

**BOROUGH OF SOUTH TOMS RIVER
REGULAR CAUCUS MEETING
October 20, 2014, 7:00 PM**

MOMENT OF SILENCE & FLAG SALUTE

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 14, 2013; 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.

ROLL CALL:

	Cradle	Gleason	Handshy	Mosley	Murray	Reevey	Champagne
Present	x	x	x		x	x	x
Absent				x			

Mayor Champagne asked the Governing Body excuse Councilwoman Mosley due to medical reasons.

Councilman Cradle Seconded, and had unanimous Council consent.

Councilman Reevey arrived at 7:15pm

EXECUTIVE SESSION

Resolution 2014-280

Approving the Governing Body to go into Closed Session for the purpose of discussion Personnel, Collective Bargaining, and Attorney-Client Privilege

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

PRESENTATION

Dave Roberts of Maser Consulting provided an overview of the Powerpoint presentation previously presented to the Land Use Board regarding the Study to determine whether the specified properties meet the criteria for an Area of Redevelopment Block 5 Lots 1,2,3,4.

The study provides the history of the property and the study

Joe Baumann, Redevelopment Counsel addressed the Governing Body, stated this is a narrow issue for the Governing Body, and that the only aspect the Governing Body has before them today is whether the presented criteria in the study, meet the Criteria to label the property as an Area in Need of Redevelopment. There will be time for other presentations, hearings, use of these properties, including whether condemnation would be used, tax abatements and other discussions in the future. In addition, although not required by law, notice was provided to neighboring property owners to inform them of this meeting to allow them to make presentations.

Carmine Villani, representing Monica Miller and the Miller Marina, the property within the Study, addressed the Governing Body. He spoke on the history and ownership of the property, and presented comparative pictures of those used in the redevelopment study to discuss where they stand and their hopes of the project.

Monica Miller of the Miller Marina, approached the Governing Body and answered questions presented by Mr. Villani with regard to her property and the recent improvements made on her property.

Joe Baumann stated that the vision of the property is a viable discussion, however after the Council decides if the property is blight or not. All improvements done and can continue, and nothing voted on tonight would prevent the property owner for reaching an agreement with the Borough in the future. There currently is not a Redevelopment Plan to determine the future use of the property. The only decision in front of the Governing Body is whether the presented study meets the criteria to establish an Area of Redevelopment.

Councilman Reevey asks Mr. Baumann to explain the difference between a Rehabilitation Area and a Redevelopment area.

Mr. Baumann stated that the Rehabilitation is based on the age and is a much more broad criteria category, and Redevelopment criteria is much more narrow, and a much more targeted and a higher standard.

Mr. Villani discussed with Mr. Baumann and the value of the property in relation to current ongoing property improvements.

Mr. Baumann stated that the decision to take someone's property through eminent domain will not be made today.

The Municipal Clerk stated that seeing both parties presented, the Governing Body asks for Public Comments.

Public Comment was opened

Peter Sansevere of the property located on Block 5, Lot 2, known as Oralee LLC, addressed the Governing Body and stated that he believes the size of the property is 70' by 100'; not 50'x100'. It is currently a repair center and is a viable, working, non-contaminated business. He stated he is unaware why his property is involved in this study.

Seeing no other Public Comments, Public Comment section was closed.

The Governing Body requested that the Redevelopment Resolution should be presented first and then follow with the subsequent agenda

Councilman Cradle asked for clarification as to the next step, if this would be passed.

Mr. Baumann stated the next step would be the Redevelopment Plan and zoning of the area. This would have to go to the Land Use Board, then a Redevelopment Agreement. This all also still requires Mayor and Council consent. He also addressed a question from Councilman Reevey on whether this resolution has to be approved at tonight's meeting. Mr. Baumann stated that the rest of the process could not continue unless the area was deemed as an Area of Redevelopment. The area is already established as an Area of Rehabilitation and the property owner has less tools to use.

Seeing no other Council questions, the Municipal Clerk presented the following Resolution:

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

APPROVAL OF MINUTES

Resolution 2014-260 Approving the minutes of September 8 and 15 Council Meeting and Executive Sessions

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

RESOLUTIONS

Resolution 2014-261 Authorizing the execution of a Shared Services Agreement with the County of Ocean Police Services for the Traffic Safety Program known as the Drug Recognition Expert Callout Program (D.R.E.C.P)

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

Resolution 2014-263 Authorizing the Mayor to Execute the Municipal Alliance Agreement

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

Resolution 2014- 264 Authorizing the Mayor and Municipal Clerk to execute a contract for Charles and Deauville Road Reconstruction Improvements

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

Resolution 2014-265 Authorizing the hiring of Michael McKenna as a Conflict Attorney

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

Resolution 2014-266 Authorizing the Mayor and Clerk to execute the Ocean County Recycling Center Use and Revenue Sharing Agreement

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

Resolution 2014-267 Authorizing a Shared Services Agreement with Associated Humane Societies, Inc for Animal Control services

Councilman Murray asked about this contract. He stated that if they are not able to continue, then he asked if the Borough would be compensated for not using Berkeley and switching over to the Associated Humane Societies.

The Municipal Clerk stated this contract would take over at the first of the year, since the current contract with Berkeley Township ends at the end of this year. He would speak with Berkeley about the terms of the contract.

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

Resolution 2014-268 Resolution Authorizing a Shared Services Agreement with Ocean County Police Services for the Ocean County Gang, Gun and Narcotics Task Force (S.O.G)

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

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

Resolution 2014-276 Awarding a contract for the installation of speed humps on two locations on Lakeview Drive, three locations on Belmont Drive and one location on Applegate Avenue to Johnson Baran Corp. P.O. Box 842, Forked River, NJ 08731 in the amount not to exceed \$16,800.00

Councilman Murray asks where about on the roads they would be installed. Mr. Chris Theodos stated he met with Chief Izatt and stated where they felt would be appropriate. Councilman Murray wants the specific locations before approving the contract.

The Borough Attorney stated that this contract can be approved contingent on the location be approved by the Council, at next Council meeting on November 10, 2014.

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

CONSENT AGENDA/PERMISSION

The below listed items are considered to be routine by the Borough of South Toms River and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

- | | |
|---------------------|---|
| Resolution 2014-270 | Designating the Environmental Commission as the Green Team |
| Resolution 2014-271 | Declaring the Week of October 13-17 as National Health Education Week |
| Resolution 2014-272 | Declaring the Month of October 2014 as Domestic Violence Awareness |
| Resolution 2014-273 | Declaring the Month of October 2014 as National Breast Cancer Awareness Month |
| Resolution 2014-274 | Declaring the Week of October 23-31 as Red Ribbon Week |
| Resolution 2014-275 | Requesting the State of New Jersey and US Army Corps of Engineers Add the Shores of Island Beach State Park to its' Dune Project |
| Resolution 2014-277 | Resolution providing for the insertion of a Special Item of Revenue in the 2014 Budget pursuant to N.J.S.A 40A:4-87 (CHAPTER 159, P.L. 1948) for the Municipal Alliance Grant |
| Resolution 2014-278 | Resolution providing for the insertion of a Special Item of Revenue in the 2014 Budget pursuant to N.J.S.A 40A:4-87 (CHAPTER 159, P.L. 1948) for the Office of Emergency Management 966 Reimbursement Program Grant |

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

VOUCHERS

The Governing Body allowed the public to review the Bill List and ask questions in relation to said list.

Resolution 2014-279 Approval of Bill List in amount of \$228,181.52

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

OLD BUSINESS

Lt. Brian Lanzim addressed the Governing Body and presented information for a possible event that would include a Beer Garden. Mr. Lanzim provided the working guidelines and needs for a well-attended and safe event. He stated all precautionary measures would be met, including the coordination with all first responders in South Toms River and neighboring municipalities. He states that there is interest from many food trucks even without advertising this as of now. This is in the planning stage, and the event would be run by the First Aid Squad.

The Council provided Lt. Lanzim with the authorization to start the process, and present the Special Event application to the Governing Body in early 2015. It was motioned by Handshy, Seconded by Murray and Council consent.

NEW BUSINESS

David Ley presented information for a Wellness Campaign-Day and Weightloss Challenge. He stated the Borough is currently signed up for the Wellness Campaign through Sustainable Jersey, however has not participated in any events in relation to this. The first program presented was a 12 weight loss challenge. This would start with an initial weigh-in, and the Borough would provide information to all participants during the weigh-in. After the Challenge, an additional weigh-in would take place and a cumulative loss would be tallied. The second initiative is for a Wellness Day that is proposed to be an event at Mathis Veterans Memorial Park to include healthy living information such as medical professionals, health food stores, and other vendors or professionals in relation to a health living lifestyle. Mr. Ley is proposing a May 9 date and a rain date on May 16. Mr. Ley will provide a full Special Events application for Council consideration in early 2015.

Seeing no other business, the Governing Body opened up for Public Comment

Cecelia Horn stated she felt horrible that a check from the South Toms River Optimist Club bounced. She also spoke on the need for a new Trap and Release program. The Governing Body directed the Municipal Clerk to speak with the newly hired Animal Control.

The Municipal Clerk provided a quick recap on the new Smartphone Application, stating that the new application is now approved for iPhones and will be available shortly.

Councilman Murray thanked the Municipal Clerk on the Smartphone App

MONTHLY COMMITTEE & LIAISON REPORTS

Councilman Cradle

Several meetings have been held with the Public Works Department, Recycling and Public Works Committee to evaluate the bulk, garbage and recycling issues. They will provide a report to council on their findings in an effort to make the Borough ordinances much more clear for the public to understand. He thanked the Council, Jim Richardson and those involved.

Councilman Handshy

He had meetings with the Recycling Committee to make the Borough codes better. They are not sure on the best policy but they will change in the near future. September 17 was the Resiliency Meeting, which finalized the Getting To Resiliency, and the Borough anticipates Sustainable Jersey points as a result. Mr. Handshy visited Stockton College for the Blue Star Clean Water Conference, learning in that meeting the ability of dogs who sniff out illegal cross-connections. He also stated that Bloomfield College participated in the International Coastal Cleanup Day. He stated his appreciation to the College, the Council, Maria Golda, and all who assisted in the cleanup. Additionally, he attended the stormwater management meeting, involving new steps in the stormwater management reports. Additionally, the borough will be participating in a pilot study to audit the outfalls of the Borough.

Councilman Murray

The Community Heroes event went well and thanked all of the First Responders. The International Coastal Cleanup was great, and thanked Council, Maria Golda and residents for their participation. The Optimist Club Bike Rodeo was well attended. He thanks Dr. Ripley, Council, Sandy Ross. The Police PBA contract is on-going. He also had the police report all of the out light poles, and contacted Jim Richardson for Worth Street. The football season TR South Raiders made the playoff, and Peeewe and 8th. The U15 are Jersey shore Champions. U12 Girls were second, U10 are third. If they win in the Regionals, they go to Florida.

Mayor Champagne

The Community Heroes event was a success, and recognized the First Responders. This year's event included individuals who exhibited altruistic behavior. This event focused on the positive things in town, and hope to change the perception of South Toms River to a positive. On Wednesday, the pine barons regional high school will host a Drug Forum and encouraged all to attend to combat the drug epidemic in our area. He also met with the Tzu Chi Foundation to see how they can provide educational and character building education as an afterschool program, in addition to being a resource for those in need of a bone marrow transplant. They are the same organization that came after Super Storm Sandy to assist those in need. The Mayor reminded people of the environmental cleanups and borough initiatives throughout the area.

Councilman Reevey

The Police personnel contract is in negotiation and the Public Works has been covered

Councilman Gleason

He is looking to add woodchips and new paint to the playground equipment. The borough will need volunteers for this when the chips arrive.

Councilman Cradle asked for clarification on an email he received.

The Borough Clerk stated that it was brought to his attention that there is a 90 day mailing law the should be followed.

The Councilman read an email regarding the Borough's Project Summary and ELEC guidelines. He believes that this Borough Project Summary should be registered as an In-Kind donation.

The Municipal Clerk stated he has reached out to the Newsletter company requesting it be in residents mailboxes after the upcoming General Election to comply with the 90 day mailing law.

ADJOURNMENT at 9:50PM

Respectfully submitted by Municipal Clerk

Approved

Joseph M. Champagne, Mayor

Joseph A. Kostecki, MPA, RMC, CMR
Municipal Clerk