

**BOROUGH OF SOUTH TOMS RIVER  
REGULAR CAUCUS MEETING  
OCTOBER 15, 2013, 7:00 PM**

**1. MOMENT OF SILENCE & FLAG SALUTE**

**2. 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 on December 6, 2012; 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.

**3. ROLL CALL:**

	Cradle	Handshy	Murray	Reevey	Sykes	Williams	Champagne
Present	x	x		x	x	x	x
Absent			x				

The Mayor welcomed residents, and read the following Halloween Curfew.

**MAYOR’S PROCLAMATION**

The undersigned does hereby find and determine that it is necessary within the Borough of South Toms River to issue curfew regulations during the Halloween Season. It is ordered on the 15<sup>th</sup> day of October, 2013.

1. No one under the age of 18, unless accompanied by an adult, will be permitted on the streets after the hour of 8:00 p.m. on October 30, 2013.

2. No one under the age of 18, unless accompanied by an adult, will be permitted on the streets after the hour of 8:00 p.m. on October 31, 2013. (Trick or Treat)

Hours 3:00 p.m. to 8:00 p.m.

3. No on under the age of 18, unless accompanied by an adult, will be permitted on the streets after the hour of 10:00 p.m. on October 26, 2013. (Parade)

**4. PRESENTATIONS**

The Mayor stated that recognizing students is an opportunity to take part in the celebration of the wonderful children who spent hours at home studying, with the moral support of the parents. He thanked the Governing Body for placing time aside to recognize these students. Mayor Champagne further elaborated on his visit to all classes in South Toms River Elementary School, paralleling the Student of the Month Certificates as badges, and to wear and show off these accomplishments.

The Mayor introduced Dena Mayo to speak on behalf of the Girls Scouts of the NJ Shore and to address the Students of the Month and families in attendance.

Mayor Champagne introduced a ventriloquist as a special gift for those Students of the Month.

**5. PUBLIC COMMENTS**

**6. APPROVAL OF MINUTES**

May 20, 2013

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
	x	Handshy	X			
		Murray				x
		Reevey	X			
		Sykes	X			
		Williams	X			

September 16, 2013

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
	x	Handshy	X			
		Murray				x
		Reevey	X			
		Sykes	X			
		Williams	X			

September 26 Special Meeting

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
	x	Handshy	X			
		Murray				x
		Reevey	X			
		Sykes	X			
		Williams	X			

The Mayor deferred the discussion of Ordinance to the Borough Clerk

**7. DISCUSSION OF ORDINANCES:**

Joseph KostECKI, Borough Clerk, stated the following Ordinances were submitted by the Borough Engineer to follow State Statute, and further stated this was not the first reading. Mr. KostECKI further stated that these were not new intersections; merely properly designating them as State Statute.

Ordinance 2013-                      Designation of Stop Intersection at various intersections

Ordinance 2013-                      Designation of Stop Intersection at the Intersection of Chamberlain and Applegate Avenue

**8. RESOLUTIONS**

Resolution 2013-192                      Resolution accepting the 2012 Annual Audit Report in the Borough of South Toms River

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
	x	Handshy	X			
		Murray				x
		Reevey	X			
		Sykes	X			
		Williams	X			

Mr KostECKI handed the Annual Audit Report around for signatures, to complete all appropriate record filings. Mr. KostECKI stated that as per previous discussions, all Resolutions with numbers will be voted on; those without numbers will be voted on at the next Regular Council meeting.

Resolution 2013-193                      Authorizing the CFO and Administrator to endorse a contract with Computer Repair for the purchase of a double virtual server

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Cradle	X			
		Handshy	X			
		Murray				x
x		Reevey	X			
		Sykes	X			
		Williams	X			

Resolution 2013-194                      Authorizing the purchase new integrated VOIP phone system for the Borough of South Toms River

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Cradle	X			
		Handshy	X			
		Murray				x
x		Reevey	X			

		Sykes	X			
		Williams	X			

Resolution 2013-195 Approving the purchase of a security system for Borough Hall

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Cradle	X			
		Handshy	X			
		Murray				x
x		Reevey	X			
		Sykes	X			
		Williams	X			

Resolution 2013-196 Authorizing the purchase of a licensing program for the South Toms River Police Department

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Cradle	X			
		Handshy	X			
		Murray				x
x		Reevey	X			
		Sykes	X			
		Williams	X			

Resolution 2013-197 Approving the hiring of a temporary and part-time Deputy Registrar

Councilman Cradle asked for clarification on this resolution. Borough Clerk stated this was a temporary, part-time position to comply with State Registrar Statute

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
	x	Handshy	X			
		Murray				x
		Reevey	X			
		Sykes	X			
		Williams	X			

Resolution 2013- Authorizing the Advertisement of a Deputy Municipal Clerk position

Borough Clerk stated this position will be discussed in Closed Session.

Resolution 2013- Awarding a contract for the construction of Mathis Plaza Improvements - Phase 3

Borough Clerk stated that the Bid Opening will be on October 15, and therefore the current Resolution does not state the Lowest Bidder or price - this will be determined at the Bid Opening.

Resolution 2013- Authorizing the hiring of Timothy Noel for a full-time position in the South Toms River Public Works Department

Borough Clerk stated this position will be discussed in Closed Session.

Resolution 2013 Authorizing the hiring of Ronnell Decker for a full-time position in the South Toms River Public Works Department

Borough Clerk stated this position will be discussed in Closed Session.

Resolution 2013- Resolution recognizing veterans and dedicating Mathis Plaza as Mathis Veteran Memorial Park

Councilman Cradle asked this this dedication effects any status of zoning.

Councilman Handshy asked this this dedication changes any use of the park, restricts any public use by the Municipality or by the residents, or if any ordinances have to change because of this dedication.

The Borough Clerk received confirmation from Land Use Attorney firm Montenegro that this will not change the use or restrict any other funds.

The Borough Clerk read the rest of the Resolutions that will be voted on during the next Council meeting.

The Borough Clerk read the rest of the Consent Agenda Permission/Resolutions that will be voted on during the next Council meeting.

**9. CONSENT AGENDA/PERMISSION**

- Proclamation Curfew regulations during the Halloween Season
- Resolution 2013- Resolution Supporting the proposed Hurricane Sandy Tax Relief Act of 2013
- Resolution 2013- Granting permission to the 501(C)(3) East Coast Paws N Claws Animal Rescue for the 1st Annual Howliday fundraiser event on Saturday November 2nd.
- Resolution 2013- Granting permission to the South Toms River Volunteer First Aid Squad for a Coin Toss on November 2, 2013 at the intersection of Dover Road and Rt 530.
- Resolution 2013- Granting the Municipal Clerk to provide a key to Borough Hall to the Submarine Veterans for the purpose of their meetings
- Resolution 2013- Resolution Authorizing cancellation of 2013 Real Estate Taxes on Block 4 Lot 3 Qualifier B01
- Resolution 2013- Resolution authorizing 2013 Tax Sale and Setting Fees
- Resolution 2013- Resolution authorizing 2013 Tax Tax Sale Certificate # 12-00006 on Block 20.26, Lot 6 – 132 Attison Avenue
- Resolution 2013- Resolution authorizing 2013 Tax Tax Sale Certificate # 12-00008 on Block 20.29, Lot 1 – 150 Attison Avenue
- Resolution 2013- Resolution authorizing 2013 Tax Tax Sale Certificate # 12-00011 on Block 21.12, Lot 15 – 9 Colgate Road

Mr. Gallagher, CFO stated that we do not need the resolution for the Dedicated Rider for the Public Defender Trust Fund, and therefore can be removed from the Agenda, since this is already in place.

**10. VOUCHERS: NONE**

**11. OLD BUSINESS**

Mayor Champagne stated there is an upcoming event titled: Honoring Hurricane Sandy Heroes Event Oct 24th - 6:30pm @ STR Elementary

**12. NEW BUSINESS**

The following New Business will be discussed during the next Council Meeting  
Pinelands Approval of Master Plan  
Mobile Vendor Ordinance  
Special Events Vendor Ordinance

**13. MONTHLY COMMITTEE & LIAISON REPORTS: NONE**

**14. PUBLIC COMMENTS**

Bill Gleason, 121 spoke on behalf of the Recreation Commission, announcing a Halloween Party on Oct 25 from 6-9pm. Everyone is invited

Tom Patierno, 140 Attison Ave, asked for his refund on his tax overpayment, and whether he will be receiving this after tonight's meeting. CFO, Mr. Gallagher, stated this was to be included on the Bill List, and that Mr. Pateirno will be receiving this refund.

Many Luny, 112 Attison, stated that every time she has called our Borough Hall, there has been such a welcoming tone, and thanked all employees, especially in the Clerk's office. She stated that she called Berkeley Township and received an unwelcoming tone

Janice Palumbo, stated that she believes prisoners should be assigned maintenance duties for clean-up of underbrush in the Borough. Mr. Tarver, Borough Attorney, stated he reached out to the Warden to receive clarifications as to the feasibility and is awaiting response. Ms. Palumbo stated that also to consider Boy Scouts and if there are grants available for additional funds for maintenance. Ms. Palumbo also asked if a current phone solicitor on behalf of the NJ State Police Fund is real or if it is a fake. Chief Izatt stated that he will look into this. He further stated that there are organizations that raise money on behalf of these fraternal organizations however does not know them personally. Mr. Tarver stated that there are organizations that are not sanctioned by the State Police. They do not have the authority to act on their behalf. It is not to say they are not legitimate, and it is difficult to say whether they are sanctioned by the State Police.

With no other public comments, Mayor Champagne asked for a motion to enter into Closed Session.

**15. EXECUTIVE SESSION**

Resolution R2013- Approving the Governing Body to go into Closed Session for the purpose of discussion Personnel, Collective Bargaining, and Tax Appeals litigation

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
		Handshy	X			
		Murray				x
	x	Reevey	X			
		Sykes	X			
		Williams	X			

**16. ADJOURNMENT**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	X			
		Handshy	X			
		Murray				x
	x	Reevey	X			
		Sykes	X			
		Williams	X			

The meeting was adjourned at 9:40 p.m.

Respectfully submitted by Acting Municipal Clerk

Approved

\_\_\_\_\_  
Joseph M. Champagne, Mayor

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Joseph A. Kostecki, Acting Clerk