

January 5, 2021

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 **6:00 P.M.**

The meeting was called to order by Township Clerk Alison Carlisle and who led with the Pledge of Allegiance to the flag.

Invocation was delivered by Reverend Ytterberg of the Presbyterian Church, of Toms River, New Jersey.

Township Clerk Alison Carlisle 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 Asbury Park Press on Saturday, December 26th, 2020, the Star Ledger and also forwarding same to the Toms River Times, Toms River Patch and WOBN News December 31, 2020 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 22nd, 2020. The meeting was also posted on the Township web page.

Roll Call:

Councilman	GEOGHEGAN	- Present
Councilwoman	HURYK	- Present
Councilman	KOPP	- Present
Councilman	LOTANO	- Present
Councilwoman	MARUCA	- Present
Councilman	RODRICK	- Present
Councilman	TURNBACH	- Present

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and with Council Members Geoghegan, Huryk, Kopp, Lotano, Turnbach, and Council President Maruca voting yes, and with Council Member Rodrick voting no, to appoint **Council Member Geoghegan as Council President for the year 2021.**

A motion was made by Council Member Turnbach, seconded by Council Member Huryk and with Council Members Geoghegan, Huryk, Kopp, Lotano, Turnbach, and Council President Maruca voting yes, and with Council Member Rodrick voting no, to **close nomination.**

The Oath of Office was administered to Council Member Geoghegan by Mayor Hill.

A motion was made by Council Member Huryk, seconded by Council Member Turnbach, and with Council Members Geoghegan, Huryk, Kopp, Lotano, Turnbach, and Council President Maruca voting yes, and with Council Member Rodrick voting no, to appoint **Council Member Maruca as Council Vice-President for the year 2021.**

A motion was made by Council Member Turnbach, seconded by Council Member Huryk, and with Council Members Geoghegan, Huryk, Kopp, Lotano, Turnbach, and Council President Maruca voting yes, and with Council Member Rodrick voting no, to **close nomination.**

Council Vice President Maruca was calling in via telephone to attend the meeting so she will be sworn in on the meeting of January 12, 2020.

APPROVAL OF MINUTES

A motion was made by Council Member Huryk, seconded by Council Member Kopp, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, Rodrick, and Council President Geoghegan voting yes, to approve the minutes of the **Regular Meeting of December 22, 2020**. 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 Huryk, seconded by Council Member Turnbach, and carried, to adopt the following Resolution.

R E S O L U T I O N

January 5, 2021

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 and Star Ledger:

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 takes place in the Township of Toms River Municipal Complex, 33 Washington Street, Toms River, N.J., for 2021.

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, 2021	Tuesday, June 22, 2021
Tuesday, January 26, 2021	Tuesday, July 13, 2021
Tuesday, February 9, 2021	Tuesday, July 27, 2021
Tuesday, February 23, 2021	Tuesday, August 10, 2021
Tuesday, March 9, 2021	Tuesday, August 24, 2021
Tuesday, March 23, 2021	Tuesday, September 14, 2021
Tuesday, April 13, 2021	Tuesday, September 28, 2021
Tuesday, April 27, 2021	Tuesday, October 12, 2021
Tuesday, May 11, 2021	Tuesday, October 26, 2021
Tuesday, May 25, 2021	Tuesday, November 9, 2021
Tuesday, June 8, 2021	Tuesday, November 23, 2021

Tuesday, December 14, 2021 Regular Meeting 5:00 p.m.

Tuesday, December 28, 2021 Regular Meeting 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 Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR
PUBLIC MEETINGS OF THE TOWNSHIP COUNCIL**

JANUARY 5, 2021

BE IT 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 per person for public comment shall be allowed at the Township Council Meeting during both the Consent Agenda session and the general Public Comment period.

B. This time limit may be relaxed at the sole discretion of the Council President.

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

2. The following procedure shall be abided by in videotaping 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 questions from the floor shall be directed to the council president who shall then either answer the question, or ask that either another council member answer the question, or direct the question to a Township official to answer at his or her discretion. Once the council president has dispatched with the question, other council members may comment by asking the council president to be recognized and speak on the issue.

4. A council seating chart shall be established and attached to this resolution. The seating chart shall be adhered to unless otherwise changed by vote of the entire council.

5. Council comments shall be limited to 5 minutes, and the Council president shall decide the order in which council members are recognized to make comments.

6. The dates of all regular council meetings shall be established at the January 5, 2021 reorganization meeting.

7. Committee and liaison assignments shall be made by the council president.

8. Council members shall be given an automatic excused absence for the following reasons: vacation, illness or business/work conflict for any missed meetings, except if a majority of council members vote not to provide an excused absence for a member of the council that has missed a meeting.

9. The council president shall make all presentations at council meetings, or may delegate this responsibility to other members of the governing body, or Township staff, to make certain presentations at his or her discretion.

10. Any item that the administration, or council member, desires to place on the agenda for a public meeting must be approved by the council president prior to the item being listed on the agenda for the agenda meeting. No item shall be brought from the floor at a council meeting shall be acted upon at that

meeting unless the item has been approved by the council president prior to the start of the meeting.

11. Awards for professional services must be approved by the township council and voted on at a public meeting. The department heads shall provide a rationale for each award with 3 cost proposals for all work over \$25,000.00

12. Items on the consent agenda shall be voted on as one vote by the council, unless a council member or a member of the public asks to have an item discussed separately.

13. Except as provides for above, all Township Council meetings will be conducted in accordance with Roberts Rules of Order.

14. 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. Township Attorney
- d. Business Administrator
- e. Township Clerk

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	No
Council Member Turnbach	Yes

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

RESOLUTION ESTABLISHING INTEREST ON DELINQUENT TAXES

January 5, 2021

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 December 31 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, in the Asbury Park Press.

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 Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE TAX ASSESSOR, THE DEPUTY TAX ASSESSOR AND MUNICIPAL ATTORNEY AS AGENT IN FILING PETITION OF APPEALS AND ROLL-BACK COMPLAINT FORMS

JANUARY 5, 2021

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 or a property becomes subject to a roll-back assessment; and

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

WHEREAS, if the above discovered errors are not corrected or a roll-back assessment not applied, 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 or Complaint with the Ocean County Board of Taxation;

NOW, THEREFORE, BE IT RESOLVED by the governing body for the Taxing District of Township of Toms River, that the Tax Assessor/ Deputy Tax Assessor/ Municipal Attorney is hereby authorized to act as the agent for the Taxing District of the Township of Toms River during the year of 2021, and file a Petition of Appeal or Complaint with the Ocean County Board of Taxation to correct any erroneous assessments to the

proper value and that a copy of any Petition of Appeal or Complaint filed with the Ocean County Board of Taxation under this Resolution be filed with the Municipal Clerk;

BE IT FURTHER RESOLVED that the Tax Assessor/ Deputy Tax Assessor/ Municipal Attorney is hereby authorized to execute stipulation of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year 2021; and

That a certified copy of this Resolution be forwarded to the Ocean County Board of Taxation, the Toms River Township Tax Assessor, the Toms River Township Deputy Tax Assessor, the Municipal Attorney, and the Tax Court of New Jersey.

- a) Mayor
- b) Township Council
- c) Business Administrator
- d) Chief Financial Officer
- e) Township Attorney
- f) Tax Assessor
- g) Ocean County Board of Taxation
Court House
CN 2191
Toms River, NJ 08754
- h) Tax Court of New Jersey
Hughes Justice Complex
CN 972
Trenton, NJ 08625

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION APPOINTING CARL DILEO AS TAX
SEARCH OFFICER FOR THE TOWNSHIP OF TOMS RIVER**

January 5, 2021

WHEREAS, the Mayor has nominated Carl Dileo 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. **CARL DILEO**, Tax Collector, be and he is hereby appointed Tax Search Officer for the year 2021 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. Carl Dileo
- 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 Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, APPOINTING DAVID ROBERTS, AICP/PP, AS THE
LIAISON TO THE COUNTY OF OCEAN, COUNTY HOUSING ADVISORY COMMITTEE,
COMMENCING JANUARY 1, 2021 THROUGH DECEMBER 31, 2021**

JANUARY 5, 2021

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. David Roberts, AICP/PP, Township Planner and Affordable Housing Liaison, and/or his designee, is hereby appointed to the County of Ocean, County Housing Advisory Committee.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Township Attorney
- e) Municipal Clerk
- f) Deputy Municipal Clerk
- e) Municipal Clerk
- g) Chief Financial Officer
- h) Human Resources
- i) Anthony M. Agliata, PP, LLA
Ocean County Planning Board
129 Hooper Avenue
Toms River, New Jersey

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, CONSENTING TO THE APPOINTMENT OF ANTHONY
MERLINO, ESQ., TO SERVE AS SPECIAL MUNICIPAL PROSECUTOR**

JANUARY 5, 2021

WHEREAS, Mayor Maurice B. Hill has nominated Anthony Merlino, Esq., to serve as 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 Anthony Merlino, Esq., to serve as Special Municipal Prosecutor effective January 1, 2021 and terminating on December 31, 2021 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. Township Council
- c. Municipal Attorney
- d. Chief Financial Officer
- e. Municipal Court
- f. Kenneth B. Fitzsimmons, Esquire
- g. Anthony

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	No
Council Member Turnbach	Yes

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

RESOLUTION DESIGNATING OFFICIAL DEPOSITORIES

JANUARY 5, 2021

WHEREAS, the Township Council desires to designate banks as authorized depositories;

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, CHASE BANK, WELLS FARGO BANKS, TD BANK, OCEAN FIRST BANK, PNC BANK, SANTANDER BANK AND LAKELAND BANK OF NEW JERSEY, and any other bank recognized by the State of New Jersey as an authorized depository under the "GOVERNMENTAL UNIT DEPOSITORY PROTECTION ACT," be and they are hereby designated as the official depositories of the Township of Toms River, in the County of Ocean for the year 2021.

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

- a. Chase Bank
24 Main Street
Toms River, NJ 08753
- b. Wells Fargo Banks
40 Main Street
Toms River, NJ 08753
- c. TD Bank
1101 Hooper Avenue
Toms River, NJ 08753
- d. Ocean First Bank
975 Hooper Avenue
Toms River, NJ 08753
- e. PNC Bank
1329 Hooper Avenue
Toms River, NJ 08753
- f. Santander Bank of New Jersey
36 Washington Street
Toms River, NJ 08753
- g. Lakeland Bank
104 Route 37 East
Toms River, N.J. 08753
- h. Township Attorney
- i. Chief Financial Officer
- j. Mayor
- k. Council

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION AUTHORIZING THE MAYOR, MAURICE B. HILL, JR., CHIEF FINANCIAL OFFICER ALEXANDER DAVIDSON, AND THE TOWNSHIP CLERK, ALISON CARLISLE, TO SIGN CHECKS FOR ALL SUMS OF MONEY TO BE PAID BY THE TOWNSHIP OF TOMS RIVER

January 5, 2021

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, Maurice B. Hill, Jr., the Chief Financial Officer, Alexander Davidson, and the Township Clerk, Alison Carlisle, to sign checks for all sums of money to be paid by the Township of Toms River in the year 2021.

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. Township Clerk
- e. Chief Financial Officer
- f. Township Auditor

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING MEMBERS OF THE ZONING BOARD OF ADJUSTMENT

JANUARY 5, 2021

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 members of the Toms River Township Board of Adjustment, as follows:

Regular Members

Joseph Kempker, Plans Chair	12/31/2024
Anthony Fontana	12/31/2024

Alternate Members

Richard Angioletti, Alt #3	12/31/2022
Matthew Yezzi, Alt #4	12/31/2022

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Office of the Township Council
 - b. Office of the Mayor
 - c. Township Attorney
 - d. Board of Adjustment
 - e. Each appointee listed above, who shall present themselves before the Township Clerk and take the Oath of Office

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Abstained
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING MEMBER OF THE BOARD OF HEALTH

January 5, 2021

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 person be and is hereby appointed as member of the Township of Toms River Board of Health, as follows:

Marley Nicholas	12/31/2023
Mary Daley	12/31/2023

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

2. The 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. Each Appointee

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING MEMBERS OF THE TOWNSHIP OF TOMS RIVER MUNICIPAL ALLIANCE

January 5, 2021

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 2021:

Helen McGovern, Coordinator
 Jim Patten
 Heidi Hartmann
 Carol Benevy
 Chrysanthe Patestos
 Debbie McKenna
 John Wisniewski
 Thomas Gross
 Michael Mailot

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

- a. Office of the Township Council
- b. Office of the Mayor
- c. Law Department
- d. Police Department
- e. Appointed Members c/o of Helen McGovern, Coordinator
- f. Rebecca Alfaro, County Coordinator
 Alcoholism & Drug Abuse Division
 175 Sunset Avenue
 PO Box 2191
 Toms River, NJ 08754

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING PLANNING BOARD CLASS III MEMBER

JANUARY 5, 2021

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.

Kevin Geoghegan
 (CLASS III) for a term of one (1) year
 To expire December 31, 2021

2. The Township Clerk shall send a certified copy of this resolution to the following:
 - a. Office of the Mayor
 - b. Office of the Council
 - c. Township Attorney
 - d. Secretary of the Planning Board

- e. Appointee who shall present himself before the Township Clerk to take and subscribe to the Oath of Office.

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	No
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING MEMBERS OF THE TOWNSHIP OF TOMS RIVER VETERANS COMMISSION

JANUARY 5, 2021

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 shall 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, 2021.

Robert Larned
 John J. Loiacono
 Raymond Latshaw
 Richard M. Monticello
 David Corbin

2. The Township Clerk shall provide a copy of this resolution to each of the following:
 - a. Office of the Mayor
 - b. Office of the Township Council
 - c. Township Attorney
 - d. Personnel Office
 - e. Appointees

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION

January 5, 2021

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 2021:

School Crossing Guard Appointments 2021:

Kathleen Brew
18 Woodridge Ave
Toms River, NJ 08755

Frank Minor
44 Daisy Rd
Toms River, NJ 08753

Helen Solly
13 Raymond Ave
Toms River, NJ 08753

Anita Williamson
283 Aldo Dr
Toms River, NJ 08753

Paula Carolan
4 Vincent St
Toms River, NJ 08753

Dolores Haring
12 Tivoli St
Toms River, NJ 08757

Carol Chadwick
1130 Dove St
Toms River, NJ 08753

Sandra Bonassisa
12 Pine Tree Rd
Toms River, NJ 08753

Susan Wong
2484 Polhemus Rd
Toms River, NJ 08753

John Reilly
57 12th Street
Toms River, NJ 08753

Sharon Flanagan
4 Cherry Ct
Toms River, NJ 08753

Lori Moniz
7 Kirkwood Ct
Toms River, NJ 08757

Susan Desiderio
219 Alabama Ave
Toms River, NJ 08753

John Minelli
18 Santo Domingo Dr
Toms River, NJ 08757

Donna Moore
8 Bayside Terrace
Ortley Beach, NJ 08751

Cathleen Keller
2413 5th Ave
Toms River, NJ 08753

William Agresta
207 Dayton Ave
Toms River, NJ 08753

Michael Warren
854 Paul Drive
Toms River, NJ 08753

Salvatore Graziano
37 Kim Court
Toms River, NJ 08755

Erin DiGiantomasso
93 Circle Drive
Toms River, NJ 08753

Kearie LeCompte
505 Terrace Ave
Toms River NJ 08753

Jennifer Scodella
397 Grande River Blvd
Toms River NJ 08755

Lorraine Varhola
559 Roosevelt Ave
Toms River NJ 08753

Frank Lotruglio Jr.
113 Bananier Dr
Toms River NJ 08757

Frank Lotruglio Sr.
113 Bananier Dr
Toms River NJ 08757

Christine Kowalewski
1009 Ship Ave
Beachwood NJ 08722

Josephine Lotruglio
113 Bananier Drive
Toms River NJ 08757

Maryann Levy
61 Violet Ct
Toms River, NJ 08753

Substitute crossing guards:

Melissa Mendez
92 Blossom Drive
Toms River NJ 08753

Saint Joseph's Crossing Guards:

David Lachenauer
225 Bash Road
Toms River, NJ 08753

William Capraun
254 Alabama Avenue
Toms River, NJ 08753

Substitute Crossing Guards for St. Joseph's School:

Wade Elms
812 Holly Blvd.
Bayville, NJ 08721

Ronald Ferri
2024 Yorktown Blvd.
Toms River, NJ 08753

Kevin Downing
129 Spray Ave.
Beachwood, NJ 08722

Mario Majchrowski
16 Tuyahov Blvd
Toms River, NJ 08755

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

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

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

4. 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 Geoghegan	Yes
Council Member Huryk	Yes

Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION APPOINTING TOWNSHIP
PARKING VIOLATION OFFICERS**

January 5, 2021

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 2021:

PAMELA L. PINER – BADGE #858
221 Elizabeth Avenue
Bayville, NJ 08721

MARIAN NADEAU - BADGE #857
4 Concord Lane
Toms River, NJ 08753

MARY MCCLAVE - BADGE #863
3 Jade Ct.
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. Appointees listed above via the Parking Authority
- d. Human Resources 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 Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes

Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION DESIGNATING THE ASBURY PARK PRESS, STAR LEDGER AND THE PRESS OF ATLANTIC CITY AS OFFICIAL NEWSPAPERS

JANUARY 5, 2021

WHEREAS, the Township of Toms River has a need to designate an official newspaper for calendar year 2021; 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 the award for these contracts will be less than \$17,500 for each vendor.

WHEREAS, newspaper businesses receiving contract awards for the calendar year 2021 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.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Toms River hereby designates the Asbury Park Press, Star Ledger and The Press of Atlantic City as the official newspapers of the Township and authorizes the Mayor to enter into contracts with as described herein subject to submission of Pay-to-Play forms.

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 2021 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) Davies Adepoju, Clerk's Office
- i) Asbury Park Press
3601 Highway 66
Neptune, New Jersey 07754
- i) Star Ledger
1 Star Ledger Plaza
Newark, NJ 07102
- j) The Press of Atlantic City
11 Devin's Lane
Pleasantville, NJ 08232

CERTIFICATION

THIS IS TO CERTIFY that the funds for the contract with the Asbury Park Press, The Press of Atlantic City and Star Ledger, are subject to execution of a contract, the availability of funds, and the adoption of the CY 2021 budget.

More specifically, the actual encumbrance of the funds will be based on 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.

ALEXANDER DAVIDSON
CHIEF FINANCIAL OFFICER

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR CODIFICATION SERVICES FOR MUNICIPAL CODE REVISIONS FOR CALENDAR YEAR 2021 TO GENERAL CODE, LLC

JANUARY 5, 2021

WHEREAS, the Township of Toms River has a need to acquire codification services for municipal code revisions for calendar year 2021; 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 \$160.00 to \$200.00)

Materials and Handling

1. Order Processing: \$75.00 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 2021 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: Bruce Cadman

CERTIFICATION

THIS IS TO CERTIFY that the funds for the contract with General Code, LLC, for calendar year 2021 is 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 \$160.00 to \$200.00)

Materials and Handling

1. Order Processing: \$75.00 per event
2. Binders: (approximately \$20.00/binder)
3. Printing, sorting, packaging and distribution:
(approximately \$.10/page)

All costs, fees and compensation are subject to the execution of a contract, the availability of funds and the adoption of the CY 2021 budget.

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

ALEXANDER DAVIDSON
CHIEF FINANCIAL OFFICER

Dated: January 5, 2021

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION CONSENTING TO THE MAYOR'S RE-APPOINTMENT OF JOANN BENSON AS DIRECTOR OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

January 5, 2021

WHEREAS, Mayor Maurice B. Hill, Jr. has re-appointed **JOANN BENSON** to serve as Director of the Department of Health and Human Services, effective immediately; and

WHEREAS, the Township Council of the Township of Toms River pursuant to its authority under the Mayor-Council Optional form of government hereby gives its consent to this re-appointment;

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

1. It hereby consents to the Mayor's re-appointment of **JOANN BENSON** to serve as Director of the Department of Health and Human Services, effective immediately.
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. Attorney
 - d. Personnel
 - e. Payroll
 - f. Township Council
 - g. Business Administrator
 - h. Recreation
 - i. Jared Tate
612 McKinley Avenue
Toms River, N.J. 08753

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION APPOINTING CLASS I, II & III OFFICERS
FOR 2021**

January 5, 2021

WHEREAS, there is a need to appoint Class I Officers for the Municipal Jail and for seasonal purposes for the calendar year 2021; and

WHEREAS, Mitchell Little, Chief of Police of the Township of Toms River has reviewed said appointment of Officers; 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 Class I and Safety Law Enforcement Officers for 2021:

**Toms River Police Department Class I, II & III
Officers for 2021:**

Year-Round Class I's – Used for Seasonal Patrol and Township Events:

Brianna Carver	#4659
Richard Clark	#5548
Miguel Fernandez	#5590
Silvia Nicholson	#5549
Jason Riccoboni	#5547
David Russo	#5562
Ray Zuhowski	#9978

Class I's:

John DeLigny	#4649
John Dolan	#9976
Kevin Gillespie	#9972
Ryan Dolan	#4632
Todd Garris	#4631
Al DellaBella	#245
Curt Carlson	#4537
Craig Ronckovitz	#611
Nick Malta	#4605
Sarah Koch	#9977
Andrew Noorman-Hiling	#4654
Kevin Gadomski	#4651
Bianca Baroni	#4655
Taylor Boschetti	#4648
Jevon Everett	#4661
Zack Hopkins	#4653
Ryan Cheslcek	#4660
Jennifer Batista	#4658
Kyle Mulvey	#4662

Class II's:

Kevin O'Leary	#4535
Bridgette Badalis	#5017

Class III and Class II School Officers:

Edward Antommarchi	#5000
Jim Pissott	#5008
Paul Worth	#1199
Terrence Crowley	#5003
John Frankopf	#5004
Joel Baldwin	#5001 (Class II)
Robert Henderson	#5005
Ron Kirby	#5006
Lenny Lenahan	#5007 (Class II)
Robert Cheslock	#5010
Steve Moore	#5011
Richard DeStefano	#5016
Jim Platten	#5018

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Office of the Township Council
 - b. Office of the Mayor
 - c. Chief of Police
 - d. Human Resources
 - e. Law Department

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION APPOINTING GAIL CATANIA QPA, PURCHASING
AGENT, AS THE TOWNSHIP OF TOMS RIVER'S PUBLIC AGENCY
COMPLIANCE OFFICER (P.A.C.O.) FOR CONTRACT COMPLIANCE
AND EQUAL EMPLOYMENT OPPORTUNITY, IN PUBLIC
CONTRACTING**

JANUARY 5, 2021

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. Gail Catania, QPA, Purchasing Agent, is hereby appointed as the Township of Toms River's Public Agency Compliance Officer (P.A.C.O.) for contract compliance and equal employment opportunity, in public contracting, at no additional remuneration, pursuant to N.J.A.C. 17:27-3.2.

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) Township Attorney
- c) Personnel
- d) Purchasing
- e) State of New Jersey
Department of the Treasury
Division of Contract Compliance and Equal
Employment Opportunity in Public Contracts
Attn: Deirdre Webster Cobb, Division Director
CN 209
Trenton, N.J. 08625-0209
- f) Gail Catania, QPA, Purchasing Agent

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION CONSENTING TO THE MAYOR'S RE-APPOINTMENT OF JARED TATE AS DIRECTOR OF THE DEPARTMENT OF RECREATION

January 5, 2021

WHEREAS, Mayor Maurice B. Hill, Jr. has re-appointed **Jared Tate** to serve as Director of the Department of Recreation, effective immediately; and

WHEREAS, the Township Council of the Township of Toms River pursuant to its authority under the Mayor-Council Optional form of government hereby gives its consent to this re-appointment;

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

1. It hereby consents to the Mayor's re-appointment of **Jared Tate** to serve as Director of the Department of Recreation, effective immediately.
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. Attorney
- d. Personnel
- e. Payroll
- f. Township Council
- g. Business Administrator
- h. Recreation
- i. Jared Tate
612 McKinley Avenue
Toms River, N.J. 08753

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING POLICE CHAPLAINS OF THE TOWNSHIP OF TOMS RIVER

January 5, 2021

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 Robert Ytterberg** 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, 2021 and terminating December 31, 2021.

2. **Reverend Susan S. Jones** 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, 2021 and terminating December 31, 2021.

3. **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, 2021 and terminating December 31, 2021.

4. **Reverend Scott Schaffer** 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, 2021 and terminating December 31, 2021.

5. **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, 2021 and terminating December 31, 2021.

6. **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, 2021 and terminating December 31, 2021.

7. **Rabbi Abe Fried** is hereby appointed Jewish 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, 2021 and terminating December 31, 2021.

8. **Father Anthony Lipari** 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, 2021 and terminating December 31, 2021.

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

- a. Reverend Robert Ytterberg
Presbyterian Church of Toms River
1070 Hooper Avenue
Toms River, NJ 08753
- b. Reverend Susan S. Jones
Holy Cross Lutheran Church
1500 Hooper Avenue
Toms River, NJ 08753
- c. Reverend Walter Healy
Church of Grace and Peace
1563 Old Freehold Road
Toms River, NJ 08755
- d. Reverend Scott Shaffer
St. Joseph's Roman Catholic Church
509 Hooper Avenue
Toms River, NJ 08753
- e. Reverend Mark Kreder
St. Justin's Roman Catholic Church
975 Fischer Blvd.
Toms River, NJ 08753
- f. Father Paul Pappas
St. Barbara Greek Orthodox Church
2200 Church Road
Toms River, NJ 08753
- g. Rabbi Abe Fried
1886 Dino Court
Toms River, NJ 08753
- h. Father Anthony Lipari, FCM
17 Barbados Drive South
Toms River, NJ 08757
- i. Township Attorney
- j. Chief of Police

- k. Office of the Township Council
- l. Mayor
- m. Personnel

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION ESTABLISHING TEMPORARY BUDGET JANUARY 5, 2021

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 2021 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, 2021; and

WHEREAS, the total appropriations in the 2020 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$116,136,107.15 Current Fund; \$1,079,024.00 Bey Lea Utility Fund and \$1,115,000.00, Winding River Utility Fund.

WHEREAS, 26.25% of the total appropriations in the 2020 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2020 Budget is the sum of \$30,485,728.13 Current Fund; \$283,243.80, Bey Lea Utility Fund and \$292,687.50 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 2021 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

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes

Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Abstained
Council Member Turnbach	Yes

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

**RESOLUTION REGARDING THE RE-ESTABLISHMENT
OF PETTY CASH FUNDS**

January 5, 2021

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 2021 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. Jared Tate and/or Charlene Cruoglio 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. Michael Miller and/or Pete Sundack 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. Timothy Russell and/or 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 and/or Jared Tate shall be the Custodian of the Petty Cash Fund.
 - E. Department 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 and/or Lynda Valeri 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. Gail Catania and/or Jacqueline Martin 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. Dean Marusic and/or Daryl Clark 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. Joseph Kinlin and/or Tracy Lasky 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 and/or Helen McGovern shall be the Custodian of the Petty Cash Fund.
 - J. Division 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 and/or Michael Freudenberg shall be the custodian.
 - K. Division of Animal Control: \$100.00. Said sum to be utilized in order to pay for the minimal purchases and expenses incurred by the aforesaid Department. Joann Benson and/or Richard Barbosa 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, 2021.
 4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a. Business Administrator
 - b. Director of Finance/CFO
 - c. Township Attorney
 - d. Jared Tate
 - e. Captain Michael Miller
 - f. Anthony Benyola
 - g. Adam Silversmith
 - h. Joseph Kinlin
 - i. JoAnn Benson
 - j. Gail Catania
 - k. Richard Barbosa
 - l. Craig Ambrosio

Approved as to Content

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY AUTHORIZING
THE TAX COLLECTOR TO CANCEL ANY PROPERTY TAX REFUND OR
DELINQUENCY OF LESS THAN \$10.00**

January 5, 2021

WHEREAS, New Jersey Statute 40A:5-17.1 permits the governing body of a municipality to adopt a resolution authorizing a municipal employee to process, without further action on the part of the governing body, the cancellation of any property tax refund or delinquency of less than \$10.00; and

WHEREAS, the Tax Collector currently has minimal amounts affecting prior years, and will have minimal amounts affecting current and future years and is desirous of canceling these amounts expeditiously;

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 Township Council hereby authorizes the Tax Collector to process, without further action on the part of the governing body, the cancellation of any property tax delinquency or refund of less than \$10.00.

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

- a) Business Administrator
- b) Chief Financial Officer
- c) Tax Assessor
- d) Tax Collector
- e) Township Attorney

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, EXTENDING THE TERM OF CERTAIN CONTRACTS
EXEMPT FROM PUBLIC BIDDING TO FEBRUARY 28, 2021**

JANUARY 5, 2021

WHEREAS, during the 2020 calendar year, the Township Council awarded contracts for services exempted from the public bidding process up to and including December 31, 2020; and

WHEREAS, there exists a need for the extensions of certain contracts exempt from public bidding; and

WHEREAS, awards for these services 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, vendors receiving these contract awards in 2020 were obtained pursuant to a fair and open process, and other methods permitted by law pursuant to *N.J.S.A. 19:44A-20.4 et. seq.*, of New Jersey's Pay-to-Play Law and the Toms River Township Administrative Code § 84-1:

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

1. It hereby approves the extensions of contracts up to and including February 28, 2021, with the following firms:

1. Preferred Behavioral Health, as EAP Administrator
2. Piazza & Associates, Inc., as Administrative Agent for Affordable Housing Units
3. Chiesa, Shahinian and Giantomasi P.C., for professional bankruptcy counsel legal services
4. Gluck, Walrath, L.L.P., for municipal bond legal services
5. CME Associates, for certified forester services
6. William J. Willard, Esq., of the firm DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C., for professional COAH legal services
7. Edward J. Simone, C.P.A., R.M.A. of William E. Antonides and Company, for conflict auditing services
8. Bonnie Peterson, Esq., as Conflict Prosecutor
9. Jersey Shore Veterinary Emergency Services, for emergency veterinarian services
10. Connor, Strong & Buckelew Companies, LLC, for Employee Benefits Consultancy and Brokerage Services for Medical, Prescription, Dental, and Vision Coverage
11. Maser Consulting, PA, for environmental consultant expert on CIBA/BASF tax appeals
12. Acacia Financial Group, Inc., as Financial Advisor and Counseling Services (Arbitrage)
13. Chiesa, Shahinian and Giantomasi, P.C., as General Environmental Legal Counsel
14. For general legal and litigation services: Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors; Kevin B. Riordan, Esq., L.L.C; and Hering, and Gannon, & McKenna
15. Paul R. Rizzo, Esq., of the firm of DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C., for land acquisition and dune easement/eminent domain counsel services
16. TRC Environmental Corp., for landfill environmental consultant services

17. Holman, Frenia, Allison, P.C. for municipal auditor services
18. Steven A. Zabarsky, Esq. as Municipal Prosecutor and Alternate Municipal Prosecutors of the firm of Citta, Holzapfel & Zabarsky, P.C.
19. Terry F. Brady, Esq. of the firm of Brady & Kunz, P.C. as Municipal Public Defender
20. Dr. Laurence De Rochers, t/a Emergemed, L.L.C as police emergency medical service and volunteer emergency medical service director
21. The Musial Group, and Yezzi & Associates, L.L.C. for professional pool architectural services
22. Rumpf Law, PC, Esq., Brian DiStefano, Esq., and Mark A. Schneider, Esq., as Pool Conflict Municipal Public Defender Services
23. Owen, Little & Associates; Remington & Vernick Engineers; T & M Associates; French & Parrello Associates; Mott MacDonald, L.L.C.; Maser Consulting, PA; O'Donnell, Stanton & Associates, Inc., a Member of Van Cleef Engineering Associates; CME Associates; The Alaimo Group; and ARH Associates for pool inspection and general engineering services

24. Cummings Veterinary Services, d/b/a East Coast New Jersey Spay Clinic, Pet Services of NJ d/b/a Toms River Animal Hospital, Vetcor of Toms River, LLC d/b/a Calling All Creatures and VCA Animal Hospitals, Inc. d/b/a Toms River Veterinary Hospital as non-emergency pool veterinary services.
 25. Mid-State Abstract Co., for First America Title Ins. Co., for real estate title abstract services
 26. Henry J. Mancini and Associates, for real estate appraisal services
 27. Henry J. Mancini and Associates, for real estate appraisal services for property tax appeals
 28. Carmen J. Memoli, CPA of the firm Memoli & Company, PC, for rent leveling board accounting services
 29. A. Michael Barker, Esq. of Barker, Gelfand, James & Sarvas, P.C. , and Citta, Holzappel & Zabarsky, for special labor counseling services
 30. Chiesa, Shahinian and Giantomasi, P.C., for special legal counsel in the matter of CIBA/BASF tax appeals
 31. Coffey & Associates, for legal professional services with regard to litigation filed against the Township of Toms River captioned *NJDEP v. Almo Anti-Pollution Services, et als. v. Toms River Township*
 32. Chiesa, Shahinian and Giantomasi, P.C., for professional legal services regarding the *Township of Dover v. Ciba Specialty Chemicals Corp., et. als.*, Ciba/BASF Tax Appeals
 33. Urgent Care Group, PA d/b/a Urgent Care Now, as Township Physician
 34. Raymond F. Hanbury, Phd., as Township Psychologist
 35. Dr. Samir Jain, d/b/a NJ Heart and Vascular Specialist, as Township Cardiologist.
 36. Professor Marci A. Hamilton, Esq., as consultant for matters Religious land use and institutionalized persons
 37. Bright View Engineering, LLC, for Professional Traffic Planning Services
 38. NV5, for Transportation Alternative Design Services.
 39. McManimon, Scotland & Baumann, LLC, and Archer & Greiner for legal redevelopment services
2. The rates of pay will be the same as those awarded during 2020 calendar year.
 3. The Township Council may award a new contract for the same services prior to February 28, 2021, and automatically terminate the extension described in this resolution.
 4. A notice of these extensions shall be published within 10 days of the date of this Resolution, pursuant to law.
 5. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Mayor Maurice B. Hill, Jr.
 - b) Chief Financial Officer
 - c) Business Administrator
 - d) Township Attorney
 - e) All Department Heads
 - f) Engineering Division
 - g) Purchasing Division
 - h) Tax Assessor
 - i) Township Clerk's Office
 - j) McManimon, Scotland & Baumann, LLC
75 Livingston Avenue
Second Floor #201
Roseland, N.J. 07068
 - k) Preferred Behavioral Health Group.
1500 Route 88
Brick, N.J. 08724

- l) Piazza & Associates, Inc.
216 Rockingham Row,
Princeton, N.J. 08540
- m) Chiesa, Shahinian and Giantomasi, P.C.
1 Boland Drive
West Orange, New Jersey 07052
- n) Gluck, Walrath, L.L.P.
4 Paragon Way, Suite 400
Freehold, NJ 07728
- o) NV5
7 Campus Drive, Suite 300
Parsippany, N.J. 07054
Attn: Denise DaCahuna, PE
Project Manager
- p) William J. Willard, Esq., of the firm DiFrancesco,
Bateman, Kunzman, Davis, Lehrer & Flaum, P.C.
15 Mountain Blvd.
Warren, New Jersey 07059
- q) Edward J. Simone, CPA, RMA,
William E. Antonides & Co.
2807 Hurley Pond Road
P.O. Box 1137
Wall, N.J. 07718-1137
- r) Bonnie R. Peterson, Esq.
1201 SW Central Avenue
P.O. Box J
Seaside Park, New Jersey 08752
- s) Jersey Shore Veterinary Emergency Services
1000 Route 70
Lakewood, New Jersey 08701
- t) Connor, Strong & Buckelew Companies, LLC
40 Lake Center Executive Park
401 Route 73 North
Marlton, New Jersey 08053
- u) Maser Consulting, PA,
331 Newman Springs Road, Suite 203
Red Bank, New Jersey 07701
- v) Acacia Financial Group, Inc.,
6000 Midlantic Drive
Mt. Laurel, New Jersey 08054
- w) Dasti, Murphy, McGuckin, Ulaky, Koutsouris &
Connors, P.C.,
620 West Lacey Road
Forked River, New Jersey 08731
- x) Kevin Riordan, Esq.
20 Hadley Avenue, Suite 2
Toms River, New Jersey 08753
- y) Hierung, Gannon, & McKenna
29 Hadley Avenue, Suite 2,
Toms River, New Jersey 08753
- z) Paul R. Rizzo, Esq., DiFrancesco, Bateman, Kunzman,
Davis, Lehrer & Flaum, P.C.
15 Mountain Blvd.
Warren, New Jersey 07059
- aa) TRC Environmental Corp.
41 Spring Street
New Providence, New Jersey 07974
- bb) Holman, Frenia, Allison, P.C.,
912 Highway 33, Suite 2
Freehold, New Jersey 07728
- cc) Citta, Holzapfel & Zabarsky, P.C.
248 Washington Street
Toms River, New Jersey 08753
- dd) Terry F. Brady, Esq., Brady, & Kunz, P.C.,

- 680 Hooper Avenue, Building C, 2nd Floor
P.O. Box 4990
Toms River, New Jersey 08754
- ee) Emergemed, L.L.C.
Attn: Dr. Larry Des Rochers, M.D.
640 Harbor Road
Brick, New Jersey 08724
 - ff) Brian E. Rumpf, Esq.
11 Leifried Lane
Tuckerton, New Jersey 08087
 - gg) Mark A. Schneider, Esq.
55 Manchester Ave.
P.O. Box 258
Forked River, N.J. 08731
 - hh) Mott MacDonald, L.L.C.
3 Paragon Way
Freehold, New Jersey 07728
 - ii) O'Donnell, Stanton & Associates, Inc.
1705 Route 37 East
Toms River, New Jersey 08753
 - jj) Owen, Little & Associates
443 Atlantic City Blvd.
Beachwood, N.J. 08722
 - kk) Remington & Vernick Engineers
9 Allen Street
Toms River, N.J. 08753
 - ll) T & M Associates
11 Tindall Road
Middletown, New Jersey 07748
 - mm) French & Parrello Associates, P.A.
1800 Rte. 34, Suite 101
Wall, N.J. 07719
 - nn) Vetcor of Toms River, L.L.C., t/a
Calling All Creatures Veterinary Hospital
246 Washington Street
Toms River, N.J. 08753
 - oo) Pet Services of NJ d/b/a
Toms River Animal Hospital
769 Route 37 West
Toms River, N.J. 08755
 - pp) Cummings Veterinary Services, d/b/a
East Coast New Jersey Spay Clinic
918 Hazlewood Road
Toms River, N.J. 08753
 - qq) Henry J. Mancini and Associates
691 Mill Creek Road, Unit 11
Manahawkin New Jersey 08092
 - rr) Memoli and Company, PC
222 Oak Avenue, Suite 5
Toms River, New Jersey 08753
 - ss) Bright View Engineering, LLC
5 Pitcairn Drive
Roseland, N.J. 07068
 - tt) Coffey & Associates
310 South Street
Morristown, N.J. 07960
 - uu) Raymond F. Hanbury, Phd. ABPP
2100 Highway 33, Suite 9-10
Neptune, New Jersey 07753
 - vv) Urgent Care Group, PA t/a
Urgent Care Now Physicians
970 Hooper Avenue, Suite 2
Toms River, New Jersey 08753
 - ww) Brian DiStefano, Esq.,

- 1 Pelican Drive, 2nd Floor, Suite 6
 Bayville, New Jersey 08721
- xx) CME Associates
 1460 Route 9 South
 Howell, New Jersey 07731
 - yy) ARH Associates
 251 Bellevue Avenue
 P.O. Box 579
 Hammonton, N.J. 07731
 - zz) Dr. Samir Jain
 d/b/a NJ Heart and Vascular Specialists
 599 Route 37 West, Suite 5
 Toms River, New Jersey
 - aaa) Professor Marci A. Hamilton, Esq.
 36 Timber Knoll Drive
 Washington Crossing, Pa. 18977
 - bbb) Yezzi Associates, L.L.C.,
 18 Washington Street,
 Toms River, New Jersey 08753
 - ccc) The Alaimo Group
 200 High Street
 Mt. Holly, New Jersey 08060
 - ddd) Barker, Gelfand, James & Sarvas, P.C.
 210 New Road, Unit 2
 Linwood, N. J. 08221
 - eee) Archer & Greiner
 One Centennial Square
 Haddonfield, NJ 08033

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Abstained
Council Member Rodrick	No
Council Member Turnbach	Abstained

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

RESOLUTION APPOINTING MEMBERS OF THE PARKING AUTHORITY

JANUARY 5, 2021

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:

3. The following person(s) be and they are hereby appointed as member(s) of the Township of Toms River Parking Authority, as follows:

Brenda Tutela

12/31/2025

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

f. Office of the Mayor

- g. Office of the Township Council
- h. Township Attorney
- i. Parking Authority
- j. Appointee

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Abstained
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING REGULAR MEMBER TO THE RENT LEVELING BOARD

JANUARY 5, 2021

WHEREAS, the Township Council has appointed member(s) of the Toms River Township Rent Leveling Board:

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(s) shall be and are hereby appointed as member(s) of the Township of Toms River Rent Leveling Board with term as noted below effective January 1, 2021 to December 31, 2025.

Regular Members

Martin Steinweiss, Chair	12/31/2025
John Solly	12/31/2025

2. The Township Clerk shall send a certified copy of this resolution to each of the following:
 - a. Office of the Mayor
 - b. Office of the Township Council
 - c. Township Attorney
 - d. Rent Leveling Board
 - e. Appointee(s) who shall present themselves(s) before the Township Clerk and take the Oath of Office before the appointment created hereby shall become effective.

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

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

RESOLUTION APPOINTING YOUTH ADVISORY COUNCIL MEMBERS

January 5, 2021

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

1. The following persons be and they are hereby appointed as members of the Youth Advisory Council pursuant to Chapter 76, Section 76-1 of the “Code of the Township of Toms River, New Jersey,” as follows:

Full term of three (3) years from January 1, 2020 to December 31, 2023.

Jason Crispin
1149 Laurel Drive
Toms River, NJ 08753

Chief Mitchell Little
255 Oak Avenue
Toms River, NJ 08753

Al Schwartz
683 Michael Drive
Toms River, NJ 08753

Cara Paolillo
905 Salem Drive
Toms River, NJ 08755

Debbie Schwartz
169 Arizona Avenue
Toms River, NJ 08753

Jack Reuther
683 Michael Drive
Toms River, NJ 08753

2. A certified copy of this resolution shall be provided by the Township Clerk to the following:
 - a. Office of the Township Council
 - b. Office of the Mayor
 - c. Human Resources
 - d. Law Department
 - e. Supervisor of Youth Services
 - f. Each appointee, who shall present himself before the Township Clerk to subscribe to the Oath of Office

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

Council Member Geoghegan	Yes
Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Maruca	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes

CONSENT AGENDA

Council President Geoghegan announced the consideration of the Consent Agenda and the reports, and noted if anyone had a desire to discuss an individual item it would be removed from the Consent Agenda.

A motion was made by Council Member Huryk, seconded by Council Member Turnbach, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and Council President Geoghegan voting yes, to approve all the following items listed on the Consent Agenda, except item **A and B**, which were done separately.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, AUTHORIZING A GRANT AGREEMENT IN THE
AMOUNT UP TO \$40,000.00 WITH THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION FOR THE PURCHASE, INSTALLATION AND
MAINTENANCE OF FIVE LEVEL 2 CHARGE POINT DUAL PORT, OR EQUAL,
ELECTRIC VEHICLE CHARGING STATIONS**

JANUARY 5, 2021

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Toms River strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

WHEREAS, the New Jersey Department of Environmental Protection is offering grants to deploy electric vehicle charging stations throughout the State;

WHEREAS, cars and trucks account for about thirty percent of ozone-forming precursors in New Jersey's air and the State feels that it is critical that emissions from transportation be reduced to protect public health; and

WHEREAS, there are 10,000 electric vehicles on the road in New Jersey, with fewer than 1,000 charging stations, many of which are not accessible to the public; and

WHEREAS, the grants available include the "Pays to Plug In" electric vehicle program and a second program funded by a federal settlement with Volkswagen for emissions violations;

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 governing body of the Township of Toms River desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of up to \$40,000 to fund the purchase, installation, and maintenance of five Level 2 Charge Point Dual Port charging stations or equal to be installed at 33 Washington Street, Toms River, New Jersey.

2. Mayor Maurice B. Hill, Jr., or the successor to the office of Mayor, is authorized to execute a grant agreement with the State for a grant in the amount up to \$40,000 and any amendments thereto.

3. The Township of Toms River agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Purchasing Division
- d) Chief Financial Officer
- e) Township Attorney
- f) Township Engineer
- g) Township Planner
- h) Division of Parks, Buildings and Grounds
- i) James M. Rutala, PP, AICP, MBA

- Rutala Associates, LLC
717 River Drive
Linwood, NJ 08221-1226
- j) NJ Department of Environmental Protection
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, ESTABLISHING THE CASH MANAGEMENT PLAN OF THE TOWNSHIP OF TOMS RIVER, EFFECTIVE JANUARY 1, 2021 THROUGH DECEMBER 31, 2021

JANUARY 5, 2021

WHEREAS, the Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14, in order to set forth the basis for the deposits and permitted investments of certain public funds of the Township of Toms River ("Township"), pending the use of such funds for the intended purposes; and

WHEREAS, the Plan is intended to assure that all public funds identified in the Plan are deposited in interest bearing deposits or otherwise invested in permitted investments; and

WHEREAS, the intent of the Plan is to provide that the decisions made with regard to the deposits and the permitted investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits; and

WHEREAS, the Plan is intended to insure that any deposit or permitted investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such deposits or permitted investments; and

WHEREAS, it is necessary to establish the Cash Management Plan of the Township of Toms River in order to comply with the provisions of N.J.S.A. 40A:5-14;

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 authorizes to establish the Cash Management Plan of the Township of Toms River, Ocean County, New Jersey, which is attached to this resolution as Schedule "A", effective January 1, 2021 through December 31, 2021, in order for the Township to be in compliance pursuant to the provisions of N.J.S.A. 40A:5-14.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Chief Financial Officer
- e) Township Attorney
- f) Municipal Auditor
- g) All Official Depositories as designated in the Township's Cash Management Plan

SCHEDULE "A"

"See Attachments"

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF OPEN-
ENDED CONTRACTS FOR WELDING SUPPLIES FOR THE DEPARTMENT OF PUBLIC
WORKS, TO AIRGAS USA, LLC AND ATLAS WELDING SUPPLY CO., INC., WHO MEET
ALL OF THE BID SPECIFICATIONS, AND TO REJECT AND REBID CERTAIN ITEMS**

JANUARY 5, 20201

WHEREAS, bids were invited on December 8, 2020, for Welding Supplies; and

WHEREAS, bids were received, as follows:

Airgas USA, LLC
6990 Snowdrift Rd.
Allentown, PA 18106

Atlas Welding Supply Co., Inc.
808 Brook Road
Lakewood, NJ 08701

WHEREAS, the bids have been reviewed by the Purchasing Division and the Department of Public Works, and they have recommended that the award of contracts be made as follows:

Airgas USA, LLC – Item Nos. 9-18, 20, 23-27, 30-32 and 35-42.

Atlas Welding Supply Co., Inc. – Item Nos. 19, 28, 33, 34 and 43-47.

WHEREAS, Item Numbers 1 through 8 are rejected due to excess pricing issues and will be rebid; and

WHEREAS, Item Numbers 21, 22 and 29 received no bids and will be rebid;

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 awards open-ended contracts for Welding Supplies for the Department of Public Works, to Airgas USA, LLC and Atlas Welding Supply Co., Inc., who meet all the bid specifications, as follows:

Airgas USA, LLC – Item Nos. 9-18, 20, 23-27, 30-32 and 35-42.

Atlas Welding Supply Co., Inc. – Item Nos. 19, 28, 33, 34 and 43-47.

2. Item Numbers 1 through 8 are rejected due to excess pricing issues and will be rebid.

3. Item Numbers 21, 22 and 29 received no bids and will be rebid.

4. These will be an open-ended contracts with funds being encumbered each time an order is placed, contingent upon the availability of funds in the appropriate municipal budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

5. These contracts are subject to all the terms and conditions of the bid specifications. Term of contracts shall be retroactive to November 15, 2020 through November 14, 2022.

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

- a) Purchasing Division
- b) Chief Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Airgas USA, LLC
6990 Snowdrift Rd.
Allentown, PA 18106
- f) Atlas Welding Supply Co., Inc.
808 Brook Rd.

CERTIFICATION

THIS IS TO CERTIFY that the funds for the open-ended contracts awarded to Airgas USA, LLC and Atlas Welding Supply Co., Inc., are contingent upon the availability of funds in the appropriate municipal budget year.

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

ALEXANDER DAVIDSON
CHIEF FINANCIAL OFFICER

Dated: January 5, 2021

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE SECOND AND FINAL ONE (1) YEAR CONTRACT EXTENSION FOR RECYCLING SERVICES FOR THE RECYCLING AND DISPOSAL OF CONCRETE, ASPHALT AND TREE STUMPS RECEIVED AT THE MUNICIPAL RECYCLING CENTER, WITH OCEAN COUNTY RECYCLING CENTER, INC., COMMENCING FEBRUARY 7, 2021 THROUGH FEBRUARY 6, 2022

January 5, 2021

WHEREAS, resolution of the Township Council dated February 7, 2017, authorized the award of a contract for recycling services for the recycling and disposal of concrete, asphalt and tree stumps received at the Municipal Recycling Center with Ocean County Recycling Center, Inc., for a three (3) year term effective February 7, 2017 through February 6, 2020; and

WHEREAS, the terms of the original contract award included the provision authorized pursuant to N.J.S.A. 40A:11-15, which allows for this contract to be extended for up to two (2) additional one (1) year terms, or one (1) additional two-year term upon expiration of the original contract; and

WHEREAS, resolution of the Township Council dated January 14, 2020, authorized the first extension for recycling services for the recycling and disposal of concrete, asphalt and tree stumps received at the Municipal Recycling Center with Ocean County Recycling Center, Inc., from February 7, 2020 through February 6, 2021; and

WHEREAS, the Department of Public Works has determined it is in the best interest of the Township of Toms River to extend the contract with Ocean County Recycling Center, Inc., for the second and final one (1) year term, commencing February 7, 2021 through February 6, 2022, at the following rates:

Unit Price per Ton for Asphalt	\$	5.00
Unit Price per Ton for Concrete	\$	5.00
Unit Price per Ton for Tree Stumps	\$	25.00

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 authorizes the second and final one (1) year contract extension of the existing contract with Ocean County Recycling Center, Inc., for Recycling Services for the Recycling and Disposal of Concrete, Asphalt and Tree Stumps Received at the Municipal Recycling Center with Ocean County Recycling Center, Inc., commencing February 7, 2021 through February 6, 2022, at the following rates:

Unit Price per Ton for Asphalt	\$	5.00
Unit Price per Ton for Concrete	\$	5.00

Unit Price per Ton for Tree Stumps \$ 25.00

2. The second and final one (1) year contract extension shall be subject to all the terms and conditions of the original contract award.

3. This will be an open-ended contract extension with funds being encumbered each time an order is placed, contingent upon the availability of funds in the appropriate municipal budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk

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

- a) Purchasing Division
- b) Chief Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Ocean County Recycling Center, Inc.

CERTIFICATION

THIS IS TO CERTIFY that the funds for the second and final contract extension for recycling services for the recycling and disposal of concrete, asphalt and tree stumps received at the Municipal Recycling Center with Ocean County Recycling Center, Inc., are contingent upon the availability of funds in the appropriate municipal budget.

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

ALEXANDER DAVIDSON
CHIEF FINANCIAL OFFICER

Dated: January 5, 2021

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AN AMENDMENT TO AGREEMENT BETWEEN BENNETT DEVELOPMENT COMPANY, AND THE DOVER TOWNSHIP INDUSTRIAL COMMISSION DATED SEPTEMBER 23, 1977, REMOVING REDUNDANT PROVISIONS WHICH ARE ADDRESSED IN THE CURRENT ZONING REGULATIONS FOR THE INDUSTRIAL ZONE

(DELETING PARAGRAPHS 10 (b) and (c) OF THE AGREEMENT)

JANUARY 5, 2021

WHEREAS, Bennett Development Company is the current owner of property located in the Township of Toms River known and designated as Block 504, Lot 1 as shown on the Tax Map of the Township of Toms River, and has succeeded to the interest of previous owners; and

WHEREAS, the Township of Toms River is in successor in interest to the Dover Township Industrial Commission by virtue of the dissolution of the Industrial Commission; and

WHEREAS, on September 23, 1977, the then current owner/purchaser of the property, Bennett Development Company and the Township Industrial Commission entered into an agreement for the purchase of Block 504, Lot 1 as shown on the Tax Map of the Township of Toms River, then known as the Township of Dover; and

WHEREAS, said Agreement was recorded in the Ocean County Clerk's Office in Book 3699, Page 651, on March 22, 1978; and

WHEREAS, Paragraphs 10 (b) and (c) in the above mentioned agreement are addressed in the current zoning regulations for the Industrial Zone and therefore are redundant in said agreement;

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 Agreement with Bennett Development Company is hereby amended to delete Paragraphs 10 (b) and (c) from said Agreement as they are addressed in the current zoning regulations for the Industrial Zone.

2. A copy of the Amendment to Agreement is attached as Schedule "A" and made a part of this Resolution.

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) Township Attorney
- c) Zoning Department
- d) Township Planner
- e) Engineering
- f) Bennett Development Company
2145 Airport Road
Lakewood, NJ 08701

SCHEDULE "A"

"See Attachments"

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AN AMENDMENT TO AGREEMENT BETWEEN ATHENIA INDUSTRIES, INC., AND THE DOVER TOWNSHIP INDUSTRIAL COMMISSION DATED AUGUST 28, 1978, REMOVING REDUNDANT PROVISIONS WHICH ARE ADDRESSED IN THE CURRENT ZONING REGULATIONS FOR THE INDUSTRIAL ZONE

(DELETING PARAGRAPHS 11 (b) and (c) OF THE AGREEMENT)

JANUARY 5, 2021

WHEREAS, NEW 2200 LLC is, or will soon be, the current owner of property located in the Township of Toms River known and designated as Block 504, Lot 6 as shown on the Tax Map of the Township of Toms River, and has succeeded to the interest of previous owners; and

WHEREAS, the Township of Toms River is in successor in interest to the Dover Township Industrial Commission by virtue of the dissolution of the Industrial Commission; and

WHEREAS, on August 28, 1978, the then current owner/purchaser of the property, Athenia Industries, Inc. and the Township Industrial Commission entered into an agreement for the purchase of Block 504, Lot 6 as shown on the Tax Map of the Township of Toms River, then known as the Township of Dover; and

WHEREAS, said Agreement was recorded in the Ocean County Clerk's Office in Book 3766, Page 441, on October 27, 1978; and

WHEREAS, Paragraphs 11 (b) and (c) in the above mentioned agreement are addressed in the current zoning regulations for the Industrial Zone and therefore are redundant in said agreement;

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 Agreement with Athenia Industries, Inc. is hereby amended to delete Paragraphs 11 (b) and (c) from said Agreement as they are addressed in the current zoning regulations for the Industrial Zone.

2. A copy of the Amendment to Agreement is attached as Schedule "A" and made a part of this Resolution.

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) Township Attorney
- c) Zoning Department
- d) Township Planner
- e) Engineering
- f) NEW 2200 LLC
101 Chase Blvd., Suite 205
Lakewood, NJ 08701

SCHEDULE "A"

"See Attachments"

A motion was made by Council Member Huryk, seconded by Council Member Kopp, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, and Council President Geoghegan voting yes, and with Council Member Rodrick voting no, to approve the following Resolution.

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CONTINUING THE DESIGNATION OF A CONDITIONAL REDEVELOPER FOR THE PROPERTY IDENTIFIED ON THE TAX MAPS OF THE TOWNSHIP AS BLOCK 658, LOT 25 AND BLOCK 569, LOTS 3, 4, 10 AND 11.01 AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE INTERIM COSTS AGREEMENT RELATED THERETO

JANUARY 5, 2021

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the "Redevelopment Law"), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, the Township Council (the "Council") of the Township of Toms River, in the County of Ocean, New Jersey (the "Township"), by resolution duly adopted pursuant to the Redevelopment Law, authorized and directed the Planning Board of the Township (the "Planning Board") to undertake a preliminary investigation to determine if a specific area located in the Township, identified on the Tax Maps of the Township as Block 566.01; Block 566.02; Block 566.03; Block 567; Block 569, Block 570; Block 566.04, a portion of Lot 1; and Block 658, Lots 25, 47, 48 and 58 (the "Study Area"), constituted an area in need of redevelopment according to the criteria set forth in the Redevelopment Law; and

WHEREAS, on November 5, 2008 the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law; and

WHEREAS, on December 3, 2008, the Planning Board adopted Resolution #2008-94 recommending that Council designate the Study Area as an area in need of redevelopment; and

WHEREAS, on January 27, 2009, after reviewing the recommendations of the Planning Board, the Council adopted a resolution designating the Study Area an area in need of redevelopment under the Redevelopment Law (the “Original Redevelopment Area”); and

WHEREAS, in 2012, the Council adopted a resolution designating Block 658.01, as shown on the Tax Maps of the Township, as an area in need of redevelopment in accordance with the Redevelopment Law and adding said parcel to the Original Redevelopment Area (the “Redevelopment Area”); and

WHEREAS, pursuant to the Redevelopment Law, the Township caused a redevelopment plan for a portion of the Redevelopment Area identified on the Tax Maps of the Township as Block 566.01; Block 566.02, Lots 3, 7, 8, 9 and a portion of 5; Block 566.03; Block 567; Block 569, Lots 4, 5, 6, 7, 8, 9, 10 and 11; Block 658, Lots 25, 47, 48 and 58 and Block 658.01 (the “Phase 1 Redevelopment Area”) to be prepared, entitled the “Redevelopment Plan for Phase 1 Downtown Waterfront Redevelopment Area” (the “Redevelopment Plan”) dated November 16, 2017; and

WHEREAS, on December 26, 2017, the Council adopted an Ordinance approving the Redevelopment Plan; and

WHEREAS, the Township issued a request for redevelopment proposals (the “RFP”) seeking a redeveloper for a portion of the Phase 1 Redevelopment Area identified on the Tax Maps of the Township as Block 658, Lot 25 (“Lot 1”) and Block 569, Lots 3, 4, 10 and 11.01 (“Lot 2” and together with Lot 1, the “Project Area”); and

WHEREAS, on May 3, 2019, the Township received a response to the RFP (the “Proposal”) from Capodagli Property Company, LLC, (“Capodagli”); and

WHEREAS, the Township reviewed the Proposal based on the designated criteria in the RFP, including but not limited to, (i) compliance with the terms of the RFP, (ii) operating experience in the field, including experience as a redeveloper of residential, retail, office and mixed-use in downtown districts, (iii) appropriateness of design, pedestrian circulation and parking solutions, (iv) creativity in approach to mix of uses, (v) soundness of financial plan and commitments, and (vi) capability of redeveloper to execute the project; and

WHEREAS, based upon the Township’s evaluation of the Proposal, on June 25, 2019, the Council adopted a resolution (i) designating Capodagli, or an affiliated entity, as the conditional redeveloper of the Project Area for a period of one hundred eighty (180) days pending the negotiation and execution of, among other agreements, a redevelopment agreement (the “Redevelopment Agreement”) with the Township; and (ii) authorizing the execution of an interim costs agreement with Capodagli (the “Original Interim Costs Agreement”) to reimburse the Township for any and all costs incurred by the Township prior to the execution of a Redevelopment Agreement, including the Township’s reasonably incurred out-of-pocket fees, costs and expenses related to the designation of the Conditional Redeveloper, the drafting of amendments to the Redevelopment Plan, negotiation of the terms and conditions of a redevelopment agreement, financial or tax agreement, if applicable, and other documents related to the redevelopment of the Project Area including, but not limited to, fees for legal, real estate appraisal, accounting, engineering, planning and financial advisory services, including all such fees, costs and expenses incurred commencing as of June 18, 2019 (the “Interim Costs”); and

WHEREAS, the Township and Capodagli executed the Original Interim Costs Agreement in furtherance of the aforesaid resolution; and

WHEREAS, on December 23, 2019, the Council adopted a resolution (i) continuing the designation of Capodagli as conditional redeveloper of the Project Area for a period of one hundred eighty (180) days, subject to the successful negotiation of a redevelopment agreement and (ii) authorizing the execution of an amendment to the Original Interim Costs Agreement (the “First Amendment” and together with the Original Interim Costs Agreement, the “First Amended Interim Costs Agreement”) to define the term of the agreement; and

WHEREAS, the Parties executed an amendment to the First Amended Interim Costs Agreement (the “Second Amendment” and together with the First Amended Interim Costs Agreement, the “Second Amended Interim Costs Agreement”) to establish an additional escrow

fund with the Township to provide for the payment of the Interim Costs related to, among other things, the designation of Capodagli as the conditional redeveloper of the Project Area and preliminary discussions relating to the negotiation of the Redevelopment Agreement for a portion of the Project Area identified on the Tax Maps of the Township as Block 658, Lot 25 and commonly known as the Upper Iron Street Lot; and

WHEREAS, on May 27, 2019 the Parties executed an amendment to the Second Amended Interim Costs Agreement (the “Third Amendment” and together with the Second Amended Interim Costs Agreement, the “Third Amended Interim Costs Agreement”) extending the term of the agreement to December 18, 2020; and

WHEREAS, the Township and Capodagli have agreed to (i) continue the designation of Capodagli, or an affiliated entity, as the conditional redeveloper of the Project Area (the “Conditional Redeveloper”) until June 18, 2021 to continue the negotiations of the Redevelopment Agreement, and (ii) to amend the Third Amended Interim Costs Agreement to extend the term of the agreement; and

WHEREAS, the Township desires to authorize the execution of an amendment to the Third Amended Interim Costs Agreement (in the form attached hereto as Exhibit A, the “Fourth Amendment” and together with the Third Amended Interim Costs Agreement, the “Interim Costs Agreement”).

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. The designation of Capodagli as the Conditional Redeveloper of the Project Area pending the execution of the Redevelopment Agreement with the Township shall be continued until June 18, 2021 and is contingent upon Capodagli providing any additional project related information as may be requested by the Township.

Section 3. The within designation is further contingent upon (i) Capodagli agreeing to reimburse the Township for any and all Interim Costs in accordance with the Interim Costs Agreement and (ii) negotiating a formal Redevelopment Agreement between the Township and Capodagli.

Section 4. The Mayor of the Township is hereby authorized and directed to execute the Fourth Amendment, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Township's redevelopment counsel and other professionals.

Section 5. This resolution shall take effect immediately.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Division of Engineering
- e) Township Planner
- f) Township Attorney
- g) Chief Financial Officer
- h) Planning Board
- i) Tax Collector
- j) Tax Assessor
- k) Capodagli Property Company, LLC
201 S. Wood Avenue
Linden, N.J. 07036
- l) McManimon, Scotland & Baumann, LLC
75 Livingston Avenue
Second Floor
Roseland, NJ 07068

CERTIFICATE

I HEREBY CERTIFY the foregoing to be a true copy of a Resolution adopted on January 5, 2021 by the Township Council of the Township of Toms River, in the County of Ocean, New Jersey.

Alison Carlisle, Municipal Clerk
Township of Toms River, New Jersey

Council Member Rodrick wanted an explanation for the following Resolution.

A motion was made by Council Member Lotano, seconded by Council Member Geoghegan, and carried with Council Members Huryk, Lotano, Maruca, Rodrick, and Council Member Turnbach voting yes, and with Council Members Geoghegan and Kopp abstaining, to approve the following Resolution.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE MAYOR TO EXECUTE AND THE
TOWNSHIP CLERK TO ATTEST TO A MEDICAL DIRECTION AGREEMENT BETWEEN
TOMS RIVER TOWNSHIP EMS AND ROBERT WOOD JOHNSON HEALTH NETWORK,
INC., FOR MEDICAL DIRECTOR SERVICES FOR TOMS RIVER TOWNSHIP EMS**

JANUARY 5, 2021

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 Mayor is hereby authorized to execute and the Township Clerk to attest to a Medical Direction Agreement attached as Schedule A hereto, between Toms River Township EMS and Robert Wood Johnson Health Network, Inc., for Medical Director Services for Toms River Township EMS, for a term commencing retroactive to January 1, 2021 and terminating on December 31, 2021. This agreement shall be automatically renewed for an additional one (1) year term, unless either party provides the other party with written notice of its intent not to renew at least sixty (60) days prior to the expiration of the then-current term, subject to earlier termination as provided in the Agreement. A copy of the Agreement is attached to this resolution as Schedule "A", and made a part hereof. A copy of the Agreement will be kept on file in the Office of the Township Clerk upon its execution.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Township Attorney
- e) Chief Financial Officer
- f) Purchasing Division
- g) Police Department
- h) Toms River Township EMS
- i) Robert Wood Johnson Health Network, Inc.

APPROVAL OF BILLS

The Bill List, dated **January 4, 2021**, was approved on motion by Council Member Turnbach, seconded by Council Member Kopp, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes. The following respective exceptions to their votes were noted as abstentions to this vote:

Council President Geoghegan had no abstentions.

Council Member Maruca abstained due to Business conflicts on the following:

Purchase Order 20-06337, payable to N. J. Motor Vehicle Commission in the amount of \$125.00.

Purchase Order 20-06704, payable to NJ MVC LEASE Program in the amount of \$3,934.50.

Council Member Huryk abstained due to Business conflicts on the following:

Purchase Order 20-00569 & 20-06172, payable to Remington & Vernick Engineers in the amount of \$1,581.00.

Purchase Order 20-06743, payable to Rutgers University for the amount of \$1,581.00.

Council Member Kopp abstained due to Business conflicts on the following:

Purchase Order 20-06173; 20-06350; 20-06351; 20-06354; 20-06355, and 20-06530, payable to Owen, Little & Associates in the amount of \$32,541.05.

Council Member Lotano abstained due to Business conflicts on the following:

Purchase Order 20-06174, payable to Brady & Kunz in the amount of \$27.00.

Council Member Rodrick had no abstentions.

Council Member Turnbach abstained due to Business conflicts on the following:

Purchase Order 20-06294, payable to Citta, Holzapfel, Zabarsky in the amount of \$2,789.06.

Purchase Order 20-06704, payable to Magistrate Salaries in the amount of \$6,549.48.

ELECTED OFFICIALS COMMENTS

Mayor Hill thanked staff and public for a very trying year; COVID comments, projects and improvement to the township.

Council Member Maruca via speakerphone, wished everyone a Happy New Year.

Council Member Huryk spoke regarding COVID, website for COVID, and wished everyone a Happy New Year.

Council Member Rodrick wished everyone a Happy New Year.

Council Member Lotano spoke regarding reorganization for the New Year; cost savings and efficiency; beautification project; downtown support; proposed public budget meetings with department heads.

Council Member Kopp spoke regarding his achievements on landscape beautification of Toms River and spoke of his goals for this year.

Council Member Turnbach congratulations to Council President and Vice-President for the year of 2021; Foundation fundraiser proceeds will go to Toms River Education Foundation; thanked Pastor Ytterberg for his invocation; 42nd week of Toms River Food Distribution. He also spoke of a story of helping residents get rehoused; calling on Ocean County Freeholders for a Transitional Housing Center in helping our fellow human beings.

Council President Geoghegan thanked Pastor Ytterbeg for his invocation and honored to be Council President for the year 2021.

PUBLIC COMMENTS

Doug Kleg, 31 Leone Road, wished everyone a Happy New Year and thanked the Council for a great job.

Sam Foster, Brick, Bipartisanship, good to see that type of cooperation; spoke regarding domestic violence.

Mark Sarlitto, Neptune, representing Solar Landscape and applying to New Jersey BPU details of less expensive solar power source for community solar program.

David Giordano his email went unanswered. Council President said it has to go thru his lawyer.

Paul Digregorio, Goose Creek Road, thanked the Council for a great job during a tough year and wished everyone a Happy New Year.

A motion was made by Council Member Geoghegan, seconded by Council Member Kopp, the **public was closed**.

No other business appearing, the motion to adjourn at 7:12PM was made by Council Member Geoghegan, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Maruca, Lotano, Rodrick, Turnbach, and with Council President Geoghegan voting yes.

KEVIN GEOGHEGAN, COUNCIL PRESIDENT

ALISON CARLISLE, TOWNSHIP CLERK