January, 2023.

Jamie A Jubert
Acting Municipal Clerk

**BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING DECEMBER 27, 2022**

MINUTES

MOMENT OF SILENCE AND FLAG SALUTE

STATEMENT OF PUBLIC NOTICE

The meeting of the Mayor and Council of the Borough of South Toms River is hereby called to Order. Notice of this meeting was sent to the Asbury Park Press on December 20, 2021.

ROLL CALL

	Cradle	Ross	Murray	Rolzhausen	Fennell	Mosley	Esparza
Present	X	X	X	X	X		X
Absent						X	

Councilman Cradle presented outgoing Mayor Esparza a bouquet of flowers along with the gratitude from the Council for her dedication and work as Mayor for the last three months.

Open for PUBLIC COMMENTS: Motion: 1st: Ross 2nd: Fennell All in favor X

Police Chief William Kosh advised the Council the accreditation for South Toms River is expected around January 30, 2023

Carlos Almanzar, resident, spoke about opening a new Cannabis company and looks forward to working with Mayor and Council in 2023 and wished everyone a Happy New Year

Closed Public comments do motion 1st Ross and 2nd: Rolzhausen All in favor X

Approval of Bill List for December 2022

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

Approval of Minutes from December 12, 2022

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN/NV	ABSENT
x		Cradle	x			
		Ross	x			
		Murray	x			

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

RESOLUTIONS

CONSENT AGENDAS

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

Resolution 2022-219 Authorizing Agreement for Animal Control service for CY 2023

Resolution 2022-220 Cancellation of old or unneeded grant balances

Resolution 2022-221 Transfer Resolution for Appropriations

Resolution 2022-222 Approving Bill List for December 2022

Resolution 2022-223 Approval of minutes from December 12, 2022

Resolution 2022-224 Authorize Executive session for Attorney-Client privilege

Resolution 2022-225 Approval of Annual Audit for 2021

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

OLD BUSINESS

Bathroom Project at Mathis Plaza

NEW BUSINESS

CDBG 2023 discussion for Project

MONTHLY REPORTS

Councilman Cradle - Monthly Police report has been submitted
 Calendars have been sent out to residents
 Attended Clean Communities and in 2023 the meetings will be combined
 with the Recycling Coordinators meetings
 Attended a zoom meeting concerning affordable housing

Attended seminar concerning Barnegat Bay

Councilman Ross - Recreation committee Senior program is going on and run by Bill Gleason. Judged the Holiday Decoration Lights

Councilman Murray - Along with Mrs. Murray they participated in Wreaths across America at the Veterans cemetery located at Arnie's Town

Participated along with the Police Department distributing food and gifts to families in South Toms River for the holidays. Judged the Holiday Decoration lights.

Councilman Rolzhausen - Went to Jake's Branch along with Councilman Ross and Fennell as well as Borough Engineer, Jeremy Edinger to view the Bathrooms as they are the ones that will be placed in Mathis Plaza. Attended the Christmas luncheon for the Borough employees. Attend the Christmas Eve distribution along with the Police Department with food and gifts for the families of South Toms River. Took care of a resident with concerns about her oxygen tank and had the First Aid Squad reach out to the resident. Took care of a suspicious car on Applegate Avenue with the help of the Police Department. Suggestion is to have lead pickup done more often in the Borough.

Councilman Fennell - Attended Jake's Branch with Councilman Ross and Councilman Rolzhausen as well as Borough Engineer, Jeremy Edinger to view the Bathroom as this is the time that will be placed at Mathis Plaza.

Mayor Esparza - Attended Barnegat Bay seminar concerning the grade of "C" for the Borough and hopes to see that grade be better in the future. Attended the Borough Christmas luncheon. Judged the Holiday Decoration Lights. Mayor Esparza expressed her gratitude for being Mayor the last three months and wished all residents and council members a Happy New Year.

EXECUTIVE SESSION

Motion to Enter Closed Session: 1st: Fennell 2nd: Cradle All in Favor X

Motion to Return to open session: 1st: Ross 2nd: Cradle All in Favor X

Councilman Cradle announced his resignation effective December 27, 2022 from Council of the Borough of South Toms River at 8:10pm

Adjournment 1st: Cradle 2nd: Rolzhausen Time: 8:15pm

Jamie A Jubert _____
Acting Borough Clerk