

MATTERS TO COME BEFORE THE TOWNSHIP COUNCIL OF
THE TOWNSHIP OF TOMS RIVER AT A REGULAR MEETING
OF SAID COUNCIL TO BE HELD:



December 22, 2009 - 5:00pm

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1. Meeting called to order.
 2. Flag Salute
 3. Open Public Meeting Statement
 4. ROLL CALL:

DONOHUE-APPLEBY_____	MARUCA_____
HILL _____	SEVASTAKIS_____
KUBIEL_____	WITTMANN_____
McGUCKIN_____	
 5. Minutes: December 8, 2009 (regular meeting); July 28, 2009, August 11, 2009 & August 26, 2009 (special meetings)
 6. Honoring resolutions and presentations:
 - a. Eagle Scout Andrew Michael DeRogatis
 - b. Toms River Tornadoes Softball
 - c. Toms River Little Indians Cheerleaders
 7. ORDINANCE amending and supplementing Chapter 54 (Department of Public Works) of the Code of the Township of Toms River, Ocean County, New Jersey, to eliminate the position of Bookkeeper within the Department of Public Works. FINAL
 8. ORDINANCE amending and supplementing Section 147 (Salaries and Compensation) of the Code of the Township of Toms River, Ocean County, New Jersey to adjust salaries for the period of January 1, 2010 to through December 31, 2011 for confidential employees. FINAL
 9. ORDINANCE amending and supplementing Chapter 147 (Salaries and Compensation) of the Code of the Township of Toms River, Ocean County, New Jersey, to adjust salaries for the period of July 1, 2009 to June 30, 2013 for Teamsters Local #97- Crossing Guard Personnel. FINAL
 10. ORDINANCE amending and supplementing Chapter 40 (Department of Administration) of the Code of the Township of Toms River, Ocean County, New Jersey, to establish the position of Benefits Manager and Manager of Information Technology within the Division of Human Resources. FINAL
 11. ORDINANCE amending and supplementing Section 348-12 (Woodlands Management) of Chapter 348 (Land Use and Development Regulations) of the Code of the Township of Toms River, Ocean County, New Jersey, to establish an appeal procedure for the denial of a permit to remove or destroy trees or shrubs. FINAL
 12. RESOLUTION cancelling accounts payable balances.
 13. RESOLUTION to transfer funds.

CONSENT AGENDA

"All matters listed under item "Consent Agenda" will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired on any item, that item will be considered separately."

- A. RESOLUTION authorizing the reimbursement for overpayment of taxes, various properties.
- B. RESOLUTION authorizing the renewal of the proprietary software maintenance and support agreement with Edmunds & Associates, for the Edmunds Financial Software System currently utilized by the Township, for the Department of Finance, at a cost of \$30,030.00.
- C. RESOLUTION authorizing the date of January 3, 2010 at 5:00pm for the Annual Reorganization Meeting.
- D. RESOLUTION accepting amendment to floor plan sketch for Tuscan House restaurant (Malbar).
- E. RESOLUTION authorizing the Division of Purchasing to advertise and receive proposals for Township professionals for calendar year 2010.
- F. RESOLUTION authorizing the execution of an agreement between the State of New Jersey Department of Transportation and the Township of Toms River in the County of Ocean, New Jersey, for the use of municipal police officers as Traffic Directors for a resurfacing project within the Township of Toms River (Rt. 37, EB & WB, 11.4-13.43).
- G. RESOLUTION authorizing the execution of an agreement between the State of New Jersey Department of Transportation and the Township of Toms River in the County of Ocean, New Jersey, for the use of municipal police officers as Traffic Directors for a resurfacing project within the Township of Toms River (Rt. 37, EB & WB, MP 0.0-6.27).
- H. RESOLUTION authorizing renewal to Fire Subcode agreement (expires 12/31/09)
- I. RESOLUTION authorizing the assignment of an existing contract for a Medical Director for the Police Emergency Medical Services Program to Emergemed, LLC.
- J. RESOLUTION awarding a contract for the extraordinary unspecifiable services of Jane Nastasi for coordination and facilitation for services rendered while conducting the Star Parenting Program, an approved Municipal Alliance Program, in the amount of \$487.50.
- K. RESOLUTION authorizing abandoned vehicle auction on Wednesday, January 13, 2010 at 10:00am at Accurate Automotive in Toms River.
- L. RESOLUTION to cancel grant receivables against grant reserves.
- M. RESOLUTION approving request for first, second and third leaves of absence without pay for Nicholas Paciulli, Department of Parks, Buildings and Grounds.

- N. RESOLUTION authorizing award of contract to Feldman Lumber Company, Inc. and Diamond M. Lumber Company, Inc., as the lowest bidders, for the supply of lumber and nails in the amount of \$60,326.13. (Oct. 14 bid opening)
- O. RESOLUTION authorizing the award of an emergency contract to Earle Asphalt Company, based upon the lowest responsible proposal, for the Ortley Beach dune replenishment project, in the amount of \$514,425.00.
- P. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, supporting the efforts of the Ocean County Agricultural Development Board in continuing its participation in the Planning Incentive Grant Farmland Preservation Program through the State Agricultural Development Committee.
- Q. Amended RESOLUTION authorizing award of negotiated contracts for snow plowing services- 2009-2010 winter season, to add two (2) additional contractors, American Coring and Supply, Inc., and Earthworks Landscaping Construction, LLC.
- R. RESOLUTION authorizing award of contract for the replacement of two (2) new 2010 Harley Davidson law enforcement motorcycles for the Department of Police to Harley Davidson of Long Branch, Inc., as lowest bidder, in the amount of \$24,422.00.
- S. RESOLUTION authorizing a Shared Services agreement between the Township of Toms River and the Parking Authority of the Township of Toms River, for the installation, maintenance and enforcement of additional parking meters on Washington Street, Robbins Street and Allen Street.
- T. RESOLUTION authorizing the Mayor to execute and the Township Clerk to attest to beach cleaning agreements with various beach associations for Township beach cleaning services, which will be provided by the Township, with all costs to be paid by the Beach Associations.
- U. RESOLUTION approving application for taxi driver, Scott Warren, for A Ruby's Transportation.
- V. RESOLUTION authorizing acceptance of performance guarantees for Major Subdivision entitled Mitchell, Block 410, Lot 65.01 (1151 Church Road).
- W. RESOLUTION authorizing acceptance of performance guarantees for Major Subdivision entitled 3138 Rt. 35, Block 945.12, Lots 25 & 26 (3130 Rt. 35 North)
- X. RESOLUTION authorizing acceptance of performance guarantees for Major Site Plan entitled Dewey Drive, Block 1099.41, Lots 15-20. (no specific street address(es) listed for this)
- Y. RESOLUTION authorizing acceptance of performance guarantee for Minor Site Plan entitled BJ's Wholesale Club, Block 506.03, Lot 34 (941 Rt. 37 West).
- Z. RESOLUTION authorizing acceptance of performance guarantees for Major Subdivision entitled North Maple Associates, Block 413, Lots 13.02, 13.03 (Whitty Road).
- AA. RESOLUTION authorizing acceptance of performance guarantees for Minor Site Plan, Block 609, Lot 15.01 (14 James Street).

BB. RESOLUTION authorizing acceptance of maintenance guarantees, performance guarantee release for Major Site Plan entitled Kania Real Estate, LLC, Block 817, Lots 5 & 19 (2215 Rt. 37 East).

CC. RESOLUTION authorizing acceptance of maintenance guarantees, performance guarantee release for Major Site Plan, Block 410, Lot 17.01 (1049 Church Road).

DD. RESOLUTION authorizing acceptance of maintenance guarantees and roads, performance guarantee release for Major Subdivision entitled Lioumis, Block 390, Lot 3.04 (Dino Blvd. and Apple Blossom Ct.)

EE. RESOLUTION authorizing acceptance of performance guarantees for Major Subdivision entitled The Paddock, Block 410, Lot 15.01 & 15.02 (1127 Church Rd.).

FF.

GG.

Reports:

1.

APPROVAL OF BILLS

Presentation regarding snowstorm & snow removal

ELECTED OFFICIAL'S COMMENTS

PUBLIC COMMENT

EXECUTIVE SESSION