January 3, 2010

The **Re-organization** Meeting of the Township Council of the Township of Toms River was held in the L. Manuel Hirshblond Meeting Room, Municipal Complex, 33 Washington Street, Toms River, New Jersey at 5:05 p.m.

The meeting was called to order by Township Clerk J. Mark Mutter. Boy Scout Troop 30 from Pleasant Plains presented the Colors and led the Pledge of Allegiance to the Flag.

Invocation was given by Reverend Mark A. Kreder, Saint Justin's Roman Catholic Church.

Township Clerk J. Mark Mutter read the following statement pursuant to the Open Public Meetings Act:

OPEN PUBLIC MEETINGS ACT

This meeting is convened in accordance with the provisions of the Open Public Meetings Act of New Jersey. Let the official Minutes reflect that adequate notice of this meeting has been provided by publishing a notice in the and Asbury Park Press on Monday, December 28, 2009 and the Ocean County Gazette on Friday, January 1, 2010, and thereafter posting same on the Town Hall Bulletin Board for such notices, and filing same with the Township Clerk, pursuant to a resolution adopted by the Township Council on December 22, 2009. The Notice was also posted on the Township Web Page.

Roll Call:

Council Member	Wittmann	- Present
Council Member	Donohue-Appleby	- Present
Council Member	Hill	- Present
Council Member	Kubiel	- Present
Council Member	Maruca	- Present
Council Member	Sevastakis	- Present
Council President	McGuckin	- Present

The Oath of Office was administered to Councilman Maurice Hill by Township Clerk J. Mark Mutter.

The Oath of Office was administered to Councilman Brian Kubiel by Township Clerk J. Mark Mutter.

The Oath of Office was administered to Councilwoman Maria Maruca by Township Clerk J. Mark Mutter.

The Oath of Office was administered to Councilman Gregory McGuckin by Elizabeth J. Hampton, Esquire.

The Oath of Office was administered to Councilman George Wittmann by Township Clerk J. Mark Mutter.

REMARKS BY RE-ELECTED COUNCIL MEMBERS

Councilman Hill wished everyone a Happy New Year. He also thanked Mayor, Council Members and Township Clerk Mutter for honoring Pete Cassano, and commented on the work ahead in 2010.

Councilman Kubiel thanked his family for their support, and wished everyone a Happy New Year and looked forward to working with the Mayor and Council.

Councilwoman Maruca spoke regarding Ward One projects in 2010. She also commented on Affordable Housing and wished everyone a Happy New Year.

Councilman McGuckin thanked his friends, family and Council.

Councilman Wittmann congratulated the re-elected Council and thanked his family and Township staff.

A motion was made by Council Member Kubiel, seconded by Council Member Hill, and carried with Council Members Donohue-Appleby, Hill, Kubiel, Maruca, Sevastakis, Wittmann , and with Council Member McGuckin to elect Councilman McGuckin as President for 2010.

The Oath of Office was administered to Councilman McGuckin by Elizabeth J. Hampton, Esquire.

The Township Seal was presented to Council President McGuckin by Township Clerk J. Mark Mutter.

All members of the Council presented Councilman Peter Cassano's official portrait to his family.

APPROVAL OF MINUTES

A motion was made by Council Member Kubiel, seconded by Council Member Hill, and carried with Council Members Donohue-Appleby, Maruca, Hill, Kubiel, Sevastakis, Wittmann and McGuckin voting yes, to approve the Minutes of the Regular Meeting of **December 22, 2009**. The reading of these Minutes was dispensed with, as each member of the Township Council has reviewed a certified copy hereof.

A motion was made by Council Member Donohue-Appleby, seconded by Council Member Maruca and carried, to adopt the following Resolution.

RESOLUTION

January 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

Pursuant to the Open Public Meeting Act of New Jersey, c.231 of P.L. 1975, the Township Clerk shall cause the following to be published in the Asbury Park Press in their edition of FRIDAY, JANUARY 8, 2010 and the Ocean County Gazette in their edition of FRIDAY, JANUARY 15, 2010:

PUBLIC NOTICE

TAKE NOTICE, that pursuant to the Open Public Meetings Act of New Jersey, c.231 of P.L. 1975, the following is a schedule of Regular Meetings of the Township Council of the Township of Toms River, Ocean County, New Jersey, which take place

in the Township of Toms River Municipal Complex, 33 Washington Street, Toms River, N.J., for 2010.

REGULAR TOWNSHIP COUNCIL MEETINGS
L. MANUEL HIRSHBLOND MEETING ROOM, SECOND LEVEL, MUNICIPAL COMPLEX

The following Tuesday's at 6:00 p.m., unless otherwise noted:

Tuesday, January 12, 2010
Tuesday, January 26, 2010
Tuesday, February 9, 2010
Tuesday, February 23, 2010
Tuesday, March 9, 2010
Tuesday, March 23, 2010
Tuesday, April 13, 2010
Tuesday, April 27, 2010
Tuesday, May 11, 2010
Tuesday, May 25, 2010
Tuesday, June 15, 2010
Tuesday, June 29, 2010
Tuesday, July 13, 2010
Tuesday, July 27, 2010
Tuesday, August 10, 2010
Tuesday, August 24, 2010
Tuesday, September 14, 2010
Tuesday, September 28, 2010
Tuesday, October 12, 2010
Tuesday, October 26, 2010
Tuesday, November 9, 2010
Tuesday, November 23, 2010
Tuesday, December 14, 2010 (5:00 p.m.)
Tuesday, December 28, 2010 (5:00 p.m.)

TAKE FURTHER NOTICE, that regular business will be conducted and formal action will be taken at these meetings.

TAKE FURTHER NOTICE, that pursuant to c.231 of P.L. 1975, resolutions may be adopted at these public conferences and/or regular meetings, providing for the Township Council to meet in Executive Session, specifying matters to be discussed requiring confidentiality or of a privileged nature.

TAKE FURTHER NOTICE, that regular conferences and/or meetings may be cancelled pursuant to c.231 of P.L. 1975. Rescheduled regular and/or special conferences and/or meetings shall be duly advertised.

TAKE FURTHER NOTICE, that all meetings will be conducted in accordance with ROBERTS RULES OF ORDER.

FINALLY, TAKE NOTICE, that a permanent record shall be maintained as to all regular and/or special and/or emergency conferences and/or meetings in the Office of the Township Clerk.

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Wittmann, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION AUTHORIZING THE MAYOR, THE CHIEF FINANCIAL OFFICER, CHRISTINE MANOLIO, AND THE TOWNSHIP CLERK, J. MARK MUTTER, TO SIGN CHECKS FOR ALL SUMS OF MONEY TO BE PAID BY THE TOWNSHIP OF TOMS RIVER

January 3, 2010

BE IT RESOLVED by the Township Council of the Township of Toms River, in the County of Ocean, and State of New Jersey, as follows:

1. It hereby authorizes the Mayor Thomas P. Kelaher, the Chief Financial Officer, Christine J. Manolio, and the Township Clerk, J. Mark Mutter, to sign checks for all sums of money to be paid by the Township of Toms River in the year 2010.

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Attorney
b. Mayor
c. Business Administrator
d. J. Mark Mutter, Township Clerk
e. Chief Financial Officer
f. Township Auditor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Wittmann and carried, to adopt the following Resolution.

RESOLUTION ESTABLISHING INTEREST ON DELINQUENT TAXES

January 3, 2010

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessment; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate at 8% per annum on the first $1,500.00 of the delinquency and 18% per annum on any amount in excess of $1,500.00;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Toms River, County of Ocean, State of New Jersey, as follows:

1. The Tax Collector is hereby authorized to charge 8% per annum on the first $1,500.00 of taxes becoming delinquent after the due date and 18% per annum on any amount of taxes in excess of $1,500.00 becoming delinquent after the due date.

2. No interest shall be charged if payment of any installment of taxes is made within the tenth calendar day following the date upon which the installment became due and payable.

3. If by June 30 of a fiscal year, tax plus interest is over $10,000.00, there is an additional 6% penalty.

4. Any payments not made in accordance with paragraph two of this resolution shall be charged interest as set forth in paragraph one of this resolution.

5. This resolution shall be published in its entirety, once in a newspaper with the most competitive legal advertising rates.

6. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Tax Collector
b. Township Attorney
c. Township Auditor
d. Chief Financial Officer
e. Official Township Newspaper with most competitive legal advertising rates
f. Mayor
g. Council
h. Business Administrator

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Wittmann, seconded by Council Member Donohue-Appleby and carried, to adopt the following Resolution.

RESOLUTION AUTHORIZING TAX ASSESSOR AS AGENT IN FILING PETITIONS OF APPEALS

January 3, 2010

WHEREAS, from time to time the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors in the tax assessments on the tax list after the time the County Board of Taxation has certified the tax rates for the tax year; and

WHEREAS, the governing body of the Taxing District of the Township of Toms River is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected, the taxpayers affected would not be paying their fair share of taxes; and

WHEREAS, the method for correcting such errors is to file a Petition of Appeal for the current tax year with the Ocean County Board of Taxation or the Tax Court of New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Toms River, County of Ocean, State of New Jersey, as follows:

1. The Tax Assessor is hereby authorized to act as the agent for the Taxing District and file a Petition of Appeal or Appeals for the tax year of 2010 with the Ocean County Board of Taxation or Tax Court of New Jersey to correct such assessments to the proper value and that a copy of any Petition of Appeal filed with the Ocean County Board of Taxation or Tax Court of New Jersey under this resolution be filed with the Municipal Clerk.

2. The Tax Assessor is hereby authorized to execute stipulations of settlement on any tax appeal filed by the taxing district or by a taxpayer for the year 2010.

3. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Chief Financial Officer
b. Attorney
c. Tax Assessor
d. Ocean County Board of Taxation
Court House, CN 2191
Toms River, N.J. 08754
e. Tax Court of New Jersey
Hughes Justice Complex
CN 972
Trenton, N.J. 08625
f. Mayor
g. Council

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION DESIGNATING THE OCEAN COUNTY GAZETTE AS AN OFFICIAL NEWSPAPER

January 3, 2010

WHEREAS, the Township of Toms River has a need to designate an official newspaper for calendar year 2010; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, awards for business entities are subject to campaign contribution reform laws as set forth in N.J.S.A. 19:44A-20.4 et. seq. and the Toms River Township Administrative Code Chapter 84-1, “Prohibition on awarding public contracts to certain contributors”; and

WHEREAS, newspaper businesses receiving contract awards for the calendar year 2010 from the Township of Toms River have completed and submitted Business Entity Disclosure Certifications which certify that their firm has not made any reportable contributions to a political or candidate committee of the Township of Toms River or the County Ocean in contravention of New Jersey’s Pay-To-Play Law or the Toms River Township Administrative Code Chapter 84-1, and that this form acknowledges that the contract will prohibit it from making any reportable contributions through the term of the contract, up to March 9, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Toms River hereby designates the Ocean County Gazette as an official newspaper of the Township and authorizes the Mayor to enter into a contract with Raymond R. Hoather, of the Ocean County Gazette, as described herein.

BE IT FURTHER RESOLVED that all costs, fees, and compensation are subject to the execution of a contract, the availability of funds and the adoption of the CY2010 budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk; and

BE IT FURTHER RESOLVED THAT notice of this contract award shall be published within 10 days of the within the date of this Resolution, in the official newspaper of the Township of Toms River.

BE IT FURTHER RESOLVED THAT a certified copy of this Resolution shall be provided by the Office of the Township Clerk to each of the following:

a) Township Attorney
b) Chief Financial Officer
c) Purchasing
d) Mayor
e) Township Council
f) Township Clerk
g) Business Administrator
h) N. Siddiqui, Clerk's Office
i) Ocean County Gazette
c/o Raymond R. Hoather
P.O. Box 577
Ortley Beach, N.J. 08751

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Hill, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION DESIGNATING THE ASBURY PARK PRESS AS THE OFFICIAL NEWSPAPER

JANUARY 3, 2010

WHEREAS, the Township of Toms River has a need to designate an official newspaper for calendar year 2010; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, this award is subject to campaign contribution reform laws as set forth in N.J.S.A. 19:44A-20.4 *et. seq.* and the Toms River Township Administrative Code Chapter 84-1, "Prohibition on awarding public contracts to certain contributors."; and

WHEREAS, newspaper businesses receiving contract awards for the calendar year 2010 from the Township of Toms River have completed and submitted Business Entity Disclosure Certifications which certify that their firm has not made any reportable contributions to a political or candidate committee of the Township of Toms River or the County Ocean in contravention of New Jersey's Pay-To-Play Law or the Toms River Township Administrative Code Chapter 84-1, and that this form acknowledges that the contract will prohibit it from making any reportable contributions through the term of the contract, up to March 9, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Toms River hereby designate the Asbury Park Press as the official newspaper of the Township and authorizes the Mayor to enter into a contract with Gannet Company as described herein.

BE IT FURTHER RESOLVED that all costs, fees, and compensation are subject to the execution of a contract, the availability of funds and the adoption of the CY 2010 budget; The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk; and

BE IT FURTHER RESOLVED THAT notice of this contract award shall be published within 10 days of the within the date of this Resolution, in the official newspaper of the Township of Toms River.

BE IT FURTHER RESOLVED THAT a certified copy of this Resolution shall be provided by the Office of the Township Clerk to each of the following:

a) Township Attorney
b) Chief Financial Officer
c) Purchasing
d) Mayor
e) Township Council
f) Township Clerk
g) Business Administrator
h) N. Siddiqui, Clerk's Office
i) Asbury Park Press
3601 Highway 66
Neptune, New Jersey 07754

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Donohue-Appleby and carried, to adopt the following Resolution.

RESOLUTION APPOINTING KATHLEEN ADAMS AS TAX SEARCH OFFICER FOR THE TOWNSHIP OF TOMS RIVER

January 3, 2010

WHEREAS, the Mayor has nominated Kathleen Adams as Tax Search Officer and the Council has considered same and consents:

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. **KATHLEEN ADAMS**, Tax Collector, be and she is hereby appointed Tax Search Officer for the year 2010 at no additional compensation.

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Kathleen Adams

b. Municipal Attorney
c. Chief Financial Officer
d. Personnel Office
e. Office of the Township Council
f. Office of the Mayor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Sevastakis, seconded by Council Member Maruca and carried, to adopt the following Resolution.

RESOLUTION EXTENDING CERTAIN PROFESSIONAL AND SERVICE CONTRACTS TO MARCH 9, 2010

JANUARY 3, 2010

WHEREAS, the Township Council awarded contracts by way of resolution to various business entities for services provided in the 2009 calendar year; and

WHEREAS, there exists a need for the continued extension of certain professional and service contracts to March 9, 2010, and

WHEREAS, awards for professionals are subject to campaign contribution reform laws as set forth in N.J.S.A. 19:44A-20.4, *et. seq.* and the Toms River Township Administrative Code § 84-1, "Prohibition on awarding public contracts to certain contributors"; and

WHEREAS, professionals receiving contract awards for the calendar year 2009 from the Township of Toms River have completed and submitted Business Entity Disclosure Certifications which certify that their firm has not made any reportable contributions to a political or candidate committee of the Township of Toms River or County of Ocean in contravention of New Jersey's Pay-to-Play Law or the Toms River Township Administrative Code § 84-1, and that this firm acknowledges that the contract will prohibit it from making any reportable contributions through the term of the contract, up to March 9, 2010:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. It hereby approves the extensions of contracts with the following business entities up to March 9, 2010, at the same rates approved in 2009 by this Council, subject to the availability of funds in the CY10 budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk:

Aquatecture Associates, Inc.
Anselm Igbanugo, M.D. c/o Bey Lea Medical Services
Benchmark Resolution Services, LLC
Bianca M. Sangiovanni, Esq.
Birdsall Engineering
Bonnie R. Peterson, Esq.
Brant Collins, Esq.

Brian Rumpf, P.C.
Citta, Holzapfel & Zabarsky, Esqs.
Coffey & Associates
Crest Engineering
CMX
David F. Plewa
DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, P.C.
Donato Santangelo. III, M.D. c/o Alpha Medical Services, Inc.
DSI Medical Services
Emergemed, LLC
Ernst, Ernst & Lissenden
Frank Matteace, M.D., c/o Pronto Medical Care
Frank Reda, M.D.
French & Parrello Associates, P.A.
Gluck, Walrath, LLP
Gravatt Consulting
GSE, LLC Branch Estates
Hatch, Mott & MacDonald
Henry Yu, M.D. c/o Alpha Medical Services, Inc.
Henry Mancini & Associates
Hiering, Gannon & McKenna, Esqs.
Homes Now, Inc.
Investors Savings Bank
J.R. Henderson Labs
JDM Planning Associates
Jersey Shore Veterinary Emergency Services, Inc.
Johnson Realty Services
Memoli & McDermott, LLC
Michael Gross, Esq.
Michael Lamana d/b/a Heartwood Consulting Services
Midstate Abstract Company Services, LLC
O'Brien & Gere
O'Donnell, Stanton & Associates
Ocean First Bank
Owen, Little & Associates
PDS Design Services, LLC
Pet Services of New Jersey, P.C., d/b/a Toms River Animal Hospital
Preferred Behavioral Health Consulting Group
Raymond Hanbury, Ph.D.
REHABCO, Inc.
Remington, Vernick & Vena, Engineers
Robert G. Cimer, DVM, PA, t/a Calling All Creatures Veterinary Hospital
Ronald A. Sebring Associates, LLC
Russo & Cassidy, Esqs.
Shore Point Architecture
Stephen Pepe, Esq.
Steven Secare, Esq. of Secare, Delanoy, Martino & Ryan, Esqs.
T & M Associates
TD Bank
Terry F. Brady, Esq.
The Alaimo Group
The Asbury Park Press
The Ocean County Gazette
The Press of Atlantic City
The Star Ledger, Newark
TRC Environmental Corp.
Value Research Group, LLC
Wachovia Bank, National Association
Wolff and Samson, Esqs.

2. The Business Entity Disclosures for all firms herein shall remain on file in the Office of the Township Clerk with this resolution, and to indicate their effect up to March 9, 2009.

3. A notice of this action shall be advertised once by the Clerk in the newspaper with the lowest advertising rate.

4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a) Township Attorney
b) Chief Financial Officer
c) Purchasing
d) Mayor Kelaher
e) Business Administrator
f) Cindy Asay, Township Clerk's Office
g) All Other Department Heads
h) Citta, Holzapfel & Zabarsky , Esqs.
248 Washington Street
P.O. Box 4
Toms River, New Jersey 08754
i) Benchmark Resolution Services, LLC
411 Princeton Avenue
Brick, New Jersey 08724
j) Brian E. Rumpf, P.C.
96 Radio Road
Little Egg Harbor, New Jersey 08087
k) Wolff & Samson, PC,
1 Boland Drive
West Orange, New Jersey 07052
l) Shore Point Architecture
108 Main Street
Ocean Grove, New Jersey 07756
m) Anselm Igbanugo, M.D.
c/o Bey Lea Medical Associates
54 Bey Lea Road
Toms River, New Jersey 08753
n) Birdsall Engineering
611 Industrial Way West
Eatontown, N.J. 07724
o) Ronald A. Sebring Associates, LLC
405 Richmond Avenue
Point Pleasant Beach, N.J. 08742
p) The Alaimo Group
200 High Street
Mount Holly, New Jersey 08060
q) Remington, Vernick & Vena Engineers
32 King's H'way East
Haddonfield, N.J. 08033-3899
r) O'Donnell, Stanton & Associates
1705 Rte. 37 East
Toms River, N.J. 08753
s) Property Development Services
700 Hooper Avenue
Toms River, N.J. 08753
t) T & M Associates
210 Hooper Avenue
Toms River, N.J. 08753; and
u) Owen, Little & Associates
443 Atlantic City Blvd.
Beachwood, N.J. 08722
v) Hatch, Mott, & MacDonald
100 Willowbrook Road
Freehold, N.J. 07728
w) French & Parrello Associates, P.A.
1800 Rte. 34, Suite 101
Wall, N.J. 07719
x) Mid State Abstract Co.
207 Hooper Avenue
P.O. Box 413
Toms River, N.J. 08754
y) Johnson Realty Services
1334 Laurel Avenue
P.O. Box 434
Sea Girt, New Jersey 08750

z) Value Research Group, LLC
301 So. Livingston Ave
Livingston, N.J. 07039

aa) Michael LaMana
Heartwood Consulting Services, LLC
1358 Hooper Avenue, Suite 260
Toms River, New Jersey 08753

bb) Gravatt Consulting Group
414 Lacey Road
Forked River N.J. 08731

cc) GSE, LLC Branch Estates
3121 U.S. Hwy 22 East,
Branchburg, N.J. 08876

dd) Gluck, Walrath
428 River View Plaza
Trenton, New Jersey 08611-3420

ee) Memoli, McDermott LLP
230 Main Street
Toms River, New Jersey 08753

ff) Hiering, Gannon & McKenna, Esqs.
29 Hadley Avenue
Toms River, New Jersey 08754

gg) Crest Engineering Associates, Inc.
12 Robbins Parkway
Toms River, N.J. 08753

hh) Ernst, Ernst & Lissenden,
P.O. Box 391
52 Hyers St.
Toms River, N.J. 08753

ii) Secare, Delanoy, Martino & Ryan, Esqs.,
16 Madison Ave.
Toms, River, New Jersey 08754

jj) Donato Santangelo III, M.D.
c/o Alpha Medical Services, Inc.
462 Lakehurst Road
Toms River, New Jersey 08755

kk) Dr. Henry Yu, M.D.
c/o Alpha Medical Services
Toms River, New Jersey 08755

ll) Frank Matteace, M.D.
c/o Pronto Medical Care
567 Fischer Blvd.
Toms River, New Jersey 08753

mm) Frank Reda, M.D.
1252 Route 37 West
Toms River, New Jersey 08755

nn) TD Bank
1101 Hooper Avenue
Toms River, N.J. 08753

oo) Ocean First Bank
975 Hooper Avenue
Toms River, N.J. 08753

pp) Investors Savings Bank
101 JFK Parkway
Short Hills, N.J. 07078
Wachovia Bank, National Association
190 River Road
Summit, N.J. 07901

i) qq) Wachovia Bank, National Association
190 River Road
Summit, N.J. 07901

rr) Brandt Collins, Esq.
1480 Route 88 West
Brick, New Jersey 08724

ss) Gregory J. Coffey, Esq.
465 South Street
Morristown, New Jersey 07960

tt) DiFrancesco, Bateman, Coley, Yospin, P.C.
15 Mountain Blvd.
Warren, New Jersey 07059

uu) Emergemed, LLC
Att'n: Larry Des Rochers, M.D.
640 Harbor Road

Brick, New Jersey 08724

vv) J.R. Henderson Labs
123 Seaman Avenue
Beachwood, New Jersey 08722

ww) Raymond Hanbury, Ph. D.
2640 State Highway 70
Manasquan, New Jersey 08736

xx) REHABCO, Inc.
470 Mantoloking Road
Brick, New Jersey 08723

yy) Stephen A. Pepe, Esq.
108 North Green
Box 1128
Tuckerton, New Jersey 08087

zz) Russo & Cassidy, LLC
40 Bey Lea Road
Toms River, New Jersey 08753

aaa) The Asbury Park Press
3601 Highway 66
Neptune, New Jersey 07754

bbb) The Ocean County Gazette
c/o Raymond Heather
P.O. Box 577
Ortley Beach, New Jersey 08751

ccc) Henry Mancini & Associates, Inc.
1064 Main Street, Suite 1A,
Stafford Township, New Jersey 08092

ddd) The Press of Atlantic City
11 Devin's Lane
Pleasantville, N.J. 08232

eee) The Star Ledger, Newark
1 Star Ledger Plaza
Newark, New Jersey 07102

fff) Michael J. Gross, Esq.
125 Half Mile Road
P.O. Box 190
Middletown, New Jersey 07748

ggg) Preferred Behavioral Health Consulting Group
Att'n: Lisa Chair
1500 Route 88 West
Brick, New Jersey 08724

hhh) TRC Environmental Corporation
57 Willow Street
Millburn, New Jersey 07041
Att'n: P. Grogan

iii) CMX
948 Cedar Bridge Avenue
Brick, N.J. 08724

jjj) O'Brien & Gere Engineers, Inc.
Raritan Plaza I
Edison, N.J. 08837

kkk) JDM Planning Associates
614 Harbor Road,
Brick, New Jersey 08724

lll) Robert G. Comer, DVM
Calling All Creatures Veterinary Hospital
246 Washington Street
Toms River, N.J. 08753

mmm) Toms River Animal Hospital
769 Route 37 West
Toms River, N.J. 08755

nnn) Bianca M. Sangiovanni, Esq.
1541 Route 88 West, Suite E
Brick, N.J. 08724

ooo) David F. Plea
11 West Gateway
Toms River, N.J. 08753

ppp) Aquatecture Associates, Inc.
421 River Avenue
Point Pleasant Beach, N.J. 08742

qqq) Homes Now, Inc.
2141 Route 88 East, Suite 4
Brick, New Jersey 08724

Att'n: Carole Wolfe
rrr) DSI Medical Services, Inc.
1117 Mearns Road
P.O. Box 2996
Warminister, PA 18974
sss) Jersey Shore Veterinary Emergency Services, Inc.
1000 Route 70
Lakewood, New Jersey 08701
ttt) Terry Brady, Esq.
12 Madison Avenue
Toms River, New Jersey 08754
uuu) Bonnie R. Peterson, Esq.
1201 SW Central Avenue
P.O. Box J
Seaside Park, New Jersey 08752

CERTIFICATION OF CHIEF FINANCIAL OFFICER
PURSUANT TO
LOCAL PUBLIC CONTRACT LAW

This is to certify that the contract extensions on the attached Resolution are open-ended contracts, and, accordingly, pursuant to NJAC 5:30-5.5 the availability of funds cannot be certified at this time. However, funds will be certified at such time as goods or services are ordered or otherwise called for. . Prior to incurring the liability, by placing the order, the certification of available funds shall be made by the Chief Financial Officer or certifying officer, as appropriate, and attached to the file copy of the purchase order or other such document. Furthermore, pursuant to NJAC 5:30-5.5(c)(2), these contracts do not coincide with the fiscal year and, therefore, these contracts may also be subject to the adoption of the CY'10 budget and/or the adoption of appropriate Capital Ordinances.

_____
CHRISTINE MANOLIO
CHIEF FINANCIAL OFFICER

Dated: January 3, 2010

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Wittmann, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION CONSENTING TO THE APPOINTMENT OF R. GARRY MUNDY, ESQ., FIRST ASSISTANT TOWNSHIP ATTORNEY TO SERVE AS RENT LEVELING BOARD ATTORNEY

JANUARY 3, 2010

WHEREAS, Mayor Thomas F. Kelaher has nominated R. Garry Mundy, Esq., First Assistant Township Attorney to serve as Rent Leveling Board Attorney and the Council has considered the same and consents;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN, AND STATE OF NEW JERSEY, as follows:

1. It hereby consents to the Mayor's appointment of R. Garry Mundy, Esq., First Assistant Township Attorney to serve as Rent Leveling Board Attorney effective January 1, 2010 and terminating on December 31, 2010 with no additional remuneration.

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Mayor
b. Chief Financial Officer
c. Municipal Attorney
d. Business Administrator
e. Township Council
f. R. Garry Mundy, Esq.
g. Personnel
h. Township Clerk's Office

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Wittmann and carried, to adopt the following Resolution.

RESOLUTION CONSENTING TO THE APPOINTMENT OF KENNETH B. FITZSIMMONS, ESQ., TO SERVE AS SPECIAL MUNICIPAL PROSECUTOR, R. GARRY MUNDY, ESQ., TO SERVE AS FIRST ALTERNATE SPECIAL MUNICIPAL PROSECUTOR, AND ANTHONY MERLINO, ESQ. TO SERVE AS SECOND ALTERNATE SPECIAL MUNICIPAL PROSECUTOR

JANUARY 3, 2010

WHEREAS, Mayor Thomas F. Kelaher has nominated Kenneth B. Fitzsimmons, Esq., to serve as Special Municipal Prosecutor, R. Garry Mundy, Esq., to serve as First Alternate Special Municipal Prosecutor, and Anthony Merlino, Esq., to serve as Second Alternate Special Municipal Prosecutor, and the Council has considered the same and consents;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. It hereby consents to the Mayor's appointment of Kenneth B. Fitzsimmons, Esq., to serve as Special Municipal Prosecutor, R. Garry Mundy, Esq., to serve as First Alternate Special Municipal Prosecutor, and Anthony Merlino, Esq., to serve as Second Alternate Special Municipal Prosecutor, effective January 1, 2010 and terminating on December 31, 2010 with no additional remuneration.

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Chief Financial Officer
b. Purchasing Agent
c. Municipal Attorney
d. Municipal Court
e. R. Garry Mundy, Esq.
f. Kenneth B. Fitzsimmons, Esq.
g. Anthony Merlino, Esq.
h. Police Department
i. Mayor Thomas Kelaher
j. Township Council

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Donohue-Appleby, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR CODIFICATION SERVICES FOR MUNICIPAL CODE REVISIONS FOR CALENDAR YEAR 2010 TO GENERAL CODE, LLC

JANUARY 3, 2010

WHEREAS, the Township of Toms River has a need to acquire codification services for municipal code revisions for calendar year 2010; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, General Code, LLC, 72 Hinchey Road, Rochester, N.Y. 14624 has provided professional and responsive services to the Township for past codification services; and

WHEREAS, the Toms River Township Clerk has determined that the value of the services will not exceed $17,500.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Toms River approves the proposed contract award and authorizes the Mayor to enter into a contract with General Code, LLC. at the following rates:

Content Specialist

1. File Prep, Work Processing, Proof Reading, Quality Check, Data Transfer
(Range of $90.00 to $130.00)
Hourly Rates for all other job titles.

2. Edit Analysis, Project Management:
(Range of $150.00 to $190.00)

Materials and Handling

1. Order Processing: $60.00 per event

2. Binders: (approximately $20.00/binder
3. Printing, sorting, packaging and distribution: (approximately $.10/page)

BE IT FURTHER RESOLVED that all costs, fees, and compensation are subject to the execution of a contract, the availability of funds and the adoption of the CY'10 budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk;

BE IT FURTHER RESOLVED a notice of this action shall be advertised once by the Clerk in the newspaper with the lowest advertising rate.

A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a) Township Attorney
b) Purchasing
c) Chief Financial Officer
d) Township Clerk
e) General Code, LLC
72 Hinchey Road
Rochester, New York 14624
Attention: Earl Babb, Solutions Account Executive

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Kubiel and carried, to adopt the following Resolution.

RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR GOVERNING BODY MEETINGS

JANUARY 3, 2010

WHEREAS, on March 27, 2007, the Township Council adopted a Resolution establishing a five minute rule for public comment; and

WHEREAS, said rule was again adopted on January 1, 2008 and on January 5, 2009; and

WHEREAS, said limit is designed to allow as many citizens to fully and fairly speak at Council meetings to address their local elected representatives; and

WHEREAS, said limit can and shall be relaxed, when necessary, to discuss an issue of public importance; and

WHEREAS, reasonable public comment time limits have been found to be legally sustainable in New Jersey; and

WHEREAS, additional time may be permitted after all business of the Council is concluded; and

WHEREAS, it is also in the public interest to establish guidelines as to the videotaping of Township Council meetings;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER in the County of Ocean, State of New Jersey, as follows:

1.

A. A five minute time limit for public comment shall be followed at Township Council meetings.

B. Said limit shall be relaxed, when necessary, to discuss an issue of public importance.

C. Additional time may be permitted after all business of the Council is concluded.

2. The following procedure shall be abided by in 2010 as to the videotaping of all Township Council meetings:

A. No more than two persons shall be permitted to videotape, whether by handheld camera, camcorder or other equipment, the public portion of a Township Council meeting. Any person desiring to videotape the public portion of the meeting shall be considered a person counting towards the occupancy limit for fire code purposes of the venue of the meeting.

B. Any person interested in videotaping the public portion of a Township Council meeting shall contact the Township Clerk by phone or in person to advise of his or her intent to videotape the meeting in question. Said contact must occur no later than 15 minutes prior to the official starting time of the meeting.

C. Any person videotaping the public portion of a Township Council meeting shall videotape from, or set up videotape equipment, on the side aisle at the far left of the room where the meeting is to be held. In the regular meeting room, the designated area shall be the side aisle on the far left as a person is entering the room from the main doors and is facing the meeting room dais.

D. For public meetings within the regular Township meeting room, two electrical outlets shall be available for use along the side aisle to the left as one enters the room from the main doors. Any person wishing to utilize these electrical outlets to videotape shall not overload the circuits provided. Said person shall not utilize extension cords or devices intended to increase the number of outlets without the prior approval of the Township Clerk. In the event the equipment that a person wishes to utilize to videotape the public portion of the Township Council meetings appears to be capable of damaging or overloading the electrical system, the Township may prohibit that person from utilizing that equipment to videotape the meeting.

E. Any person who attempts to videotape or set up equipment in a manner contrary to these guidelines shall be asked to comply or remove the equipment in question. Any person who refuses to comply with the guidelines may be viewed as obstructing the meeting in question.

3. All Township Council meetings will be conducted in accordance with Roberts Rules of Order.

4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Mayor
b. Council
c. Law
d. Administrator
e. Clerk

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

R E S O L U T I O N

January 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the following individual be and are hereby appointed as Regular Members of the Township of Toms River Board of Adjustment for a full term of four (4) years commencing January 1, 2010 and terminating December 31, 2013:

Linda Stefanik
32 Central Avenue
Toms River, NJ 08753

Jason Crispin
1149 Laurel Drive
Toms River, NJ 08753

(unexpired term of Jeanette Amoruso to December 31, 2010)

2. That the following individuals be and are hereby appointed as Alternate Members of the Township of Toms River Board of Adjustment:

ALTERNATE NUMBER ONE	**MARHSALL KERN**
UNEXPIRED TERM EXPIRING:	**DECEMBER 31, 2011**

3. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Board of Adjustment
b. Township Attorney
c. Township Council Office

d. Each appointee listed above, who shall present themselves before the Township Clerk and take the Oath of Office before the appointments created hereby shall become effective.
e. Mayor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Sevastakis and carried, to adopt the following Resolution:

RESOLUTION APPOINTING MEMBERS OF THE BOARD OF HEALTH

JANUARY 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. The following persons be and they are hereby appointed as a members of the Township of Toms River Board of Health as follows:

MARIO MARANO **106 Sun Valley Rd.** **Toms River, NJ 08753**	**FULL THREE YEAR TERM** **EXPIRING DECEMBER 31, 2012**
KATHERINE WHITE **728 Duchess Ct.** **Toms River, NJ 08753**	**FULL THREE YEAR TERM** **EXPIRING DECEMBER 31, 2012**
JANINE JENSEN **711 Northstream Dr.** **Toms River, NJ 08753**	**FULL THREE YEAR TERM** **EXPIRING DECEMBER 31, 2012**

2. Appointee shall present themselves before the Township Clerk and take the Oath of Office before the appointment created hereby shall become effective.

3. Township Clerk shall send a certified copy to each of the following:

a. Board of Health
b. Township Attorney
c. Office of the Township Council
d. Office of the Mayor
e. Appointees

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

RESOLUTION APPOINTING MEMBERS OF THE TOWNSHIP OF TOMS RIVER MUNICIPAL ALLIANCE

January 3, 2010

WHEREAS, the Mayor has recommended appointments to the Township of Toms River Municipal Alliance Committee and the Council has reviewed and consents to same;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Toms River, in the County of Ocean, and State of New Jersey, as follows:

1. The following persons are hereby appointed as members of the Township of Toms River Municipal Alliance for the year 2009:

Helen McGovern
Coordinator
337 Edgewood Drive
Toms River, NJ 08755

Jacqueline M. Masterson
1471 Randolph Street
Toms River, NJ 08753

Nora D'Alonzo
5 Princeton Avenue
Lavallette, NJ 08735

Martin Fotusky
436 Colleen Ct.
Toms River, NJ 08753

Helene Long
3428 Bergen Avenue
Toms River, NJ 08753

Mary LeRoy
2112 Waters Edge Dr
Toms River, NJ 08753

Officer Hazel Perez
Toms River Police Dept.
P.O. Box 876
Toms River, NJ 08753

Leslie Terjesen
424 Washington St.
Toms River, NJ 08753

William Sanchez
c/o Ocean's Harbor House
3445 Windsor Avenue
P.O. Box 622
Toms River, NJ 08753

Louis Tomsick
204 Dewey Street
Toms River, NJ 08753

Walt Peters
1263 Coulter Street
Toms River, NJ 08755

Phil Pagano
1810 Greenwood Road
Toms River, NJ 08753

Chris Malinowski
1093 Dove Street
Toms River, NJ 08753

John Wisniewski
597 Deer Lane
Toms River, NJ 08753

Officer Ralph Stocco
TR Police Dept.
P.O. Box 876
Toms River, NJ 08753

Robert Petruski
1188 Windham Court
Toms River, NJ 08755

Frank Roselli
Asst. Supt. Of TR Schools
1144 Hooper Avenue
Toms River, NJ 08753

Carol Rosko 35 Lagoon Drive East Toms River, NJ 08753	Peg Kelly 8 Cedar Avenue Toms River, NJ 08753

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Attorney
b. Township Council
c. Appointed Members
   c/o Helen McGovern
d. Chief Financial Officer
e. Rebecca Alfaro, County Coordinator
   Alcoholism and Drug Abuse Division
   175 Sunset Avenue
   PO Box 2191
   Toms River, NJ 08754
f. Mayor
g. Police Department

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Hill and carried, to adopt the following Resolution:

RESOLUTION APPOINTING PLANNING BOARD CLASS III MEMBER

JANUARY 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. It hereby appoints the following Council Member to the Township of Toms River Planning Board, in accordance with the provisions of the "Code of the Township of Toms River, New Jersey," and N.J.R.S. 40-55D-23:

JOHN SEVASTAKIS	(CLASS III) For a term of One (1) year Term to expire December 31, 2010

2. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Appointee who shall
   present himself before the Township
   Clerk to take and subscribe
   to the Oath of Office.
b. Secretary to the Planning Board

c. Township Attorney
d. Office of Township Council
e. Office of Mayor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Sevastakis, seconded by Council Member Hill and carried, to adopt the following Resolution:

RESOLUTION APPOINTING MEMBERS OF THE TOMS RIVER RECREATION COMMITTEE

JANUARY 3, 2010

WHEREAS, individuals were appointed to the Toms River Township Recreation Committee in 2006 and subsequent years; and

WHEREAS, the following individuals are hereby appointed for the 2009 term:

1. That the following people be appointed as members of the Toms River Township Recreation Committee for the year 2009; term to expire December 31, 2009:

Toms River Township Recreation Director:	Eric Schubiger
Toms River Supervisor of Senior Services:	JoAnn Benson
Toms River Regional Schools Designee:	Michael Citta
Representative from Mayor's Advisory Council on Behalf of Children and Young Adults with Developmental Disabilities:	Fay Wilson
Mayor's ADA Committee:	Regina Ferris
Toms River Little League:	George Gilmore
Toms River Little League East:	Mark Wade
Toms River Basketball Association:	Joseph Garvey
Toms River Soccer Association:	Brian Loehwing
Toms River Youth Soccer Club:	David Butz
Toms River Independent Club:	Mike Picchiello
Toms River Girls Softball:	John Maguire
Pop Warner Angels:	Dominick Cicala
Pop Warner Indians:	John Meehan
Pop Warner Raiders:	Craig Karahuta
Toms River Black Hawks Ice Hockey Club:	
Open Space Committee:	John Reuther
Toms River Ice Committee:	Dennis Coffey
U.S. Tennis Association:	Joe Grippaldi

Toms River Lacrosse:	Douglas Quinn
Passive Recreation	Robert Amos
Council Recreation Committee or Designee:	John Sevastakis Council Recreation
Committee or Designee:	Mo Hill
Council Recreation Committee or Designee:	Maria Maruca
Mayor Thomas Kelaher or Designee	
YMCA Representative	Rodger Koerber

2. JoAnn Benson is hereby appointed to serve as Recording Secretary for the year 2010; term to expire December 31, 2010; to be compensated at an amount not to exceed $100.00 per meeting in accordance with Ordinance #3879-04.

3. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Mayor
b. Township Attorney
c. Township Council
d. Administrator
e. Recreation Director
f. Each appointee who shall present themselves to the Township Clerk and take the oath of office before the appointment hereby shall become effective.
g. JoAnn Benson
h. Personnel

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Donohue-Appleby and carried, to adopt the following Resolution:

RESOLUTION

January 3, 2010

WHEREAS, THE MAYOR HAS RECOMMENDED APPOINTMENTS TO THE TOWNSHIP OF TOMS RIVER RENT LEVELING BOARD AND THE COUNCIL HAS CONSIDERED SAME AND CONSENTS;

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the following individual be and is hereby appointed as a member of the Township of Toms River Rent Leveling Board with term as noted below:

<u>REGULAR MEMBER;</u>

1a. Shireen Muldowney
General Public Member

Five Year (5) term
Expiring: December 31, 2014

1b. Jennifer Wittmann
General Public Member
Unexpired term (of Victor Antonelli)
Expiring: December 31, 2011

1c. Juan Bellu, II
General Public Member
Unexpired term (of Andrejcik)
Expiring" December 31, 2010

2. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Mayor
b. Township Attorney
c. Township Council Office
d. Appointees, who shall present themselves before the Township Clerk and take the Oath of Office before the appointment created hereby shall become effective.
e. Rent Leveling Board

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Abstained
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Hill, seconded by Council Member Kubiel and carried, to adopt the following Resolution:

RESOLUTION APPOINTING MEMBERS OF THE VETERANS COMMISSION

January 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the following individuals be and are hereby appointed or reappointed by the council, as members of the veterans commission pursuant to chapter 76-2 of the "Code of the Township of Toms River, New Jersey," terms to expire December 31, 2010:

Rudy Maneff
3295 Long Point Dr.
Toms River, NJ 08753

Robert M. Larned, IV
100 Westwood Dr.
Toms River, NJ 08753

Gerald Fishman
12 Catskill Ct.
Toms River, NJ 08753

David Perez
1013 Topaz Dr.
Toms River, NJ 08753

2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Kathleen Adams
b. Municipal Attorney
c. Chief Financial Officer
d. Personnel Office
e. Office of the Township Council
f. Office of the Mayor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Donohue-Appleby, seconded by Council Member Kubiel and carried, to adopt the following Resolution:

RESOLUTION APPOINTING YOUTH ADVISORY COUNCIL MEMBER

JANUARY 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:

1. The following persons be and he is hereby appointed as a member of the Youth Advisory Council pursuant to Chapter 76, Section 76-1 of the "Code of the Township of Toms River, New Jersey"

Hazel Diehl	Full term of three (3) years
20 Colfax Street	Effective January 1, 2010
Toms River, NJ 08753	Term expiring December 31, 2012

2. A certified copy of this resolution shall be provided by the Township Clerk to each of the following:

a. Each appointee, who shall present himself before the Township Clerk to subscribe to Oath of Office
b. Township Attorney
c. Supervisor of Youth Services
d. Human Resources
e. Office of Township Council

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes

Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Kubiel and carried, to adopt the following Resolution:

RESOLUTION APPOINTING POLICE CHAPLAINS OF THE TOWNSHIP OF TOMS RIVER

January 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. **Reverend David Joynt** is hereby appointed Christian Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

2. **Rabbi Ellen Wolintz-Fields** is hereby appointed Jewish Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

3. **Reverend Ralph Holmin** is hereby appointed Lutheran Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

4. **Reverend Walter Healy** is hereby appointed Christian Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

5. **Monsignor Sean T. Flynn** is hereby appointed Catholic Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

6. **Reverend Mark Kreder** is hereby appointed Catholic Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

7. **Father Paul Pappas** is hereby appointed Greek Orthodox Police Chaplain pursuant to Chapter 114, Article VI of the "Code of the Township of Toms River, New Jersey," for a term commencing January 1, 2010 and terminating December 31, 2010.

8. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Reverend David Joynt
Presbyterian Church of Toms River
Hooper Avenue
Toms River, NJ 08753

b. Rabbi Ellen Wolintz-Fields
Congregation B'nai Israel
1488 Old Freehold Road
Toms River, NJ 08753

c. Reverend Ralph Holmin
Holy Cross Lutheran Church
1500 Hooper Avenue
Toms River, NJ 08753

d. Reverend Walter Healy

Church of Grace and Peace
2 Route 37 West
Toms River, NJ 08755

e. Monsignor Sean T. Flynn
St. Joseph's Roman Catholic Church
509 Hooper Avenue
Toms River, NJ 08753

f. Reverend Mark Kreder
St. Justin's Roman Catholic Church
975 Fischer Blvd.
Toms River, NJ 08753

g. Father Paul Pappas
2200 Church Road
Toms River, NJ 08753

h. Municipal Attorney
i. Chief of Police
j. Office of the Township Council
k. Mayor
l. Personnel

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

RESOLUTION

January 3, 2010

WHEREAS, the Township Committee of the Township of Toms River previously passed a resolution on February 14, 1984 establishing the Auxiliary Police as prescribed by N.J.S.A. Appendix A, Chapter 9 (National Defense Title) and other related orders and directives of the State Director of Emergency Management or the Governor of the State of New Jersey and the State Civil Defense Act (Chapter 251, P.L. 1942, as amended); and

WHEREAS, Michael Mastronardy, Chief of Police of the Township of Toms River, has recommended the appointment of Officers to serve in the Auxiliary Police; and

WHEREAS, the Mayor has reviewed said appointments and Council has reviewed said appointments and consents;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. The following persons are appointed as members of the Township of Toms River Auxiliary Police for a term to expire December 31, 2010:

Capt. Joseph Marone, Jr.
35 Roman Street
Toms River, NJ 08753

Lt. Daniel G. Mackin

1154 Aster Drive
Toms River, NJ 08753

Lt. John C. Solly
13 Raymond Avenue
Toms River, NJ 08753

Sgt. Curtis T. Carlson
22 Brentwood Drive
Bayville, NJ 08721

Matthew Antonucci
770 Nebraska Avenue
Toms River, NJ 08753

Timothy Bucko
524 Parkside Avenue
Toms River, NJ 08753

Heather Chambeau
16 Broad Street
Toms River, NJ 08753

Gary D'Alessio
7 Tanglewood Drive
Barnegat, NJ 08005

Ptl. Kate Dinnebiel
805 Gilmores Island Rd.
Toms River, NJ 08753

Ptl. Albert E. Tucker
1878 Monitor Drive
Toms River NJ 08753

Pt. Kevin M. Gillespie
583 Carolina Avenue
Brick, NJ 08724

Ptl. Michael Schwartz
3116 Adams Avenue
Toms River, NJ 08753

Christopher Shaw
960 McGuire Drive
Toms River, NJ 08753

Robert Sweeney
905 Stafford Drive
Toms River, NJ 08753

Travis Veth
936 Goose Creek Road
Toms River, NJ 08753

Pedro Villalta
66 Brookwood Pkwy.
Jackson, NJ 08527

Ptl. Miguel Fernandez
1160 Robin Drive
Lakewood, NJ 08701

James Johnstone
5 No. Carolina Avenue

Jackson, NJ 08527

Ptl. Anthony Milone
1237 Spray Avenue
Beachwood, NJ 08722

Ptl. Christopher Claus
63 Norwood Dr.
Toms River, NJ 08753

Ptl. Christopher Koutsouris
606 Santa Anita Lane
Toms River, NJ 08753

Ptl. Thomas Larity
613 Baron St.
Toms River, NJ 08753

Ptl. Eugene Kowalichik
23 Tara Lane
Barnegat, NJ 08005

Trustee Carmen Torrise
18 Sweet William Court
Toms River, NJ 08753

Trustee John Swierz
1097 Westlake Drive
Toms River, NJ 08753

3. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Township Council
b. Chief of Police
c. John Winton
d. Personnel
e. Mayor
f. Law

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Hill and carried, to adopt the following Resolution:

RESOLUTION

January 3, 2010

WHEREAS, the Mayor has made the following nominations for School Crossing Guards and the Council has considered same and consents;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. The following persons be and they are hereby appointed SCHOOL CROSSING GUARDS of the Township of Toms River Police Department for the year 2010:

SCHOOL CROSSING GUARD APPOINTMENTS 2010:

Judy Maxson
7 Dock Aveue
Waretown, NJ 08758

Kathleen Brew
18 Woodridge Avenue
Toms River, NJ 08755

Paula Carolan
4 Vincent Street
Toms River, NJ 08753

Elizabeth Ciriello
5213 Vine Avenue
Toms River, NJ 08753

John Reilly
57 12th Street
Toms River, NJ 08753

Elfriede Goode
1449 Colorado Drive
Toms River, NJ 08753

Debbie Gallagher
563 Clifton Avenue
Toms River, NJ 08753

Diane Koscica
848 Raleigh Drive
Toms River, NJ 08753

Pat Lasko
114 Grande Woodlands Way
Toms River, NJ 08755

Barbara McSeveney
1739 Old Freehold Road
Toms River, NJ 08755

Frank Minor
44 Daisy Road
Toms River, NJ 08753

Richard Maurer
5 Wall Cress Court
Toms River, NJ 08755

Margaret Reynolds
1208 Fischer Blvd.
Toms River, NJ 08753

Jacqueline Anderson
100 Roberts Road
Toms River, NJ 08755

Maureen Calfapietra
31 Gabrielle Circle
Manchester, NJ 08752

Diana Correll
47 Oak Hill Drive
Toms River, NJ 08753

Patricia Delmont
1055 Dove Street
Toms River, NJ 08753

Sharon Flanagan
4 Cherry Court
Toms River, NJ 08753

Frank Higgins
108 Woodland Drive
Toms River, NJ 08753

Marie LaPara
91 Highland Pkwy.
Apt. 2B4
Toms River, NJ 08753

Betty Miller
14-N Street, Apt. 2F
Seaside Pk. NJ 08752

Dolores Haring
12 Tivoli St.
Toms River, NJ 08757

Lenore Moriarty
973 Hazelwood Road
Toms River, NJ 08753

John McGrath, Jr.
507 Pheasant Lane
Toms River, NJ 08753

Gail Renkin
1863 Monitor Drive
Toms River, NJ 08753

Helen Solly
13 Raymond Avenue
Toms River, NJ 08753

Carol Chadwick
1130 Dove Street
Toms River, NJ 08753

Sandra Bonassisa
12 Pine Tree Road
Toms River, NJ 08753

Christine Thompson
PO Box 881
Toms River, NJ 08754

Bob Whritenour
1000 Crystal Drive
Toms River, NJ 08753

Anita Williamson
283 Aldo Drive
Toms River, NJ 08753

Susan Wong
2484 Polhemus Road
Toms River, NJ 08753

Kathleen Grillo
1756 Longwood Drive
Forked River, NJ 08731

Carol Detombeur
1881 Rt. 37W. Lot214
Toms River, NJ 08757

Lori Moniz
1303 Lighthouse Lane
Toms River, NJ 08753

SUBSTITUTE CROSSING GUARDS

Jennifer Taxiera
893 Stafford Dr.
Toms River, NJ 08753

Susan Desiderio
219 Alabama Ave.
Toms River, NJ 08753

2. No fee shall be charged to said appointees for said certificates of appointment.

3. No appointee shall carry a revolver or other weapon while performing the duties herein created.

4. Each appointee shall present himself/herself before the Township Clerk and take the Oath of Office before the appointments created hereby shall become effective.

5. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Each appointee listed above
b. Police Department
c. Township Attorney
d. Township Chief Financial Officer
e. Personnel Office
f. Office of the Township Council
g. Office of the Mayor

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

RESOLUTION

January 3, 2010

WHEREAS, the Mayor has made the following nominations for appointments as Parking Violation Officers and the Council has considered same and consents;

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. The following persons be and they are hereby appointed **PARKING VIOLATIONS OFFICERS** for the Year 2010:

HARRY WHITTOM-BADGE 844
2 Preston Court
Toms River, NJ 08757

DIANA KURACHIK-BADGE 839
557 Sica Lane
Toms River, NJ 08753

ROBERT PENTZ-BADGE 856
65 Dayton Avenue
Toms River, NJ 08753

2. No fee shall be charged to said appointees for said certificates of appointment.

3. No appointee shall carry a revolver or other weapon while performing the duties herein created.

4. Each appointee shall present himself/herself before the Township Clerk and take the Oath of Office before the appointment created hereby becomes effective.

5. A certified copy hereof shall be sent to each of the following:

a. Township Attorney
b. Police Department
c. Parking Authority
d. Human Resources Office
e. Office of the Township Council
f. Office of the Mayor
g. Harry Whittom
559 Gilford Avenue
Toms River, NJ 08753
h. Diana Kucharik
557 Sica Lane
Toms River, NJ 08753
i. Robert Pentz
65 Dayton Avenue
Toms River, NJ 08753

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

R E S O L U T I O N

JANUARY 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. It hereby appoints the following person as a Regular Member of the Toms River Parking Authority:

John Meehan **1451 Arapaho Ct.** **Toms River, NJ 08753**	**Full 5 yr. Term** **Ending December 31, 2014**

2. The Office of the Township Clerk shall send a certified copy of this resolution to each of the following and appointee who shall present himself before the Township Clerk to take and subscribe to the Oath of Office.

a. Mayor
b. Township Council
c. Parking Authority
d. Township Attorney
e. John Meehan,
who shall appear before the Township Clerk to take the Oath of Office

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	No
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Maruca, seconded by Council Member Wittmann and carried, to adopt the following Resolution:

RESOLUTION APPOINTING THE TOWNSHIP INSURANCE FUND REPRESENTATIVE

January 3, 2010

WHEREAS, the Township of Toms River is a member of the Ocean County Joint Insurance Fund; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That Paul Shives be and he is hereby appointed as the Township Insurance Representative pursuant to Chapter 6 of the “Code of the Township of Dover, New Jersey” for a term of one year commencing January 1, 2010 and terminating December 31, 2011.

3. The Township Clerk shall send a certified copy of this resolution to each of the following:

a. Attorney
b. Chief Finance Officer
c. Insurance Fund Commission
d. Township Council
e. PERMA/Ocean County Municipal
Joint Insurance Fund
Park 80 West
Plaza One
Saddle Brook, NJ 07663
f. Steven A. Zabarsky, Esq.
248 Washington Street
Toms River, NJ 08753

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Hill, seconded by Council Member Donohue-Appleby and carried, to adopt the following Resolution:

RESOLUTION

January 3, 2010

WHEREAS, the Toms River Township Mayors Advisory Committee on Developmental Disabilities was created by Resolution of the then Township Committee dated May 13, 1992 and was known as the Advisory Committee on ADA Compliance; and

WHEREAS, qualified individuals have volunteered to serve the Township as members of the Toms River Township Mayors Advisory Committee on Developmental Disabilities;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. With the advice and consent of the Council, the following appointments by the Mayor are confirmed to serve on the Mayor's Advisory Committee on Developmental Disabilities to serve for a term of one (1) year commencing January 1, 2010 and terminating December 31, 2010:

<u>Healthcare Organization Representatives:</u>

Regina Ferris-ADA Advisory Committee
David Velardo- 21 Plus
Judy Potter- Children's Specialized Hospital
Eric Joice- Epilepsy Foundation
David Mitchell- TR Regional Schools
Patricia Hertz- Family Resource Center

Nicole Nolan- The Arc, Ocean County Chapter
Frank Gelormini- Community Medical Center
William Gaul- Options, 379 Corbin Ct., Lakewood, NJ 08701

Residents:

Joan Boeggeman	Janet Pope
Eileen Coyne	Ann Marie Rabinowitz
Karen Darling	Margaret Sumbry-Draughn
Janice Freeman-Kenney	Jane Tallman
Allison Kobus	Christopher Valentine
Jean Martowlis	Fay Wilson
Cynthia Ninivaggi	Todd WIlson

2. Township Clerk shall send a certified copy of this resolution to each of the following:

a. Township Attorney
b. Township Council Office
c. Appointees listed above, who shall present themselves before the Township Clerk and take the Oath of Office before the appointment created hereby shall become effective.
d. John Winton

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Wittmann, seconded by Council Member Kubiel and carried, to adopt the following Resolution:

RESOLUTION AUTHORIZING THE PAYMENT OF UTILITIES, CONDOMINIUM FEES AND INSURANCE FOR 107 PROSPERITY COURT NOT TO EXCEED $6,000.00

JANUARY 3, 2010

WHEREAS, the Township of Toms River by way of foreclosure obtained title to Unit Number 107, Prosperity Court, in the Woods at Massachusetts section of Toms River Township; and

WHEREAS, Unit Number 107 is identified as an Affordable Housing unit within the Township of Toms River's Affordable Housing Compliance Plan; and

WHEREAS, it is in the best interest of the Township of Toms River to preserve the credits associated with this unit and take such action as may be necessary pursuant to the Uniform Housing Affordability Controls, N.J.S.A. 5:89-26.1 et seq. to preserve this property as an Affordable Housing unit, including the payment of condominium fees; and

WHEREAS, since the winter months have arrived, it is necessary to turn on certain utilities at the unit and turn off the water to secure the safety, security of this unit and surrounding units; and

WHEREAS, it is necessary to establish a utility account for this unit to pay for present and future utilities:

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Toms River, in the County of Ocean, and State of New Jersey, to the following:

1. To authorize the monthly payment of condominium association fees due and payable for Unit Number 107, Prosperity Court, in the Woods at Massachusetts section of Toms River Township .

2. To authorize the connection or shut off of any electrical, gas, water or sewer utility services as may be necessary, for the safety and security of the subject property and surrounding properties, and to authorize the payment of said utility connections and monthly utility fees.

3. To secure and maintain the appropriate risk of loss and casualty insurance on said property and to pay the premiums due thereon.

4. Any arrearages owed on this unit are to be negotiated by the Township COAH attorney and report the same to this Council for review.

5. The payments as set forth above are appropriate expenditures from the Township's Affordable Housing Trust Fund, Account No. X-19- -600-027.

6. The cost to pay the monthly condominium fees, property taxes, utility bills, Insurance premiums and other similar payments associated with the Township's ownership of real property, as they become due and owing, shall be paid from the Affordable Housing Trust Fund, in Account No. X-19- -600-027, subject to approval and certification by the Chief Financial Officer.

7. The costs as authorized in this resolution shall not exceed $6,000.00

8. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a) Township Attorney
b) Administrator
c) Chief Financial Officer
d) Jay Lynch, Affordable Housing Liaison
e) Russo & Cassidy, LLC
40 Bey Lea Road, Suite C-204
Toms River, N.J. 08753

CERTIFICATION

THIS IS TO CERTIFY that the funds for the the payment of utilities, condominium fees, and liability/casualty insurance for Unit Number 107, Prosperity Court, in the Woods at Massachusetts section of Toms River Township in the total maximum amount of $6,000.00 are available in Account No. X-19- -600-027.

More specifically, the actual encumbrance of the funds will be based upon the approval of a fully executed purchase order by the Chief Financial Officer. Said purchase order will encumber the funds for the affected account at that time.

CHRISTINE J. MANOLIO
CHIEF FINANCIAL OFFICER

Dated: January 3, 2010

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Donohue-Appleby, seconded by Council Member Kubiel and carried, to adopt the following Resolution:

RESOLUTION REGARDING THE RE-ESTABLISHMENT OF PETTY CASH FUNDS

January 3, 2010

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. The following Petty Cash Funds are hereby re-established for CY10 for the various Departments of the Township of Toms River:

A. Department of Recreation: $500.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Department. Eric Schubiger shall be the Custodian of the Petty Cash Fund.

B. Department of Law Enforcement: $600.00. Said sum shall be utilized for the payment of motor vehicle registrations and various minimal miscellaneous travel expenses incurred by the aforesaid Department. Captain Mitchell Little shall be the Custodian of the Petty Cash Fund.

C. Department of Public Works: $250.00. Said sum shall be utilized for the payment of motor vehicle registrations and transfers and various minimal miscellaneous travel expenses incurred by the aforesaid Department. Anthony Benyola shall be the Custodian of the Petty Cash Fund.

D. Division of Youth Services: $250.00. Said sum shall be utilized in order to pay for admission to youth oriented events and various miscellaneous travel expenses incurred by the aforesaid Office. Adam Silversmith shall be the Custodian of the Petty Cash Fund.

E. Division of Senior Services: $250.00 Said sum shall be utilized for the purchase of newspapers and periodicals and for various minimal purchases and expenses, including travel expenses of the aforesaid Office. JoAnn Benson shall be the Custodian of the Petty Cash Fund.

F. Division of Purchasing: $250.00. Said sum shall be utilized for the minimal purchases of various supplies and related items and miscellaneous travel expenses incurred by the personnel of the Township of Toms River. Pamela Applegate-Roche shall be the Custodian of the Petty Cash Fund.

G. Winding River Ice Rink: $250.00. Said sum shall be utilized, in order to pay for various minimal purchases and expenses incurred by the aforesaid Department. Craig Lyons shall be the Custodian of the Petty Cash Fund.

H. Bey Lea Golf Course: $250.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Department. Eric Schubiger shall be the Custodian of the Petty Cash Fund.

I. Municipal Alliance Office: $100.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Office. Joann Benson shall be the Custodian of the Petty Cash Fund.

J. Department of Parks, Buildings and Grounds: $500.00. Said sum to be utilized in order to pay for the minimal purchases and expenses incurred by the aforesaid Department. Craig Ambrosio shall be the custodian.

2. The Custodians of the Petty Cash Funds shall prepare and file with the Chief Financial Officer monthly reports detailing the expenditures made from the Funds. Said reports shall be accompanied by receipts for all expenditures made from the Petty Cash Funds.

3. All Petty Cash Funds shall be returned to the Chief Financial Officer on or before December 31, 2010.

4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

a. Director of Finance/CFO
b. Township Attorney
c. Eric Schubiger
d. Captain Mitchell Little
e. Anthony Benyola
f. Adam Silversmith
g. JoAnn Benson
h. Pamela Applegate-Roche
i. Craig Lyons
j. Craig Ambrosio
k. State of New Jersey
Division of Local Government Services
P.O. Box 803
Trenton, NJ 08625-0803

Approved as to Content

_____

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Kubiel, seconded by Council Member Sevastakis and carried, to adopt the following Resolution:

RESOLUTION ESTABLISHING TEMPORARY BUDGET
JANUARY 3, 2010

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the FY09 Budget, temporary

appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2010; and

WHEREAS, the total appropriations in the CY10 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of $81,853,826.90 Current Fund; $1,358,147.50 Bey Lea Utility Fund and $1,074,500.00, Winding River Utility Fund.

WHEREAS, 26.25% of the total appropriations in the CY10 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said CY10 Budget is the sum of $21,486,629.56, Current Fund; $356,513.72, Bey Lea Utility Fund and $282,056.25, Winding River Utility Fund.

NOW, THEREFORE, BE IT RESOLVED by the Township of Toms River, County of Ocean and State of New Jersey that the attached CY10 Temporary Budget appropriations be made.

BE IT FURTHER RESOLVED that a certified copy of this resolution be provided by the Office of the Township Clerk to each of the following:

A) Director of Finance/CFO
B) Department Heads
C) Auditor

Approved as to Content

_____

CURRENT

FYO9 Current Budget	$91,095,803.16
FYO9 Debt Service	$(8,841,976.26)
FYO9 Capital Improvement Fund	$(400,000.00)
FYO9 Public Assistance S & W	
FYO9 Public Assistance O/E	
Subtotal	$81,853,826.90
26.25% =	$21,486,629.56
Add Back CY10 Debt Service	$7,738,000.00
Add Back CY10 Capital Improvement Fund	$200,000.00
Add Back CY10 Public Assistance S & W	
Add Back CY10 Public Assistance O/E	
Total Maximum Allowable	$29,424,629.56

BEY LEA

FY09 Bey Lea Budget	$1,584,900.00
FY09 Debt Service	$(226,652.50)
FY09Capital Improvement Fund	$(100.00)
Subtotal	$1,358,147.50

26.25% =	$356,513.72
Add Back CY10 Debt Service	$188,000.00
Add Back CY10 Capital Improvement Fund	$100.00
Total Maximum Allowable	$544,613.72

WINDING RIVER

FY09 Winding River Budget	$1,075,000.00
FY09 Capital Improvement Fund	$(500.00)
Subtotal	$1,074,500.00
26.25%	$282,056.25
Add Back CY10 Capital Improvement Fund	$500.00
Total Maximum Allowable	$282,556.25

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

A motion was made by Council Member Wittmann, seconded by Council Member Maruca and carried, to adopt the following Resolution:

RESOLUTION ESTABISHING A SEMIQUINCENTENNIAL COMMISSION TO CELEBRATE THE TOWNSHIP'S FOUNDING IN 1767

JANUARY 3, 2010

WHEREAS, the Township of Dover now, Township of Toms River, was originally founded by Royal Charter in 1767; and

WHEREAS, the Township was established when the residents of the then Township of Shrewsbury petitioned the New Jersey Royal Assembly to establish a separate municipality; and

WHEREAS, the New Jersey Assembly adopted a colonial law on June 24, 1767 establishing the "Township of Dover" which the Royal Governor, William Franklin, approved and signed; and

WHEREAS, the 250th anniversary of the Township's founding shall be celebrated in 2017; and

WHEREAS, in past years, the Township has celebrated its founding: in 1967, the 200th anniversary, and in 1992, the 225th anniversary; and

WHEREAS, it is altogether fitting and proper to celebrate the Township's 250th founding – its semiquincentennial; and

WHEREAS, this celebration shall begin in 2010 and end in 2017 as a township-wide history and civics lesson for our community;

NOW, THEREFORE, BE IS RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:

1. There is hereby created an eleven member "Toms River Township Semiquicentennial Commission" to celebrate the Township 250th year founding.

2. J. Mark Mutter is hereby appointed as Commission Chairman.

3. The Commission is authorized to raise private monies to support its celebratory activities and any monies received and spent shall be accounted for as a Chapter 159 expenditure, and all other statutes and regulations as required by law, shall be abided by.

4. The Township Clerk shall provide certified copies of this Resolution to each of the following:

a. Mayor
b. Council
c. Business Administrator
d. Law
e. Finance
f. Auditor
g. Division of Local Finance, State of New Jersey
h. Ocean County Cultural and Heritage Commission
i. J. Mark Mutter

The foregoing Resolution was adopted on the following roll call vote:

Council Member Maruca	Yes
Council Member Wittmann	Yes
Council Member Hill	Yes
Council Member Kubiel	Yes
Council Member Sevastakis	Yes
Council Member Donohue-Appleby	Yes
Council President McGuckin	Yes

COMMENTS BY MAYOR THOMAS F. KELAHER

Mayor Kelaher was not present. Council President McGuckin indicated that he was ill.

ELECTED OFFICIALS' COMMENTS

Councilman Wittmann thanked everyone for coming to the meeting and wished everyone a Happy New Year.

Councilwoman Donohue-Appleby congratulated the newly sworn in Councilmen and women.

Councilman Hill thanked Township Clerk Mutter for a nice program and the High School North students' string Ensemble.

Councilman Kubiel had no additional comments.

Councilwoman Maruca thanked the Township Clerk Mutter, Deputy Clerk Carlisle and Township Staff for a nice program. She also thanked the two priests, Father Pappas and Father Kreder for coming.

Councilman Sevastakis thanked and congratulated the newly sworn in Council. He also wished everyone a Happy New Year.

Councilman McGuckin thanked the High School North students' string Ensemble. He also thanked all the friends who came out to the meeting.

PUBLIC COMMENTS

Council President McGuckin announced the public portion and asked if any one wished to speak.

Council President McGuckin asked if there were any other speakers. There was no response.

No further comments from the public appearing, a motion was made by Council Member Kubiel, seconded by Council Member Maruca, and carried with Council Members Donohue-Appleby, Hill, Kubiel, Maruca, Sevastakis, Wittmann and with Council President McGuckin all present.

Benediction was given by Father Paul G. Pappas, Saint Barbara Greek Orthodox Church.

Councilman McGuckin asked Township Clerk Mutter what the Township Latin Motto "Homo Cogitat, Deus Indicat" means. Township Clerk Mutter said, "Man thinks, God directs".

No other business appearing, the meeting was adjourned at 6:30 P.M., on motion by Council Member Hill , seconded by Council Member Kubiel, and carried with Council Members Donohue-Appleby, Maruca, Hill, Kubiel, Sevastakis, Wittmann and Council President McGuckin voting yes.

_____
GREGORY McGUCKIN, COUNCIL PRESIDENT

_____
J. MARK MUTTER, TOWNSHIP CLERK