

**BOROUGH OF SOUTH TOMS RIVER
REGULAR MEETING OF JULY 15, 2013**

A regular meeting of the Council of the Borough of South Toms River was held at the Borough Hall on Monday, July 15 at 7:30 p.m

Moment of silence

Mayor Joseph Champagne observed the moment of silence.

Salute to flag

Mayor Joseph Champagne led the flag salute

Roll Call:

Present: Councilmen: Oscar Crale, Gregory Handshy, Edward Murray, Ernest
Reevey, Marvin Sykes, and Donald Williams
Absent: None

Notice of meeting:

Rayna E. Harris, Temporary Deputy Clerk read the following statement; This meeting of the Mayor and Borough Council was called pursuant to the provisions of the Open Public Meetings Act. 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.

Mayor Champagne motioned, and unanimous consent was given by the Governing Body, to appoint Rayna E. Harris as a temporary Deputy Municipal Clerk for the month of July, in the absence of current Municipal Clerk, Elizabeth Silvestri.

Mayor Champagne noted that the application by Homes For All, and the representatives of Homes For All, was at the request of the applicant themselves. Homes For All requested to be heard; the Borough did not seek them out. Homes For All would like to inform the members of the Governing Body of their project, and no voting will be acted upon at tonight's Council meeting. The presentation to follow by Homes For All is strictly informative

PRESENTATIONS & PROCLAMATIONS:

John Divincent spoke on behalf of Homes For All. The 18 acres of Block 20, lot 11 and 13. The process went to Pinelands for approval, the property during that time was in the process of rezoning for commercial. He went through the potential process to rezone portions back to residential. Gordon Milns , employee of Clayton Masonry, stated the application there is an application presented by Wawa to the Planning Board, and a retail application and residential presented to the Planning Board for consideration on the same property

Steve Shock, Architect, spoke on behalf of Homes For All, shared conceptual information presented to the Planning Board. Intentions were to develop ratables close to Wawa, with an opportunity for entry-level housing, single-family, detached home, while maintaining tree buffers.

Councilman Murray stated Homes For All did not shows to a requested meeting, with Homes For All stating they were not informed of the meeting due to the absence of Ms. Silvestri.

Mr. Handshy noted that the conceptual was different than the presented conceptual. Homes For All stated the new design was due to the design of Wawa’s application, and no more units than the original application. The lot is still presented as a 10,000 square foot lot.

Mr. Williams asked how many families would live in each unit. Homes For All stated they are two-to-three family units.

ORDINANCE 2013-8 Amending Chapter 26 “Land Development”

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

ORDINANCE 2013-9 Adding a new section 3-7.5

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

ORINDANCE 2013-10 Amending Ordinance 12-01 of 01 and 1-3-03 of the Municipal Code

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

ORDINANCE 2013-11 Amending Chapter 7 for Gross Vehicle Weight

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

RESOLUTION:

2013-7-1

Liquor License Ground and Gun Club

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

		Sykes	X			
	x	Williams	X			

Resolution 2013-07-002

Supporting the rollback of GST toll increase

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

Resolution 2013-07-003

Awarding Contract for Borough Hall Improvements to Gen 2

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

Resolution; 2013-7-4

Redemption of tax sale certificate #12-00013

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

	x	Murray	x			
		Reevey	X			
		Sykes	X			
		Williams	X			

Resolution; 2013-7-5**Redemption of tax sale certificate #12-0005**

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

Resolution; 2013-7-6**Redemption of tax sale certificate #11-00013**

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

Resolution 2013-7-7**Redemption of tax sale certificate #11-00018**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
X		Cradle	x			

		Handshy	x			
	x	Murray	x			
		Reevey	X			
		Sykes	X			
		Williams	X			

PERMISSION: NONE

APPOINTMENTS:

Adrian Lowen to Special Events Committee

VOUCHERS - READING & APPROVAL FOR PAYMENT

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

Upon vote, Mayor Champagne opened up Public Comment for Orindance 8-13 - Amending and Supplementing Chapter 26 of the REvised Gen ORd of the BoroughSouth Toms River, consistent with the 2012 Master Plan

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

		Williams	X			
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Councilman Murray responded to a resident confirming that this plan is consistent with the Master Plan to bring-in ratables.

Seeing no other comments, Public Comment was closed by unanimous consent

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

Borough Engineer, Chris Theodos, provided a report on the location on proposed speedbumps. Mayor Champagne spoke of the importance of upgrading the Municipal Building’s technology.

MATTERS BY COUNCIL:

Councilman Murray noted that the Recreation building requires reconstruction due to a car hitting it and to close it off until fixing. Councilman Reevey offered support to place a stop-gap measure to ensure residents stay away from damaged area.

Councilman Sykes provided an update on recycling certifications and further stated the recycling calendar is in process.

Councilman Handshy stated he had the County install new littering signs at no cost to the Borough. He thanked the Mayor for having the Community garden. He provided support for the rollback of NJ Parkway tolls.

Councilman Murray updated on fuel tank storage and costs, so that tanks won't have to be maintained. He further contacted and confirmed completion of the dugout.

Councilman Reevey stated public works is in contact with Berkeley for street signs, however they are behind with supplying street signs. They are also reviewing applicants for 2 positions in Public Works.

Councilman Sykes provided an update on a legal issue

Councilman Williams provided support for Navy and Submarine veterans and stated the Borough is blessed to have the Sub Vets in our town.

MOTION TO GO OUT FOR BID FOR TECH UPGRADES IN BOROUGH HALL

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

PUBLIC COMMENTS

Robin Lawrence 440 Applegate asked if the security is inside and outside borough hall, and the council confirmed as yes. She further requested job postings to be placed on the STRNJ.com webpage.

John Morrison, 121 Dittmore Dr- stated he in opposition to the Homes For All project. Resident residing at 8 Dartmouth Drive asked for the date of release for the Tax Bill. Mr. Gallagher stated the County has provided an extension to the deadline and towards the end of July.

113 Dittmore Drive - asked if public works requires an internet upgrade as well. Mr. Reevey added that it is a Network upgrade, not just internet. She further stated opposition to Homes For All project.

Reverend Green of Second Baptist Church of South Toms River - stated his support of the Homes For All project.

John Wellhausen at 120 Applegate Ave stated opposition to Homes For All. He stated concern over the reduction in garbage collection, in addition to address 4-way signs in the borough.

Solicitor Tarver stated the Borough does not have influence in the Homes For All project since it

is an application to a different Governing Body. Mayor Champagne stated Public Works provides garbage collection in addition to maintenance around town.

Sam Divendetto 175 Addison stated opposition to Homes For All.

Seeing no other public comments, there was a motion to go into Executive Session

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

Motion to come out of Executive Session

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

Adjournment

Councilman Cradle made a motion to adjourn and was seconded by Councilman Reevey. Motion was carried at 10:05 p.m.

Respectfully submitted,

Rayna E. Harris, Temporary Deputy Borough Clerk