

**BOROUGH OF SOUTH TOMS RIVER
COUNCIL MEETING
April 14, 2014, 7:00 PM**

A regular meeting of the Council of the Borough of South Toms River was held at the Borough Hall on Monday, April 14, 2014 at 7:00 p.m.

MOMENT OF SILENCE

Mayor Joseph Champagne observed a moment of silence and led the Flag Salute.

STATE OF PUBLIC NOTICE

The Borough Clerk read the 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
Absent				x	x		

Councilman Gleason made a motion, seconded by Councilman Reevey for excusing Councilwoman Mosley due to medical reasons. The motion was passed by Unanimous Consent

PRESENTATIONS:

Mayor Champagne announced the winners of the Essay contest and subsequently read each essay. Brandon Petyo was the winner of the Elementary School level, and Emma Sumner was the winner of the High School level.

Mayor Champagne provide Student of the Month certificates to South Toms River Elementary School students in attendance. The Mayor stated that he hopes these certificates encourage students to excel in school. He further stated he is proud to be the one recognizing and congratulating these students.

With unanimous consent, the Governing Body went into Recess.

PUBLIC COMMENTS

Mr. Watson of Chuck’s Ice Cream addressed the Governing Body to inquire about the Governing Body’s thoughts on having a Ice Cream trailer at Mathis Plaza during the summer months.

Borough Attorney, state that if Council allows a stationary Ice Cream Trailer, would be at the spot at Mathis where the old Shell Gas Station was located. If the Council was to approve this, there would be an ordinance to allow the process.

Mr. Theodos, Borough Engineer, stated as to his knowledge, there is nothing needed to be capped, and no contaminants were to be on-site.

Mr. Ryan stated that since this is a municipal space, the borough would have to go out for bid.

Councilman Handshy asked if this was to be year-round or seasonally. Mr. Watson stated his interest would be during the summer months.

Councilman Gleason asked if this change in the ordinance would allow for other ice cream vendors to stop. Mr. Ryan stated it depends on how the ordinance is written. Mr. Ryan further stated this lease would have a term to allow either party to evaluate the terms.

Mr. Ryan stated the to authorizing the attorney to draft a proposal to entertain bids on the solicitation to lease property at Mathis Memorial Park. Councilman Reevey motioned to direct the Attorney to draft such proposal and was seconded by Councilman Handshy, with unanimous consent.

Mr. Ryan asked the vendor provide specifications for his trailer.

Robert Stone of Lakeview Crossings approached the governing body and applauded the governing body for recognizing the students for their accomplishments. He further stated that this past winter, it was brought to his attention that South Toms River may not be required to provide garbage, recycling pickup or snowplow services. It became a questions as to whether the Borough should continue these services. He asked for the continuation of services.

Mr. Ryan stated that what happened during the winter was that residents were complaining to Borough Hall as to the plowing of the development. Mr. Ryan stated that he was unaware of plowing on private roadways since he confirmed with the Borough Engineer that these streets were not dedicated to the Borough. Mr. Ryan followed with a letter to Mr. Stone and that prompted a response. Subsequently, it was confirmed that the Land Use Board drafted resolution that the Borough would provide garbage and recycling pick-up. The planning board reaffirms these services when Mr. Stone took over the project from the defunct, prior developer of the property. Mr. Ryan stated that the developer is required to have public access so there is some public purpose and argument for the Borough to provide services to this development. He stated the developer, Mr. Stone is willing to pay for the purchase of the robocans. If there is a consensus, the Borough would draft a Developer's Agreement.

Mr. Stone states there will be 23 units in total, with 12 sold at present.

Councilman Handshy stated he was impressed with the changes and improvements to the site, and that he would not be opposed to provide these services.

Mr. Stone stated he was grateful that the Borough did not cut services and had a discussion with Mr. Stone.

Councilman Handshy stated he had concerns that the Public Works had trouble plowing the development due to the narrow streets.

Mr. Stone stated he gave some thoughts to that and he can have a turn around at the end of the street, and he will be moving some lumber to make it easier.

Councilman Gleason asked how the cars will be removed from the street to allow snowplowing. Mr. Stone stated that that is not something the Borough has to be concerned about. He stated a pass going in and out is fine, and the residents is enough to plow their own spaces and sidewalks. Mr. Stone stated its an easy in and easy out.

Robert Krohn, EMS Chief, provided a monthly update stating they had a coin toss over the weekend to fundraise to replace their 1997 Responder. in march there were 95 dispatches which is the highest ever to date. 17 went to Beachwood, 8 to Holiday City, 5 in South Toms River, 3 calls were missed and 22 cancellations. There are 4 to 5 new members joining the squad and they will be sent to training.

Mayor Champagne asked the percentage of South Toms River residents joining the squad. Mr. Krohn stated the majority come from outside the poverty zone because residents may need more than one job and do not have enough time. He also stated he has not heard any response from Planet Fitness as to them placing a resuscitation device in clear site. The joint event with Beachwood went well, and they had approximately 400 people in attendance. As of now, an ambulance attends little league games

Mayor Champagne asked Mr. Krohn to expand upon the need for a generator. During Superstorm Sandy there were continual outages with about 10 volunteers, no heat, no way to charge cell phones or utilize emergency service. The ambulance needs to be charged in addition to things inside the vehicle.

Mayor Champagne asked if there is a need for a special structure for the generator. Mr. Krohn stated that the generator sits on a concrete slab in the back of the building. The electrician advised them of a 20Kw, natural gas generator over fuel.

Councilman Gleason asked how many power outages they have each month. Mr. Krohn stated he couldn't give a number but the outages depend on the weather, or unforeseeable accidents that cut power such as a car hitting a pole and knocked out power.

Councilman Reevey stated there is a generator in the borough hall basement. The Municipal Clerk stated this is a small one but is not aware of the size of the generator.

APPROVAL OF MINUTES

The Municipal Clerk stated the following minutes were up for consideration of approval at the next meeting: March 10 Caucus Meeting, March 17 Regular Meeting and Executive Session, March 24 Special Meeting and Executive Session

ORDINANCES

The Municipal Clerk stated the following Ordinances were up for consideration of approval at the next meeting: Ordinance 9-14 Establishing a Cap Bank (2nd Reading), and Ordinance 10-14 Establishing the position of Local Historian (2nd Reading)

RESOLUTIONS

The Municipal Clerk stated Resolutions 2014-141 through 144 due to time sensitive nature. The Municipal Clerk stated this resolution for a Taxi License approval is the first consideration due to the new taxi ordinance. This application now requests a doctors note for all drivers.

Resolution 2014-141 Approving Taxi/Limousine License Application for Central Jersey Transportation

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

Resolution 2014-142 Authorizing South Toms River Police Department to apply for Safe and Secure Communities Grant

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

As per the Tax Assessor, due to the new Flood Insurance Rates, there is an anticipation to have at max, three appeals.

Councilman Cradle asked what the cost would be for the Floodplain Administrator. Mr. Theodos stated that fees would be based per hour.

Mr. Ryan stated that in small municipalities it is customary to have the engineer hired as the Floodplain Administrator.

Resolution 2014-143 Appointing Maser Consulting as Floodplain Administrator

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

The Municipal Clerk subsequently proceeded with a review of the Resolutions on the April 21st Agenda

Resolution Approval of 2014 Municipal Budget (2nd Reading).

The Municipal Clerk stated the 2014 Budget was advertised and all State Statutes are in accordance for approval on the next meeting.

Resolution Amending the employment status of Warren Baskerville to full-time permanent

Resolution Authorizing the NJDOT Transportation Alternatives Program (TAP) Application for the "Route 166 Streetscape Improvements"

Resolution Authorizing a contract with DocuSafe Records Management for Record Storage Retention and Disposal Management

The Municipal Clerk stated that the bids for the Records Management came in well under budget. This project was allotted \$40,000.00. The records, upon approval, would be stored at an off-site location that is secure, and any council member that would like to take a site-visit is more than welcome. Records can be requested and delivered in-hand within 24 hours. The facility is also climate controlled so no records are in danger of flooding due to piping such as the current downstairs facility. The references of this vendor are the Supervisor of the NJ DARM and the Clerk of Atlantic City.

Resolution Approving an application for the 2014 Municipal Public Access Planning and Municipal Coastal Vulnerability Assessment grant

The Municipal Clerk stated these grant applications were brought to the Borough's attention by the NJ Resiliency Program. This organization further stated that the Borough is in a good position to receive grants for the Crabbe Point property.

Resolution Approving the purchase of Recycling Robocans

Councilman Cradle stated there is a discussion on the color of cans but he stated he would not like blue.

Resolution Approving David Thomas McCann to reconstruct the Blockhouse

Resolution Approving the purchase of a generator for STR First Aid Squad

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 2014-144 Approving Presbyterian Church of Toms River to use Crabbe Point Park for Annual Easter Sunrise Service on April 20, 2014 @ 6am

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Cradle	x			
		Gleason	x			

		Handshy	x			
		Mosley				
		Murray				
	x	Reevey	x			

Resolution Approving 4th of July Special Event at Mathis

Resolution Authorizing the South Toms River Internship Program

The Municipal Clerk stated this Internship program does not replace any workers; it is limited to work for High School and College students. It is also for community and resume building

Resolution Permission to allow the South Toms River Democratic Club to hold monthly meetings at borough hall

Councilman Gleason stated he wants the Democratic Club to have a meeting a different day since they run their meetings before the Land Use Board meeting.

Mayor Champagne stated it goes until 7 and the Land Use Board meeting starts after.

Councilman Gleason asked the Municipal Clerk to request they move their day or time of the meeting.

Resolution Encouraging the United States Postmaster General to reflect South Toms River on mailing addresses

Resolution Resolution in support of an increase in the dedicated \$25 million annual allocation for the Shore Protection Fund

Resolution Approving International Gospel Fest at Mathis Plaza on August 24

The Municipal Clerk stated this event is expected to be in August and must be approved by the Governing Body due to the new Special Events ordinance.

Resolution Approving a tax overpayment refund in the amount of \$1,242.27 for Block 8.02 Lot 15

Councilman Handshy asked the Council to go ahead and approve the Blockhouse resolution tonight in order to start the repairs due to damage caused by Super Storm Sandy.

CFO stated that since this is funded through Capital projects, no money is available until the budget and Capital ordinance is approved. Therefore, this must wait until the next meeting.

OLD BUSINESS

The Municipal Clerk stated the Municipal Newsletter is in process and requests all departments submit information relating to their respective departments by May 2nd for a June/July publishing date.

The Municipal Clerk stated that he has not received any new quotes for a new security system at the Public Works building.

NEW BUSINESS

The Municipal Clerk stated that Council received a Manitou Fire Vehicle equipment for a total of \$54,000.00 which would have to be bonded. He further stated that due to limited parking for special

events, there may be an opportunity to a Shared Services Agreement with the Toms River Board of Education for busing services. Other towns have utilized this for parking and transferring of residents to special events.

Councilman Gleason asked the engineer to provide a cost for the plan to establish parking lines at the Recreation building. The engineer agreed to provide the cost for the stripping plan.

Mayor Champagne stated there are siding loose on the Recreation building. Councilman Gleason state he contacted the vendor to fix this in addition to obtaining sand blasting or painting costs.

Mayor Champagne presented food (Old El Paso) that is being served at the Elementary School. He expressed concern over the lack of nutrition found in such food and would like to send a letter to the Superintendent requesting the school consider more nutritional food. He further expressed the State Assembly follow the State Senate and reinstate the 2% Arbitration Cap. This is necessary to contain costs, and is essential to reinstate this legislation.

EXECUTIVE SESSION

Resolution 2014-145 Approving the Governing Body to go into Closed Session for the purpose of discussion Personnel and Collective Bargaining

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

Mr. Ryan was directed to draft a letter addressing the Mayor’s concerns over nutritional food served at the Elementary School.

ADJOURNMENT

Councilman Cradle motioned to adjourn and Councilman Reevey seconded, followed by unanimous consent to adjourn.

ADJOURNMENT @ 9:45pm

Respectfully submitted by Municipal Clerk

Approved

Joseph M. Champagne, Mayor

Joseph A. Kostecki, RMC
Municipal Clerk