

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

May 11, 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: April 27, 2010 (regular meeting)
6. Honoring resolutions and presentations:
 - a. UFC Champion Frank Edgar
 - b. AARP for appreciation to volunteer members of Senior Center
 - c. "Chopped" winner Chef Erik Weatherspool of Bistro 44
 - d. Eagle Scouts James Clifton Spedick, Christian Pasquale Cornier,
Matthew Joseph Cornier, Curtis D. McLeer, Patrick J. Sheppard, and
Brian S. Wendruff
 - e. Older Americans Month- "Age Strong! Live Long!"
 - f. American Legion Auxiliary for Poppy Awareness Month
7. ORDINANCE amending and supplementing Subsection 104.8 of Section 335-2 of Chapter 335 (Housing and Rental Property Standards) of the Code of the Township of Toms River, Ocean County, New Jersey, to increase the fee of inspections and re-inspections of rental units. FINAL
8. ORDINANCE amending Section 152-3 of Chapter 152 (Volunteer Incentives) of the Code of the Township of Toms River, Ocean County, New Jersey. FINAL
9. ORDINANCE supplementing Chapter 175 Section 175-1 of Chapter 175 (Bathing beaches, swim clubs and swimming pools, municipal) of the Code of the Township of Toms River, Ocean County, New Jersey to prohibit the use of bicycles, roller blades, scooters, skateboards, and other similar apparatus from Ortley Beach boardwalk from 9:00am- 6:00pm between May 15th and September 15th. FINAL
10. ORDINANCE repealing Chapter 368 (Noise) of the Township Code and establishing new Chapter 368 (Prohibited Nuisances) of the Township Code of the Township of Toms River, Ocean County, New Jersey. FIRST
- 11.
12. ORDINANCE amending and supplementing Section 40-7 (Division of Purchasing established; duties and responsibilities of Purchasing Agent) of Chapter 40 (Department of Administration) of the Code of The Township of Toms River, Ocean County, New Jersey, to establish a procedure to permit the Purchasing Agent to prepare bid specifications and solicit bids for the purchase of materials and supplies and the retention of services in emergent circumstances. FIRST

13. ORDINANCE amending and supplementing Section 383-5 of Chapter 383 (Parks, Municipal) of the Code of the Township of Toms River, Ocean County, New Jersey, to increase recreation program fees, and picnic permit fees for the use of all Township parks for group picnic purposes. FIRST
14. ORDINANCE amending and supplementing Section 175-21 and Section 175-34 of Chapter 175 (Bathing Beaches, Swim Clubs, and Swimming Pools, Municipal) of the Code of the Township of Toms River, Ocean County, New Jersey, to set the participation fee for swim lessons between \$40 and \$55 per session and participation in the Ortley Beach Junior Lifeguard Program between \$25 and \$40. FIRST
15. ORDINANCE amending and supplementing Chapter 477 (Vehicles and Traffic) of the Code of the Township of Toms River, Ocean County, New Jersey (Stop intersection- Yellowbank Road and Tralee Drive) (Stop sign to be installed on Tralee Drive). FIRST
16. ORDINANCE amending and supplementing Section 287-31 of Chapter 287 (Fees) of the Code of the Township of Toms River, Ocean County, New Jersey, to establish fees and discounted rates for eligible low income families, for the Youth Services After School Program. FIRST
17. ORDINANCE amending and supplementing Chapter 442 (Solid Waste) of the Code of the Township of Toms River, Ocean County, New Jersey. FIRST
18. ORDINANCE authorizing the sale of Tax Lots 117 through 121, Block 10, 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
19. ORDINANCE establishing the titles and positions subject to N.J.S.A. 40A:9-10.2, which restricts the amount of supplemental compensation for accumulated unused sick leave payable to certain municipal officers and employees upon retirement. FIRST
20. ORDINANCE amending ordinance 4148-08, which defined the titles and positions subject to the New Jersey defined contribution retirement program established pursuant to N.J.S.A. 43:15C-1 et seq., to include Assistant Township Attorneys and Assistant Township Engineers. FIRST
21. RESOLUTION authorizing the award of contract to Jersey Shore Lawn Sprinkler Construction Company, Inc., for various irrigation projects, in the maximum amount of \$209, 821.32, pursuant to a shared services agreement between the Township of Toms River and the Toms River Board of Education for improvements to various recreational fields.
22. RESOLUTION authorizing emergency temporary appropriations (through July 31, 2010).

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 approving refund for overpayment or cancellation of taxes, various properties. (3)
- B. RESOLUTION extending certain professional and service contracts to June 16, 2010.
- C. RESOLUTION authorizing award of contract to DFFLM, LLC t/a Ditschman/ Flemington FLM, as lowest bidder, for two (2) Type 1 ambulance remount packages for the Department of Police, in the amount of \$157,629.00.
- D. RESOLUTION authorizing the Purchasing Division to advertise for and receive bids for the supply of inkjet cartridges/ toners and ribbons for computer printers, receipt validators, microfiche and facsimile machines.
- E. RESOLUTION authorizing the retirement of Township of Toms River Police K-9 Maximus, Badge #9015, effective April 1, 2010 and transfer ownership of Maximus to his handler, retiring Patrolman Ryan Maloney, Badge #287, for the sum of \$1.00.
- F. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, establishing a procedure to authorize the Director of Recreation to donate beach badges to Toms River Township not-for-profit organizations for the purpose of supporting their fundraising activities.
- G. RESOLUTION authorizing the Division of Purchasing to advertise and receive proposals for Employee Assistance Program services from June 1, 2010 to December 31, 2010.
- H. RESOLUTION authorizing award of contract to WPCS International, Inc., as sole bidder, for the purchase of an in-car video system for the Department of Police, up to a maximum amount of \$386,031.80.
- I. RESOLUTION authorizing award of contract for the rebid for the supply of work, sport, and lifeguard clothing to the Liberty Store, Inc. and Metuchen Center, Inc., as the only re-bidders in the total combined maximum amount not to exceed \$15,412.25.
- J. RESOLUTION authorizing the release of performance guarantees and maintenance guarantees for Major Site Plan entitled Monmouth Consulting Services, Block 1035, Lot 11 (3505 Rt. 35 North).
- K. RESOLUTION authorizing return of performance bonds for Minor Subdivision entitled "You're The Boss", Block 816, Lot 7 (2113 Rt. 37 East).
- L. RESOLUTION imposing charges incurred under Section 111 of the 2006 International Property Maintenance Code as a lien on real property, and directing the Tax Collector to collect these costs, and impose interest on unpaid costs, in the same manner as provided for in the collection of real estate taxes in the Township of Toms River, Ocean County, New Jersey.

M. RESOLUTION authorizing contract for professional legal services to retain retired Superior Court Judge Bette E. Uhrmacher, as mediator for general mediation services for the Township of Toms River, for a total maximum amount not to exceed \$10,000.00.

N. Amendment to 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 \$25,000.00, for a total maximum amount not to exceed \$75,000.00.

O. RESOLUTION authorizing the award of contract for a wireless communication site lease at the Department of Public Works to New Cingular Wireless PCS, LLC by AT&T Mobility Corporation, its Manager, for option A in the amount of \$33,360.00 for the first year of the lease.

P. RESOLUTION authorizing taxi licenses (2).

Q. RESOLUTION authorizing award of contract in the amount of \$198,486.00 for Ortley Beach dune walk-overs.

Reports:

1. Winding River Skating Center- April 2010- \$66,856.60
2. Youth Center- April 2010- \$36,649.00
3. Clerk's Office- April 2010- \$8,610.00
4. Bey Lea Golf Course- April 2010- \$149,419.61
5. Board of Adjustment from January 2010 to March 2010:
 - Total applications to date: 21
 - Total of application/ educational fees to date: \$6,371.00
 - Total amount of escrow fees to date: \$29,766.49

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