

***Minutes of South Toms River Council Meeting,
August 19, 2013***

I. Moment of Silence

II. Moment of silence

Mayor Joseph Champagne observed the moment of silence.

III. Salute to flag

Mayor Joseph Champagne led the flag salute.

IV. 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 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.

V. Roll call

Present: Councilman Cradle, Councilman Handshy, Councilman Murray,
Councilman Sykes, Councilman Williams

Absent: Councilman Reevey

IV. Presentations

None.

V. Approval of Minutes

May 13, 2013 Caucus Meeting

Motion: Cradle, Second: Murray

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes,
Councilman Williams, motion carried

April 26, 2013's Special Meeting

Motion: Cradle, Second: Handshy

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes,
Councilman Williams,

VI. Introduction of Ordinances

ORDINANCE NUMBER 10.13, AMENDING ORDINANCE 12 – 01 OF 2001
AND ORDINANCE ONE – 03 OF 2003 SECTION 2.41.39, SUBSECTION A
OF THE MUNICIPAL CODE. SECOND READING.

Public Comments: Sandy Ross inquired as to the reason for the change in the ordinance. It was related by Municipal Attorney Robert Tarver that the ordinance imprecise language in the original ordinance.

Mr. Gleason indicated that the ordinance should be posted on the bulletin board, to which all parties agreed.

Motion: Cradle, Second Murray

Councilman cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

ORDINANCE NUMBER 11 – 13, AMENDING CHAPTER 7 OF THE MUNICIPAL CODE TO ARTICULATE GROSS VEHICLE WEIGHT IN SECTION 7 – 14 AND TO ADD RED MAPLE COURT AS A DESIGNATED STREET TO 7-14 AND 7-16. FIRST READING.

Motion: Cradle, Second: Williams

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

AN ORDINANCE 9-3 ADDING A NEW SECTION 3-7.5 OF CHAPTER 3 OF THE BOROUGH OF SOUTH TOMS RIVER MUNICIPAL CODE TO PROHIBIT OR LIMIT PARKING OF OVERSIZE VEHICLES ON PUBLIC PARKING LOTS.

Public Comment: Sandy Ross inquired as to whether or not the ordinance applies to private parking lots.

Motion: Handshy, Second: Williams

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

VII. Tax Resolutions

Resolution Extending the Grace Period to August 17, 2013

Motion: Cradle, Second: Williams

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

Redemption of Tax Sales for Certificate 1-000

Motion: Cradle, Second: Williams

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes,

Councilman Williams, motion carried

VIII. Permissions

Permissions had previously been granted for the Boy Scout Individual to paint numbers adjacent to fire hydrants in South Toms River.

Request Submitted by Shaquanda Dorsey seeking to adopt the old basketball court located in Center Homes.

Mr. Tarver offered the opinion that there can be symbolic adoption of the court however there can be no proprietary interest in the basketball court. She could clearly be entitled to clean up however would not be entitled to place any fencing or any other restrictive devices on the property or do anything which would affect the use of the property by the public.

Ms. Dorsey appeared and described her desire to annex the property for cleanup and possible fencing purposes. She was once again advised that there was no ability to restrict the use of the property by the public.

IX. Appointments

None.

X. Voucher List

No Public Comments

Motion: Williams, Second: Cradle
Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes,
Councilman Williams, motion carried

XI. Old Business

A question was raised by an unidentified member of the public regarding the Robo can system and the collection of garbage. It was noted that there was a company that was handling this matter and that a review of the system was being conducted. Mr. Gallagher indicated that municipality was reviewing its options with regard to various sized cans. Councilman Murray indicated that various types of cans exist and many cannot be used with the current trucks that are being used by the borough.

XII. New Business

Awarding of Contract for Speed Hump Installation was tabled.

Council discussed the authorization for the Police Chief to higher to provisional police officers pending their successful completion of the examination.

Motion: Murray, Second: Cradle

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

XIII. Monthly Committee and Liaison Reports

The Mayor called for counsel members to give reports and those reports were provided as follows:

Councilman Cradle discussed the 2014 recycling calendar which is to be circulated. He advised that he is awaiting certain days from the Public Works Department and when those days are provided he will circulate same.

Councilman Handshy advised regarding his activities as the JIF coordinator. He further related that the municipality building and grounds needs to be advised of the situation at Crabbe Road. The lighting at the pier is no longer active and there appears to be broken pipe which houses the electrical wiring.

Councilman Murray advised that he also reviewed the area adjacent to Crabbe Road and noted the cleanup effort regarding the boats. He also discussed interviews which had been conducted regarding Public Works employees as well as police interviews.

Mayor Champagne thanked the Optimist Club, Recreation Commission and Municipal Alliance for their distribution of school supplies and the successful effort which went into that.

Councilman Sykes advised that he had been meeting with the Police Chief and Detectives regarding certain ideas surrounding security.

Councilman Williams indicated that he noticed increased episodes of residence parking cars on lawns particularly on Dover Road. He indicated that he consulted with the zoning officer regarding what can be done about improper parking of numerous cars at single-family homes.

XIV. Public Comment

Ernest Hemmann advised that the issue of parking cars which Councilman Williams discussed has been occurring at a rental property home on Dover Road.

Janice Palombo indicated that she lives near the house in question and has counted on certain occasions at least 16 cars and trucks parked in the yard area. She also indicated

that South Main Street needs a clean up as there is significant brush impeding the walkways. Mayor Champagne indicated that he had looked into this but that the property in question is County property. She also discussed possibly cleaning the Beach Club.

Sandy Ross echoed comments made by the Mayor regarding the school supply event and that it was extremely successful.

Barry Dugac of Alfred Road requested that counsel consider an ordinance banning businesses from operating for 24 hours. Councilman Murray indicated that he had reviewed the situation and was not inclined to pass an ordinance which would restrict or single out any one business.

Two residents raised concerns about properties which appear to be overrun with garbage and debris. Both expressed concern that the code enforcement officer needed to be more vigorous with enforcement.

XV. Resolutions

A Resolution was raised to appoint Joseph Kostecki as Deputy Municipal Clerk until the retirement of the current Municipal clerk, at which time Mr. Kostecki would become the Municipal Clerk at a salary of \$65,000 per year.

Motion: Williams, Second: Sykes

Councilman Cradle, Councilman Handshy, Councilman Sykes, Councilman Williams, Councilman Murray Abstained

motion carried

A Resolution was proffered for Change Order number 1 for the Recreation Center Pavement Reconstruction project. The original amount slated was \$58,000, the additional amount indicated in the change order is \$2000.

Motion: Williams, Second: Sykes

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

XVI. Executive Session

Mayor champagne requested a motion to enter into executive session in order to discuss personnel matters.

Motion: Cradle, Second: Williams

Councilman Cradle, Councilman Handshy, Councilman Murray, Councilman Sykes, Councilman Williams, motion carried

XVII. Adjournment

Motion: Cradle, Second: Williams
Councilman Cradle, Councilman Handsby, Councilman Murray, Councilman Sykes,
Councilman Williams, motion carried

Respectfully submitted by Solicitor Tarver

Approved

Joseph M. Champagne, Mayor

Joseph A. Kostecki,
Deputy Municipal Clerk