

MATTERS TO COME BEFORE THE TOWNSHIP COUNCIL OF  
THE TOWNSHIP OF TOMS RIVER AT A REGULAR MEETING  
OF SAID COUNCIL TO BE HELD:  
January 12, 2010

- 
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: January 3, 2010 (Reorganization Meeting)
6. Honoring resolutions and presentations:
  - a. Leonard G. "Bud" Lomell 90<sup>th</sup> Birthday
  - b. Harriet Werkman, RN, MSN
7. ORDINANCE amending and supplementing subsection A of Section 348- 11.2 (Affordable Housing Sites) of Chapter 348 (Land Use and Development Regulations) of the Code of the Township of Toms River, Ocean County, New Jersey. FIRST
8. ORDINANCE amending and supplementing subsections C and D of Section 348-11.9 (Development fees to fund Affordable Housing) and subsection F of Section 348-11.9 (Exemptions from mandatory non-residential development fees) of Chapter 348 (Land Use and Development Regulations) of the Code of the Township of Toms River, New Jersey. FIRST
9. ORDINANCE amending and supplementing Chapter 442 (Solid Waste) of the Code of the Township of Toms River, Ocean County, New Jersey. FIRST
10. ORDINANCE authorizing the private sale of tax lots 10 and 11, Block 232.30 (227 Silver Bay Road) in the Township of Toms River, Ocean County, New Jersey, to a contiguous property owner pursuant to N.J.S.A. 40A:12-13 (b)(5). FIRST
11. ORDINANCE amending and supplementing Chapter 325 (Golf Courses) of the Code of the Township of Toms River, Ocean County, New Jersey. FIRST
12. RESOLUTION of the Township Council of the Township of Toms River conditionally consenting to the deannexation of Bay Beach Way from the Township of Toms River and reannexation to the Borough of Lavallette pursuant to N.J.S.A 40A:7-12, in accordance with the July 15, 2008, final judgment rendered by the Superior Court of New Jersey And Affirmed on Appeal, and appointing three individuals to the six member committee established by N.J.S.A 40A:7-18 to ascertain Bay Beach Way's proportionate share of the Township of Toms River's bonded and other indebtedness.

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. (2)
- B. RESOLUTION authorizing the retention of seven (7) consultants for the Leaders Club Program sponsored by the Toms River Township Municipal Alliance, in the amount of \$4,375.00.
- C. RESOLUTION authorizing the sale of a plenary retail consumption license permitting the sale of alcoholic beverages in the Township of Toms River, Ocean County, New Jersey.
- D. 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 the Route 9 over Route 70 superstructure replacement project within the Township of Toms River.
- E. RESOLUTION correcting resolution appointing 2010 Municipal Alliance members.
- F. RESOLUTION authorizing the Division of Purchasing to advertise and receive proposals for certain Township services from March 9, 2010 to December 31, 2010. (Auditor Services, Legal Mediation, Real Estate Appraising and CDBG Consulting)
- G. RESOLUTION correcting resolution authorizing interest on delinquent taxes for calendar year 2010.
- H. RESOLUTION appointing Parking Violation Officer Mary McClave.
- I. RESOLUTION authorizing a shared services agreement between the Township of Toms River and United Water Toms River for data information services that will be used for the Township's GIS System. (at no cost)
- J. RESOLUTION authorizing the Purchasing Division to advertise for and receive bids for the supply of printed forms, letterhead and envelopes.
- K. RESOLUTION authorizing change order No. 1- Final, for a reduction in the amount of \$100.00, for the closeout of the Huddy Park Improvement Project, acceptance of maintenance bond, and authorizing the final payment to contractor in the amount of \$7,524.00.
- L. Amended RESOLUTION authorizing award of negotiated contracts for snow plowing services- 2009-2010 Winter season, to add five (5) additional contractors, K. T. Lawn & Property Maintenance, Major Minor Landscape & Design, Demont & Aldrich, Inc., and LGC Trucking, LLC., and Best Paving, Inc..
- M. RESOLUTION authorizing award of contract to Rudco Products, Inc., as lowest bidder, for the procurement of front load and open roll-off containers for the Department of Public Works, on an open ended basis.
- N. RESOLUTION accepting maintenance guarantees, releasing performance bonds for Major Site Plan, Block 404, Lot 67.03 (970 Lakewood Road).
- O. RESOLUTION releasing performance guarantees for Minor Site Plan entitled "Nottingham Manor" (Model Area) Block 688, Lot 11.
- P. RESOLUTION accepting reduced performance guarantee for Minor Subdivision entitled "Two Cool Guys, LLC" Block 818, Lots 4-8, 23 & 24 (Rt. 37/ Buermann Avenue).

- Q. RESOLUTION releasing maintenance bond for Major Site Plan entitled "American Legion" , Phase, I, Block 394, Lot 18 (2025 Church Road).
- R. RESOLUTION releasing maintenance bond for Major Site Plan entitled "Goodskin, LLC", Block 533.06, Lot 35-453 (Lakehurst Road).
- S. RESOLUTION accepting maintenance guarantee, releasing performance bond for Major Site Plan entitled "Presbyterian Homes At Dover" (Oak Avenue) Block 414, Lot 9.01.
- T. RESOLUTION correcting resolution accepting performance guarantees for Major Site Plan entitled "Dewey Drive", Block 1099.41, Lots 15-20.
- U. RESOLUTION releasing performance bond for Minor Subdivision entitled "Bergstrom/ Paulson", Block 538, Lot 64 (336 River Terrace).
- V. RESOLUTION authorizing contract to vendor with state contract, Motorola, Inc., c/o Quality Communications, for the purchase of one (1) automated license plate recognition (ALPR) system for the Police Department, state contract # A53804, in the amount of \$19,997.00.
- W. RESOLUTION approving Federal Medical leave of absence, 3<sup>rd</sup> request, for Judith Maxson, Police Department.
- X. RESOLUTION authorizing an abandoned vehicle auction on Wednesday, January 27, 2009 at 10:30am at Priced-Rite Towing.
- Y. RESOLUTION approving payroll of December 30, 2009.
- Z. RESOLUTION authorizing permission to contract with the I.A.C.P. to conduct promotional testing in March of 2010, not to exceed \$30,000.00.
- AA. RESOLUTION authorizing amendment to award of contract for professional services to Pet Services of New Jersey, P.C. D/B/A Toms River animal Hospital, for a reduction in the contract in the amount of \$2,000.00.
- BB. RESOLUTION authorizing change order No. 2- Final, for a reduction in the amount of \$250,254.12, for the closeout of the 2007 road overlay project, acceptance of maintenance bond, authorizing release of retainage and final payment to contractor in the amount of \$104,574.40.
- CC. RESOLUTION authorizing the appropriate Township official(s)/ Craig Ambrosio, Director, Department of Parks, Buildings and Grounds, to enter into a cooperative service agreement between the Township of Toms River and the United States Department of Agriculture Animal and Plant Health Inspection Service Wildlife Services, for Geese Control/ Removal from Huddy Park, and execute the necessary documentation, in the amount of \$11,045.00.
- DD. RESOLUTION correcting resolution appointing Crossing Guards for 2010.
- EE. RESOLUTION correcting resolution appointing Auxiliary Police for 2010.
- FF. RESOLUTION authorizing amendment to award of contract for professional services to Robert G. Cimer, DVM, PA T/A Calling All Creatures Veterinary Hospital, for an additional amount of \$2,000.00.
- GG. RESOLUTION amending resolution authorizing the award of a contract for real estate professional appraisal services for tax appeals to Henry J. Mancini & Associates, Inc., in the amended amount not to exceed \$32,750.00.

Reports:

1. Clerk's Office- December 2009- \$3,968.00
2. Bey Lea Golf Course- December 2009- \$29,745.34
3. Permits & Inspections Dept.- November 2009- \$143,689.52

4. Youth Center- December 2009- \$4,514.50
5. Dept. of Recreation- November 2009- \$540.00
6. Dept. of Recreation- December 2009- \$1,955.00
7. Winding River Skating Center- December 2009- \$93,596.00

APPROVAL OF BILLS  
ELECTED OFFICIAL'S COMMENTS  
PUBLIC COMMENT  
EXECUTIVE SESSION