

June 22, 2021

A Regular 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 PM.

The meeting was called to order by Council President Geoghegan and opened with the salute to the Flag.

Council President Geoghegan read the following statement pursuant meeting notice to the Open Public Meetings Act:

**OPEN PUBLIC MEETINGS ACT**  
**STATEMENT**

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 Friday, January 8, 2021, the Press of Atlantic City and the Star Ledger and also forwarded to the Toms River Times, Toms River Patch and WOBN News on Wednesday, January 6, 2021, 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 Tuesday, January 5, 2021. The meeting dates have also been posted on the Township web page.

Roll Call:

Council Member Huryk	- Present
Council Member Kopp	- Present
Council Member Lotano	- Present
Council Member Rodrick	- Present
Council Member Turnbach	- Present
Council Vice-President Maruca	- Present
Council President Geoghegan	- Present

**APPROVAL OF MINUTES**

A motion was made by Council Member Maruca, seconded by Council Member Kopp, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach and with Council President Geoghegan voting yes, to approve the **Regular Meeting of June 9, 2021**. The reading of these Minutes was dispensed with, as each member of the Township Council has reviewed a certified copy hereof

**HONORING RESOLUTIONS AND PRESENTATIONS**

A motion was made by Council Member Turnbach, seconded by Council Member Maruca, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes, to make the following honoring proclamations a part of the Minutes.

Council Member Turnbach introduced David Corbin and spoke on what the Veterans Commission does, such as parade, essay contest, etc., and would like to get a budget commitment of \$1,500.00.

Alison Carlisle, Township Clerk read the following Ordinance of which the title only was read in full:

A motion was made by Council Member Huryk, seconded by Council Member Lotano, and carried that an Ordinance entitled:

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING §§40-7B(1) AND 40-7B(11) OF THE TOWNSHIP CODE TO REVISE THE PROCEDURES GOVERNING THE PREPARATION AND ENFORCEMENT OF BID SPECIFICATIONS BY THE PURCHASING AGENT TO CONFORM TO THE APPLICABLE PROVISIONS OF THE FAULKNER ACT**

be taken up for further consideration, public hearing and final passage. Said ordinance was thereupon read by title only, pursuant to authority of Statutes of New Jersey, copy of said ordinance having been posted as directed by said law, whereupon Council President Geoghegan announced that this was the final reading of the ordinance and asked if anyone present had anything to say in connection therewith. There was no response.

On motion by Council Member Huryk, seconded by Council Member Maruca and carried, the public hearing was closed.

Council Member Huryk offered the following ordinance and moved its adoption, Council Member Lotano seconded the motion:

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 foregoing ordinance, the title of which is quoted in the title hereof, be and the same is hereby passed on second and final reading.
2. That the title and purpose of said ordinance, together with the Notice of Final Passage thereof is published in the Asbury Park Press.

The foregoing Ordinance was adopted on roll call by the following vote:

Council Member Huryk	Yes
Council Member Kopp	Yes
Council Member Lotano	Yes
Council Member Rodrick	Yes
Council Member Turnbach	Yes
Council Vice-President Maruca	Yes
Council President Geoghegan	Yes

Council Member Huryk introduced the following Ordinance of which the title only was read in full:

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF CHAPTER 348 (LAND USE AND DEVELOPMENT REGULATIONS) OF THE TOWNSHIP CODE IN ACCORDANCE WITH THE CONSENT ORDER ENTERED IN UNITED STATES OF AMERICA V. TOWNSHIP OF TOMS RIVER, CIV. ACT. NO. 3:21-cv-04633 (FLW) (LHG)**

**WHEREAS**, on December 4, 2018, the United States Department of Justice (“USDOJ”) opened an investigation into the Township’s land use and zoning ordinances pertaining to religious assemblies, pursuant to the Religious Land Use and Institutionalized Protections Act (“RLUIPA”), 42 U.S.C. §§2000cc to §§2000cc-5; and

**WHEREAS**, on September 17, 2020, USDOJ issued a notice of suit, advising that, with the investigation completed, then-United States Attorney General William Barr had authorized USDOJ to file suit against the Township under RLUIPA; and

**WHEREAS**, the notice of suit also invited the Township to enter into pre-suit settlement negotiations to resolve the matter without litigation; and

**WHEREAS**, by resolution dated September 27, 2020, the Township Council authorized the Department of Law and Special Counsel Professor Marci A. Hamilton, one of the nation’s leading RLUIPA experts, to enter into pre-litigation with negotiations with USDOJ; and

**WHEREAS**, between October 2020 and February 2021, the Township engaged in extensive negotiations with USDOJ that resulted in a favorable compromise, memorialized in a Consent Order approved by resolution of the Township Council on March 9, 2021; and

**WHEREAS**, the Consent Order was entered on March 11, 2021, by the United States District Court for the District of New Jersey in United States of America v. Township of Toms River, Civil Act. No. 3:21-cv-04633 (FLW)(LHG); and

**WHEREAS**, pursuant to ¶30 and Appendix A of the Consent Order, the Township is required to amend its zoning regulations to ensure that these regulations neither impose “unreasonable limitations” upon houses of worship nor treat houses of worship on “less than equal terms” than comparable secular places of assembly, to comply with RLUIPA; and

**WHEREAS**, pursuant to ¶31 of the Consent Order, the zoning amendments set forth herein have been submitted to, reviewed by, approved by USDOJ, and have been determined to be in conformity with the Consent Order:

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

1. Section 348-8.20 (Off-street parking), subsections O(9) and O(14), are amended and supplemented to provide as follows:

**§ 348-8.20. Off-street parking.**

**O. \*Minimum off-street parking spaces required.**

...

(9) (Reserved)

...

(14) Meeting rooms, place of worship, assembly or exhibition hall: one parking space for each 100 square feet of gross floor area.

...

2. Section 348-9.5 (Churches and places of worship), is amended and supplemented to provide as follows:

**§ 348-9.5. Churches and places of worship.**

Churches and places of worship are permitted as a conditional use in those zones specified, subject to the following standards:

- A. The minimum lot area shall be 2 acres.
- B. The minimum lot width shall be 300 feet on lots of more than four acres and 200 feet for lots of four acres or less.
- C. No principal building shall be located closer than 50 feet to any side or rear property line.
- D. No accessory building shall be located closer than 30 feet to any side or rear residential property line.
- E. Maximum lot building coverage shall be 15%.
- F. On lots of more than four acres, maximum impervious coverage shall be 40%. On lots of four acres or less with fewer than 50 parking spaces and more than 150 feet from beaches, dunes or the mean high-water line of tidal waters, maximum impervious coverage shall be 50%, unless the New Jersey Department of Environmental Protection determines, in writing, that a permit is required under the Coastal Area Facilities Review Act (CAFRA) for impervious coverage limits at or below these thresholds.
- G. The height of structures to be constructed may exceed the maximum height requirements of this chapter; provided, however, that the front, rear and side yard requirements set forth above shall be increased by two feet for each foot by which the height of the structure exceeds the maximum height which would otherwise be permitted by the chapter, and further provided that in no case shall any proposed structure exceed 50 feet in height.
- H. Churches and houses of worship with a lot size greater than 2.5 acres must front on a street classified as a major collector, minor arterial, or principal arterial roadway. Churches and houses of worship with a lot size of not less than 2 and not more than 2.5 acres must front on a minor collector, major collector, minor arterial, or principal arterial roadway. Churches and houses of worship, regardless of lot size, may not locate on a roadway classified as a local collector or local street. For the purposes of this exclusion, Maine Street, Shenandoah Boulevard, and Indian Hill Road are regarded as local streets.

3. Section 348-9.7 (Nursery schools and day nurseries), subsection B, is amended and supplemented to provide as follows:

**§ 348-9.7. Nursery schools and day nurseries.**

...

- B. The lot upon which such use is proposed shall conform to the following standards and requirements:
  - (1) Minimum lot area: two acres.
  - (2) The minimum lot width shall be 300 feet on lots of more than four acres and 200 feet for lots of four acres or less.

- (3) Minimum front yard setback: 100 feet.
- (4) Minimum side and rear yard setbacks: 50 feet.
- (5) Maximum building coverage: 10%
- (6) Maximum impervious coverage: 40%
- (7) The site must front on a street classified as a major collector, minor arterial, or principal arterial roadway.
- ...

4. Section 348-9.15 (Hotels and motels) is amended and supplemented to provide as follows:

**§ 348-9.15. Hotels and motels.**

Hotels and motels are permitted as a conditional use in those zones specified, subject to the following standards:

- A. Minimum lot area: two acres.
- B. Minimum lot area per unit: 1,500 square feet.
- C. The minimum lot width shall be 300 feet on lots of more than four acres and 200 feet for lots of four acres or less.
- D. Maximum building coverage: 20%.
- E. On lots of more than four acres, maximum impervious coverage shall be 40%. On lots of four acres or less with fewer than 50 parking spaces and more than 150 feet from beaches, dunes or the mean high-water line of tidal waters, maximum impervious coverage shall be 50%, unless a lesser impervious coverage is mandated by the NJDEP under the Coastal Area Facilities Review Act (CAFRA).
- F. No building shall be located closer than 50 feet to any residential property line.
- G. Minimum number of units: 20.
- H. No accessory building or parking area shall be located closer than 20 feet to a residential property line.
- I. No additional parking shall be required for swimming pools, provided that the pools are not open for use by the general public but are primarily for use of the guests at the hotel or motel. Swimming pools shall otherwise be subject to the provisions of § [348-8.8](#) of this chapter.
- J. The height of structures to be constructed may exceed the maximum height requirements of this chapter; provided, however, that the front, rear and side yard requirements set forth above shall be increased by four feet for each foot by which the height of the structures exceeds the maximum height which would be otherwise permitted by this chapter, and further provided that in no case shall any proposed structure exceed 50 feet in height.
- K. The maximum length of stay shall be 30 days.
- L. The site must front on a street classified as a minor arterial or principal arterial roadway.

5. Section 348-9.17 (Veterinary clinics or hospitals or animal care facilities) is amended and supplemented to provide as follows:

**§ 348-9.17. Veterinary clinics or hospitals or animal care facilities.**

Veterinary clinics or hospitals or animal care facilities are permitted as a conditional use in those zones specified, subject to the following standards:

- A. Minimum lot area: two acres.
- B. The minimum lot width shall be 300 feet on lots of more than four acres and 200 feet for lots of four acres or less.
- C. Minimum front yard setback, principal or accessory structures, including kennels, pens and runs: 100 feet.
- D. Minimum side and rear yard setbacks, principal or accessory structures, including kennels, pens and runs: 50 feet.
- E. On lots of more than four acres, maximum impervious coverage shall be 40%. On lots of four acres or less with fewer than 50 parking spaces and more than 150 feet from beaches, dunes or the mean high-water line of tidal waters, maximum impervious coverage shall be 50%, unless a lesser impervious coverage is mandated by the NJDEP under the Coastal Area Facilities Review Act (CAFRA).
- F. No building or area used for kennels, pens or runs shall be located closer than 150 feet to any dwelling.
- G. Sufficient space shall be provided indoors for all animals kept at the facility, and no animals may be kept out-of-doors between 9:00 p.m. and 7:00 a.m.
- H. Detailed plans and proposals for sanitary sewage and solid waste disposal shall be submitted to the approving authority.
- I. Provisions shall be made for noise control which as a minimum shall include:
  - J. Soundproofing of all enclosed structures.
  - K. Noise baffles or dense screening and landscaping of all outside pens, kennels, cages and runs.
  - L. Secondary buffer plantings between pens, kennels, cages and runs and any exterior property line buffer strip when required by the approving authority.
- M. All such facilities shall be licensed by and meet the requirements of any appropriate county, state or federal regulatory agencies.
- N. The property must front on a street classified as a major collector, minor arterial or principal arterial roadway.

6. Section 348-9.18 (Quasi-public and private club recreation areas), is amended and supplemented to amend subsection A(3) and to add subsection A(6), providing as follows:

**§ 348-9.18. Quasi-public and private club recreation areas.**

Quasi-public and private club recreation areas are permitted as a conditional use in those zones specified, subject to the following standards:

A. Quasi-public or private club buildings and recreation areas, including clubhouses, parks, playgrounds, golf courses, tennis courts, swimming pools, boat slips, docks and other such activities, are permitted as a conditional use in those zones specified, subject to the following standards, except that such facilities owned and operated by existing beach clubs or yacht clubs are exempt from the requirements of the section, but any alterations of facilities or expansion in area shall require site plan approval from the Planning Board:

...

(3) Maximum impervious coverage: 40%

...

(6) The minimum lot width shall be 300 feet on lots of more than four acres and 200 feet on lots of four acres or less.

7. Section 348-9.20 (Farmers' markets or auction markets), subsection A, is amended and supplemented to provide as follows:

**§ 348-9.20. Farmers' markets or auction markets.**

Farmers' markets or auction markets are permitted as a conditional use in those zones specified, subject to the following standards:

A. Minimum lot area: two acres

8. Section 348-9.27 (Continuing-care retirement communities), is amended and supplemented to amend subsection A and subsections C(1) and C(6) to provide as follows:

**§ 348-9.27. Continuing-care retirement communities.**

Continuing-care retirement communities are permitted as a conditional use in those zones specified, subject to the following standards:

A. Minimum lot area: five acres.

...

C. The lot upon which the use is proposed shall conform to the following standards and requirements:

(1) Minimum lot width: 300 feet.

...

(6) Maximum impervious coverage: 40%.

9. Section 348-10.4 (R-800 Residential Zone), subsection D, is amended and supplemented to provide as follows:

**§ 348-10.4. R-800 Residential Zone.**

...

D. Conditional uses subject to the provisions of Article IX of this chapter:

- (1) Churches and places of worship (§ 348-9.5).
- (2) Public utilities (§ [348-9.6](#)).
- (3) Nursery schools and day nurseries (§ [348-9.7](#)).
- (4) Home professional offices (§ 348-9.11).
- (5) Home occupations (§ 348-9.12).
- (6) (Reserved).
- (7) (Reserved)
- (8) (Reserved)

...

10. Section 348-10.5 (RR Rural Residential Zone), subsection D, is amended and supplemented to provide as follows:

**§ 348-10.5. RR Rural Residential Zone.**

...

D. Conditional uses subject to the provisions of Article IX of this chapter:

- (1) Churches and places of worship (§ 348-9.5).
- (2) Public utilities (§ [348-9.6](#)).
- (3) Nursery schools and day nurseries (§ [348-9.7](#)).
- (4) (Reserved)
- (5) (Reserved)
- (6) Home professional offices (§ 348-9.11)
- (7) Home occupations (§ 348-9.12).
- (8) (Reserved)
- (9) Quasi-public and private club recreation areas (§ 348-9.18).
- (10) Farmers' markets or auction markets (§ 348-9.20).
- (11) (Reserved)

(12) (Reserved)

(13) (Reserved)

(14) (Reserved)

(15) (Reserved)

...

11. Section 348-10.6 (R-400 Residential Zone), subsection D(1), is amended and supplemented to provide as follows:

**§ 348-10.6. R-400 Residential Zone.**

...

D. Conditional uses subject to the provisions of Article IX of this chapter:

(1) Churches and places of worship (§ 348-9.5)

...

12. Section 348-10.26 (Highway Business Zone), subsection A(21) and subsection D(5), are amended and supplemented to provide as follows:

**§ 348-10.26 HB Highway Business Zone.**

A. Permitted Uses. Uses within the following categories shall be permitted uses within the Highway Business Zone unless otherwise specified in Subsection D as a use requiring a conditional use.

...

(21) Churches and places of worship.

...

D. Conditional uses subject to the provisions of Article IX of this chapter.

...

(5) (Reserved).

...

13. Section 348-10.27 (Rural Highway Business Zone), subsection A(21) and subsection D(7), are amended and supplemented to provide as follows:

**§ 348-10.26. RHB Rural Highway Business Zone.**

A. Permitted Uses. Uses within the following categories shall be permitted uses within the Rural Highway Business Zone unless otherwise specified in Subsection D as a use requiring a conditional use.

...

(21) Churches and places of worship.

...

D. Conditional uses subject to the provisions of Article IX of this chapter.

...

(7) (Reserved).

...

14. Section 348-10.27.1 (Rural Highway Business Zone-Affordable Housing- Route 9), is amended and supplemented to add subsection B(26) and amend subsection E(6), providing as follows:

**§ 348-10.27.1. RHB-AH9 Rural Highway Business Zone-Affordable Housing-Route 9.**

- ...
- B. Permitted Uses. Uses within the following categories shall be permitted uses within the Rural Highway Business Zone Route 9 Zone unless otherwise specified in Subsection E as a use requiring a conditional use.
- ...
- (26) Churches and places of worship.
- ...
- E. Conditional uses subject to the provisions of Article IX of this chapter.
- ...
- (6) (Reserved)
- ...

15. Section 348-10.27.2 (Rural Highway Business Zone-Affordable Housing – Route 37), is amended and supplemented to add subsection B(26) and amend subsection E(5), providing as follows:

**§ 348-10.27.2. RHB-AH37 Rural Highway Business Zone-Affordable Housing-Route 37.**

- ...
- B. Permitted Uses. Uses within the following categories shall be permitted uses within the Rural Highway Business Zone Route 37 Zone unless otherwise specified in Subsection E as a use requiring a conditional use.
- ...
- (26) Churches and places of worship.
- ...
- E. Conditional uses subject to the provisions of Article IX of this chapter.
- ...
- (5) (Reserved)
- ...

16. All ordinances or parts of ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency. All other parts of Chapter 348 remain in full force and effect.

17. If any provision of this ordinance is for any reason invalidated by superseding legislation or judicial decision, that provision shall be severed, and the remaining provisions shall remain in full force and effect.

18. This ordinance shall take effect following its final passage by the Township Council, approval by the Mayor, and 20 days after publication as required by law.

A motion was made by Council Member Huryk, seconded by Council Member Maruca and carried, with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, and Council President Geoghegan voting yes, and with Council Member Rodrick voting no, that the foregoing Ordinance be adopted on first reading with publication notice as follows:

NOTICE

NOTICE IS HEREBY GIVEN that the ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Toms River, in the County of Ocean, New Jersey, held on June 9, 2021 at 6:00 p.m. It will be further considered for final passage at a public meeting to be held in the L. Manuel Hirshblond Meeting Room of the Municipal Building in said Township on July 13, 2021 at 6:00 p.m., or as soon thereafter as this matter can be reached, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance. Prior to the second reading, a copy of this ordinance shall be posted on the bulletin board in the Municipal Building and copies shall be made available at the Township Clerk's office in said Municipal Building to members of the general public who shall request such copies.

ALISON CARLISLE  
TOWNSHIP CLERK

APPROVED AS TO FORM:  
ANTHONY MERLINO  
ASSISTANT TOWNSHIP ATTORNEY  
MUNICIPAL BUILDING  
33 WASHINGTON STREET  
TOMS RIVER, NJ 08753

This ordinance title and purpose, together with notice, shall be published in the Asbury Park Press in the issue of Friday, 25, 2021.

Ordinance was adopted on first reading with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, and Council President Geoghegan voting yes, and with Council Member Rodrick voting no.

Council *Member Maruca* introduced the following Ordinance of which the title only was read in full:

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AMENDING THE REDEVELOPMENT PLAN FOR THE  
PHASE 1 DOWNTOWN WATERFRONT REDEVELOPMENT AREA**

**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 Local Redevelopment and Housing Law *N.J.S.A. 40A:12A-1 et seq.* (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**, 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 (the "**Phase 1 Redevelopment Area**")

to be prepared, entitled the “Redevelopment Plan for Phase 1 Downtown Waterfront Redevelopment Area” (the “**Original Redevelopment Plan**”) dated November 16, 2017; and

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

**WHEREAS**, Council has determined to amend the Original Redevelopment Plan to (i) include Block 566.04, a portion of Lot 1, Block 569, all lots, including Lots 3, 11.01 and Block 570, Lots 1.04 and 11.02 in order to facilitate the redevelopment of the Phase 1 Redevelopment Area; (ii) revise development and affordable unit standards; and (iii) include a reference to the Arts and Culture District and relevant requirements all as set forth in the proposed amended Original Redevelopment Plan attached hereto as Exhibit A (the “**Amended Redevelopment Plan**”); and

**WHEREAS**, this ordinance and Amended Redevelopment Plan is referred to the Planning Board for review and recommendation in accordance with the requirements of *N.J.S.A. 40A:12A-7(e)*; and

**WHEREAS**, in accordance with the Redevelopment Law, the Planning Board’s review and report regarding the Amended Redevelopment Plan confirms, that the Amended Redevelopment Plan is reasonable and appropriate, and is not inconsistent with the Township’s Master Plan, and recommended that the Township adopt same; and

**WHEREAS**, the Township Council acknowledges the report of the Planning Board and believes that the Amended Redevelopment Plan is the best interests of the City.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Toms River as follows:

1. The recitals above are incorporated herein as if set forth in full.
2. The Amended Redevelopment Plan, attached hereto as Exhibit A, shall govern the redevelopment of the Phase 1 Redevelopment Area, including Block 569, all Lots including Lots 3, and 11.01; Block 570, Lots 1.04 and 11.02; and Block 566.04, a portion of Lot 1 3, and is hereby adopted.
3. The zoning district map of the Township’s Land Development Ordinance is hereby amended to reflect the applicability of the Amended Redevelopment Plan to the Phase 1 Redevelopment Area.
4. The Amended Redevelopment Plan shall supersede the Township’s Land Development Ordinance as it affects the Phase 1 Redevelopment Area and shall supersede and replace the existing Original Redevelopment Plan as adopted by Council on December 26, 2017.
5. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of the inconsistency.
6. This ordinance shall take effect following its final passage by the Township Council, approval by the Mayor, and twenty days after publication as required by law.

A motion was made by Council Member Maruca, 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, that the foregoing Ordinance be adopted on first reading with publication notice as follows:

#### NOTICE

NOTICE IS HEREBY GIVEN that the ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Toms River, in the County of Ocean, New Jersey, held on June 9, 2021 at 6:00 p.m. It will be further considered for final passage at a public meeting to be held in the L. Manuel Hirshblond Meeting Room of the Municipal Building in said Township on July 13, 2021 at 6:00 p.m., or as soon thereafter as this matter can be reached, at which

time all persons interested shall be given an opportunity to be heard concerning this ordinance. Prior to the second reading, a copy of this ordinance shall be posted on the bulletin board in the Municipal Building and copies shall be made available at the Township Clerk's office in said Municipal Building to members of the general public who shall request such copies.

ALISON CARLISLE  
TOWNSHIP CLERK

APPROVED AS TO FORM:  
ANTHONY MERLINO  
ASSISTANT TOWNSHIP ATTORNEY  
MUNICIPAL BUILDING  
33 WASHINGTON STREET  
TOMS RIVER, NJ 08753

This ordinance title and purpose, together with notice, shall be published in the Asbury Park Press in the issue of Friday, 25, 2021.

Ordinance was adopted on first reading with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, and Council President Geoghegan voting yes, and with Council Member Rodrick voting no.

Council Member Maruca introduced the following Ordinance of which the title only was read in full:

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING §175-21B OF THE TOWNSHIP CODE TO ESTABLISH NON-RESIDENT DAILY FEE RATES FOR THE TOWNSHIP SWIMMING POOL**

**BE IT ORDAINED** by the Township Council, Township of Toms River, Ocean County, New Jersey, as follows:

1. Subsection B (Fees) of Section 21 (Hours of Operation; Fees) of Chapter 175 (Bathing Beaches, Swim Clubs and Swimming Pools, Municipal) is hereby amended and supplemented to establish the following non-resident daily fee rates for the Township swimming pool:

<u>Description</u>	<u>Rate</u>	<u>Misc. Info.</u>
...		
<b>Daily Rates</b>		
Monday through Friday:		
Resident adult:	\$7	
Resident seniors/children:	\$5	62 and over; 4-12 years old
Non-resident adult	\$14	
Non-resident senior/children:	\$10	62 and over; 4-12 years old
Saturday, Sunday, Holidays:		
Resident adult:	\$8	
Resident seniors/children:	\$6	62 and over; 4-12 years old
Non-resident adult	\$16	
Non-resident senior/children:	\$12	62 and over; 4-12 years old

2. All other provisions of Chapter 175 remain in full force and effect.

3. All ordinances or parts of ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

4. If any provision of this ordinance is for any reason invalidated by superseding legislation or judicial decision, that provision shall be severed, and the remaining provisions shall remain in full force and effect.

5. This ordinance shall take effect following its final passage by the Township Council, approval by the Mayor, and 20 days after publication as required by law.

A motion was made by Council Member Maruca, seconded by Council Member Huryk and carried, with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and Council President Geoghegan voting yes, that the foregoing Ordinance be adopted on first reading with publication notice as follows:

#### NOTICE

NOTICE IS HEREBY GIVEN that the ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Toms River, in the County of Ocean, New Jersey, held on June 9, 2021 at 6:00 p.m. It will be further considered for final passage at a public meeting to be held in the L. Manuel Hirshblond Meeting Room of the Municipal Building in said Township on July 13, 2021 at 6:00 p.m., or as soon thereafter as this matter can be reached, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance. Prior to the second reading, a copy of this ordinance shall be posted on the bulletin board in the Municipal Building and copies shall be made available at the Township Clerk's office in said Municipal Building to members of the general public who shall request such copies.

ALISON CARLISLE  
TOWNSHIP CLERK

APPROVED AS TO FORM:  
ANTHONY MERLINO  
ASSISTANT TOWNSHIP ATTORNEY  
MUNICIPAL BUILDING  
33 WASHINGTON STREET  
TOMS RIVER, NJ 08753

This ordinance title and purpose, together with notice, shall be published in the Asbury Park Press in the issue of Friday, 25, 2021.

Ordinance was adopted on first reading with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and Council President Geoghegan voting yes.

A motion to table was made by Council member Rodrick, but with no second, the motion died.

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

#### **RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, ESTABLISHING A SPECIAL ADVISORY COMMITTEE TO EXPLORE THE ISSUE OF RECREATIONAL CANNABIS**

JUNE 22, 2021

**WHEREAS**, at the meetings held on May 11, 2021, and June 9, 2021, the Township Council postponed final consideration of a proposed ordinance to prohibit the operation of cannabis establishments, distributors, and delivery services within the Township of Toms River, pending the formation of a committee to explore and report on the issue; and

**WHEREAS**, members of the public were invited to volunteer to serve on the committee; and

**WHEREAS**, the Township Council's Land Use Committee received and reviewed the various submissions, and made selections with the goal of including a well-represented cross-section of viewpoints and community interests:

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

1. A special advisory committee to explore the issue of recreational cannabis is hereby established.
2. As recommended by the Land Use Committee, the special cannabis advisory committee shall consist of the following members:

**Council Representatives** *(by designation of the Council President)*

Council President Kevin Geoghegan  
Councilwoman Laurie Huryk  
Councilman Daniel Rodrick

**Administration Representative**

David G. Roberts, *Township Planner*

**Toms River Schools Representative**

Dawn Aulisi, *Student Assistance Coordinator, TRRS*

**Toms River Police Department Representative**

Lt. Eugene Bachonski, *TRPD*

**Ocean County Health Department Representative**

Kimberly L. Reilly, MA, LPC  
*Chief of Administrative Services*  
*Department of Substance Abuse, Addiction, and Opioid Dependency*

**Citizen Representatives**

Brice Morgan  
Pat Healy  
Heather Scannell  
Doreen Burns  
Skip Simon

**Consultants**

Dr. Anna Schwabe – Horticulturalist  
Kyle Dennerlein – Financial Advisor  
Saj Khan – Marijuana business owner

3. The committee shall convene at mutually convenient times and locations to discuss and debate various policy alternatives concerning recreational cannabis and provide recommendations to the Township Council.

4. A certified copy of this resolution shall remain on file in the Office of the Township Clerk and provided to the following parties:

- a. Mayor
- b. Business Administrator
- c. Township Attorney
- d. Township Planner
- e. Committee Representatives

**CONSENT AGENDA**

Township Clerk Carlisle announced the consideration of the Consent Agenda 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 Maruca, 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.

*RESOLUTION*

*JUNE 22, 2021*

*WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY/IES FOR THE YEAR (S) INDICATED, DUE TO DUPLICATES TAX PAYMENTS;*

*WHEREAS, the party or parties have shown proof of payment and/or have executed an affidavit for same, and;*

*WHEREAS, the party or parties have delivered to the municipality and executed voucher for 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. *A refund shall be processed to party or parties to wit as follows:*

<i>NAME</i>	<i>BLOCK</i>	<i>LOT</i>	<i>Qual,Year</i>	<i>Amount</i>
<i>CORELOGIC TAX SERVICES</i>	<i>608.09</i>	<i>8</i>	<i>2021/2</i>	<i>\$1,372.95</i>
<i>CORELOGIC TAX SERVICES</i>	<i>626</i>	<i>18</i>	<i>2021/2</i>	<i>\$738.54</i>
<i>CORELOGIC TAX SERVICES</i>	<i>678</i>	<i>93</i>	<i>2021/2</i>	<i>\$130.95</i>

<b>CORELOGIC TAX SERVICES</b>	<b>724.20</b>	<b>1</b>	<b>2021/2</b>	<b>\$2,336.88</b>
<b>CORELOGIC TAX SERVICES</b>	<b>794.17</b>	<b>29</b>	<b>2021/2</b>	<b>\$668.65</b>
<b>CORELOGIC TAX SERVICES</b>	<b>920.05</b>	<b>26</b>	<b>2021/2</b>	<b>\$1,615.49</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1024</b>	<b>10</b>	<b>2021/2</b>	<b>\$1,748.92</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1085.10</b>	<b>2</b>	<b>2021/2</b>	<b>\$925.90</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1088</b>	<b>111</b>	<b>2021/2</b>	<b>\$2,479.04</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1108.12</b>	<b>4</b>	<b>2021/2</b>	<b>\$495.06</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1110.19</b>	<b>19</b>	<b>2021/2</b>	<b>\$1,728.96</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1502.01</b>	<b>17.03</b>	<b>2021/2</b>	<b>\$1,801.91</b>
<b>CORELOGIC TAX SERVICES</b>	<b>1694.05</b>	<b>9</b>	<b>2021/2</b>	<b>\$1,533.18</b>
<b>TOTALS:</b>				<b>\$17,576.43</b>

2. Township Clerk shall send a copy of this resolution to Township Auditor, Township Chief Financial Officer and Tax Collector.

Approved as to content:

**RESOLUTION**

**JUNE 22, 2021**

*WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY(IES FOR THE YEAR (S) INDICATED, DUE TO DUPLICATES TAX PAYMENTS;*

*WHEREAS, the party or parties have shown proof of payment and/or have executed an affidavit for same, and;*

WHEREAS, the party or parties have delivered to the municipality and executed voucher for 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. A refund shall be processed to party or parties to wit as follows:

<i>NAME</i>	<i>BLOCK</i>	<i>LOT</i>	<i>Qual, Year</i>	<i>Amount</i>
<b>CORELOGIC TAX SERVICES</b>	<b>37</b>	<b>1</b>	<b>-C2501 2021/2</b>	<b>\$766.25</b>
<b>CORELOGIC TAX SERVICES</b>	<b>61.01</b>	<b>16</b>	<b>2021/2</b>	<b>\$158.55</b>
<b>CORELOGIC TAX SERVICES</b>	<b>135.21</b>	<b>23</b>	<b>2021/2</b>	<b>\$1,091.17</b>
<b>CORELOGIC TAX SERVICES</b>	<b>192.21</b>	<b>8</b>	<b>2021/2</b>	<b>\$440.20</b>
<b>CORELOGIC TAX SERVICES</b>	<b>192.23</b>	<b>17</b>	<b>2021/2</b>	<b>\$459.47</b>
<b>CORELOGIC TAX SERVICES</b>	<b>192.51</b>	<b>9</b>	<b>2021/2</b>	<b>\$1,100.50</b>
<b>CORELOGIC TAX SERVICES</b>	<b>232.24</b>	<b>23</b>	<b>2021/2</b>	<b>\$2,621.30</b>
<b>CORELOGIC TAX SERVICES</b>	<b>233.31</b>	<b>1</b>	<b>2021/2</b>	<b>\$881.29</b>
<b>CORELOGIC TAX SERVICES</b>	<b>235</b>	<b>1</b>	<b>2021/2</b>	<b>\$625.00</b>
<b>CORELOGIC TAX SERVICES</b>	<b>235.25</b>	<b>36</b>	<b>2021/2</b>	<b>\$2,762.40</b>
<b>CORELOGIC TAX SERVICES</b>	<b>400.07</b>	<b>7</b>	<b>2021/2</b>	<b>\$790.54</b>
<b>CORELOGIC TAX SERVICES</b>	<b>411.33</b>	<b>1</b>	<b>2021/2</b>	<b>\$1,294.39</b>
<b>CORELOGIC TAX SERVICES</b>	<b>412.03</b>	<b>32</b>	<b>2021/2</b>	<b>\$159.48</b>
<b>CORELOGIC TAX SERVICES</b>	<b>443.16</b>	<b>2</b>	<b>2021/2</b>	<b>\$1,220.19</b>

<b>CORELOGIC TAX SERVICES</b>	<b>444.04</b>	<b>3</b>	<b>2021/2</b>	<b>\$936.57</b>
<b>CORELOGIC TAX SERVICES</b>	<b>533.09</b>	<b>21</b>	<b>2021/2</b>	<b>\$1,380.43</b>
<b>CORELOGIC TAX SERVICES</b>	<b>571.08</b>	<b>29</b>	<b>2021/2</b>	<b>\$1,488.47</b>
<b>CORELOGIC TAX SERVICES</b>	<b>571.71</b>	<b>12</b>	<b>2021/2</b>	<b>\$1,202.46</b>
<b>CORELOGIC TAX SERVICES</b>	<b>608.03</b>	<b>10</b>	<b>2021/2</b>	<b>\$145.27</b>
<b>TOTAL:</b>				<b>\$19,523.93</b>

2. Township Clerk shall send a copy of this resolution to Township Auditor, Township Chief Financial Officer and Tax Collector.

Approved as to content:

**RESOLUTION**

**JUNE 22, 2021**

*WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY(IES FOR THE YEAR (S) INDICATED, DUE TO DUPLICATES TAX PAYMENTS;*

*WHEREAS, the party or parties have shown proof of payment and/or have executed an affidavit for same, and;*

*WHEREAS, the party or parties have delivered to the municipality and executed voucher for 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. A refund shall be processed to party or parties to wit as follows:

<i>NAME</i>	<i>BLOCK</i>	<i>LOT</i>	<i>Qual,Year</i>	<i>Amount</i>
<b>CORELOGIC COMMERCIAL</b>	<b>411</b>	<b>83</b>	<b>-C0120</b>	<b>\$2,513.95</b>
<b>REFUNDS</b>			<b>2021/2</b>	

2. Township Clerk shall send a copy of this resolution to Township Auditor, Township Chief Financial Officer and Tax Collector.

*Approved as to content:*

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP  
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A  
100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 694.16 LOT 56.02  
EFFECTIVE MAY 10TH, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS  
OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

**JUNE 22, 2021**

WHEREAS, the owner of real property in the Township of Toms River known as Block 694.16 Lot 56.02, located at 1584 Partridge Street, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective May 10th, 2021 and

WHEREAS, property taxes for 2021, as of the effective date of the certification of disability by the Tax Assessor, are to be cancelled; and

WHEREAS, any taxes paid after the date of this resolution by the property owner (or on his behalf), are to be cancelled and/or refunded from the date of this resolution;  
**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. All 2021 real property taxes for block 694.16 lot 56.02 due on or after May 10th, 2021, shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 694.16 lot 56.02 if any, shall be refunded on a pro-rated basis from May 10<sup>th</sup>, 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
  - a) Mayor
  - b) Business Administrator
  - c) Township Attorney
  - d) Chief Financial Officer
  - e) Township Assessor
  - f) Township Tax Collector

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP  
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A  
100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 442.14 LOT 13  
EFFECTIVE MAY 21<sup>ST</sup>, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS  
OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

**JUNE 22, 2021**

WHEREAS, the owner of real property in the Township of Toms River known as Block 442.14 Lot 13, located at 35 Clarkson Drive, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective May 21st, 2021 and

WHEREAS, property taxes for 2021, as of the effective date of the certification of disability by the Tax Assessor, are to be cancelled; and

WHEREAS, any taxes paid after the date of this resolution by the property owner (or on his behalf), are to be cancelled and/or refunded from the date of this resolution;

**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. All 2021 real property taxes for block 442.14 lot 13 due on or after May 21<sup>st</sup>, 2021, shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 442.14 lot 13 if any, shall be refunded on a pro-rated basis from May 21<sup>st</sup> 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
  - a) Mayor
  - b) Business Administrator
  - c) Township Attorney
  - d) Chief Financial Officer
  - e) Township Assessor
  - f) Township Tax Collector

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A 100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 1501.29 LOT 10 EFFECTIVE MAY 24<sup>TH</sup>, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

**JUNE 22, 2021**

WHEREAS, the owner of real property in the Township of Toms River known as Block 1501.29 Lot 10, located at 1019 Zircon Drive, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective May 24th, 2021 and

WHEREAS, property taxes for 2021, as of the effective date of the certification of disability by the Tax Assessor, are to be cancelled; and

WHEREAS, any taxes paid after the date of this resolution by the property owner (or on his behalf), are to be cancelled and/or refunded from the date of this resolution;

**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. All 2021 real property taxes for block 1501.29 lot 10 due on or after May 24<sup>th</sup> , 2021, shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 1501.29 lot 10 if any, shall be refunded on a pro-rated basis from May 24<sup>th</sup> , 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.

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

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

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF AN OPEN-ENDED CONTRACT FOR GENERAL CONSTRUCTION AND REPAIR SERVICES, TO AMERISTAR CONTRACTING GROUP, INC., AS THE LOWEST BIDDER MEETING ALL OF THE BID SPECIFICATIONS, IN AN AMOUNT NOT TO EXCEED \$300,000.00 FOR TWO YEARS, AND NOT TO EXCEED \$150,000.00 FOR EACH EXTENSION, CONTINGENT UPON THE AVAILABILITY OF FUNDS IN THE APROPRIATE MUNICIPAL BUDGET**

**JUNE 22, 2021**

**WHEREAS**, the Division of Purchasing is requesting authorization to award a contract for General Construction and Repair Services; and

**WHEREAS**, bids were received on June 9, 2021, from the following vendors:

<b>VENDOR: TOTAL BID:</b>	<b>TOTAL BID:</b>	<b>VENDOR:</b>
Ameristar Contracting Group, Inc. \$83,340.00 1 Memorial Drive, Unit 101 Waretown, NJ 08758	\$63,426.68	Whirl Construction Inc.  PO Box 110, 194 Main St. Port Monmouth, NJ 07758

**WHEREAS**, the bids have been reviewed by the Purchasing Division and recommendation has been made to award an open-ended contract for General Construction and Repair Services to Ameristar Contracting Group, Inc., as the lowest bidder, meeting all of the bid specifications, at the following rates and markup:

Only straight time shall be used.		<b>Rate Per Hour</b>	<b>Extended Price</b>
<b>CARPENTER</b>			
1. Journeyman	200 hours	\$118.97	\$23,794.00
2. Foreman	12 hours	\$149.44	\$1,793.28
<b>CEMENT MASON/CONCRETE FINISHER</b>			
1. Journeyman	140 hours	\$112.60	\$15,764.00
2. Foreman	12 hours	\$121.70	\$1,460.40
<b>PAINTER</b>			
1. Journeyman	40 hours	\$97.49	\$3,899.60
2. Foreman	12 hours	\$104.35	\$1,252.20
<b>LABORER</b>			
	40 hours	\$94.08	\$3,763.20
		<b>Percentage Markup</b>	<b>Extended Price</b>
*MARKUP ON MATERIALS	\$10,000.00	17%	\$11,700.00
	<b>Total Bid</b>		<b>\$63,426.68</b>

This contract shall be open-ended with funds being encumbered each time an order is placed, not to exceed \$300,000.00 for two years and not to exceed \$150,000.00 for each extension, contingent upon the availability of funds in the appropriate municipal budget;

**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 an open-ended contract for General Construction and Repair Services to Ameristar Contracting Group, Inc., as the lowest bidder, meeting all of the bid specifications at the following rates and mark up:

Only straight time shall be used.		<b>Rate Per Hour</b>	<b>Extended Price</b>
<b>CARPENTER</b>			
1. Journeyman	200 hours	<u>\$118.97</u>	<u>\$23,794.00</u>
2. Foreman	12 hours	<u>\$149.44</u>	<u>\$1,793.28</u>
<b>CEMENT MASON/CONCRETE FINISHER</b>			
1. Journeyman	140 hours	<u>\$112.60</u>	<u>\$15,764.00</u>
2. Foreman	12 hours	<u>\$121.70</u>	<u>\$1,460.40</u>
<b>PAINTER</b>			
1. Journeyman	40 hours	<u>\$97.49</u>	<u>\$3,899.60</u>
2. Foreman	12 hours	<u>\$104.35</u>	<u>\$1,252.20</u>
<b>LABORER</b>			
	40 hours	<u>\$94.08</u>	<u>\$3,763.20</u>
		<b>Percentage Markup</b>	<b>Extended Price</b>
*MARKUP ON MATERIALS	\$10,000.00	17%	<u>\$11,700.00</u>
	<b>Total Bid</b>		<u><b>\$63,426.68</b></u>

This contract shall be open-ended with funds being encumbered each time an order is placed, not to exceed \$300,000.00 for two years and not to exceed \$150,000.00 for each extension, contingent upon the availability of funds in the appropriate municipal budget.

2. Term of Contract shall be effective June 22, 2021 through June 21, 2023. The award of this contract is subject to all the terms and conditions of the bid specifications. Pursuant to N.J.S.A. 40A:11-15, this contract may be extended for up to two (2) additional one-year terms after the expiration of the original contract period. Contract extensions shall be subject to the availability and appropriation of funds for each year the contract is to be extended.

3. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk. The award of this contract is subject to all the terms and conditions of the bid specifications.

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) All Departments
- e) Ameristar Contracting Group, Inc.  
1 Memorial Drive, Unit 101  
Waretown, NJ 08758

### **CERTIFICATION**

**THIS IS TO CERTIFY** that the funds for the open-ended contract awarded to Ameristar Contracting Group, Inc., shall not exceed \$300,000.00 for two years, and not

to exceed \$150,000.00 for each extension, 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 accounts at that time.

ALEXANDER DAVIDSON  
CHIEF FINANCIAL OFFICER

Dated: June 22, 2021

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE FIRST ONE (1) YEAR CONTRACT  
EXTENSION FOR ROOFING/ROOF CONSULTATION SERVICES WITH USA GENERAL  
CONTRACTORS CORP., EFFECTIVE AUGUST 13, 2021 THROUGH AUGUST 12, 2022**

**JUNE 22, 2021**

The contract will be awarded to USA General Contractors Corp. at the following rates:

<b>First Year:</b>	Hourly Rates Bid
Journeyman	<u>\$ 100.00</u>
Supervisor	<u>\$ 104.00</u>
Apprentice	<u>\$ 80.00</u>
<b>Second Year:</b>	Hourly Rates Bid
Journeyman	<u>\$ 100.00</u>
Supervisor	<u>\$ 104.00</u>
Apprentice	<u>\$ 80.00</u>
<b>Percentage of Materials Markup Above Dealers Cost:</b>	<u>10%</u>
NJ State License Number:	<u>13VHO6947200</u>

**WHEREAS**, Overtime Rates shall be paid at time and one-half the hourly rate including benefits for the first two (2) hours before or after the regular eight (8) hour day, Monday through Friday, and time and one-half for the first ten (10) hours on Saturday. All work on Sundays and Holidays, and all hours over and above the first ten (10) hours, Monday through Saturday, shall be paid at double the rate, including benefits;

**WHEREAS**, the terms of this contract award included the provision authorized pursuant to N.J.S.A. 40A:11-15, and if mutually agreed upon by the Township of Toms River and the successful contractor, the contract may be extended for up to two (2) additional one year terms after the expiration of the original contract period. Any contract extension shall be subject to the availability and appropriation of funds for each year the contract is to be extended. All terms and conditions of the original contract shall remain the same. Any price changes authorized on contract extensions shall be pursuant to N.J.S.A. 40A:11-15; and

**WHEREAS**, the Division of Purchasing and Division of Parks, Buildings and Grounds has determined it is in the best interest of the Township to extend this contract for the first additional one (1) year term at the second-year hourly rates:

Second Year: Hourly Rates

Journeyman	\$100.00
Supervisor	\$104.00
Apprentice	\$80.00

Percentage of Materials, Markup Above Dealers Cost: 10%

**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 first one (1) year contract extension of the existing contract for Roofing/Roof Consultation Services with USA General Contractors Corp., at the second-year hourly rates, as follows:

Second Year: Hourly Rates

Journeyman	\$100.00
Supervisor	\$104.00
Apprentice	\$80.00

Percentage of Materials, Markup above Dealers Cost: 10%

2. The extended contract term shall become effective from August 13, 2021 through August 12, 2022, not to exceed \$250,000.00 for the extended term in accordance with the original contract. The extension of this contract is subject to all the terms and conditions of the original contract award.

3. 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) Division of Parks, Buildings and Grounds
- e) USA General Contractors Corp.  
980 Dehart Place  
Elizabeth, NJ 07202

### **CERTIFICATION**

**THIS IS TO CERTIFY** that the funds for the first one (1) year contract extension for Roofing/Roof Consultation Services awarded to USA General Contractors Corp., not to exceed \$250,000.00 for the extended term, at the second-year hourly rates, as follows:

Second Year: Hourly Rates

Journeyman	\$100.00
Supervisor	\$104.00
Apprentice	\$80.00

Percentage of Materials, Markup above Dealers Cost: 10%

Funds 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 accounts at that time.

ALEXANDER DAVIDSON  
CHIEF FINANCIAL OFFICER

Dated: June 22, 2021

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH FOX RUN GROUP, LLC, FOR ADVERTISING CONCESSION THROUGH A JOINT AGREEMENT WITH THE TOMS RIVER REGIONAL SCHOOL BOARD OF EDUCATION**

**JUNE 2, 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 authorized to execute an Agreement with Fox Run Group, LLC, PO Box 105, Allentown, NJ, 08501, for Advertising Concession through a Joint Agreement with the Toms River Regional School Board of Education. A copy of the Agreement is attached as Schedule "A" and made a part of this resolution.

2. A certified copy of this resolution and the attached Agreement 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) Fox Run Group, LLC  
PO Box 105  
Allentown, NJ 08501

**Schedule "A" - see attachments**

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, REJECTING ALL BIDS RECEIVED ON JUNE 3, 2021, FOR THE SUPPLY OF COPY PAPER, PARCHMENT PAPER AND PHOTO HOLDERS, AND AUTHORIZING THE APPROPRIATE TOWNSHIP OFFICIALS TO APPROVE THE REBID FOR THIS PURCHASE**

**JUNE 22, 2021**

**WHEREAS**, bids were invited for the Supply of Copy Paper, Parchment Paper and Photo Holders; and

**WHEREAS**, bids were received on June 3, 2021, from the following vendors:

WB Mason Co Inc.  
300 Prospect Plains Rd.  
Cranbury, NJ 08512

A to Z Mailroom and Shipping Supplies  
256 Crescent Lane  
Cliffside Park, NJ 07010

**WHEREAS**, the bid from WB Mason Co., Inc. was rejected as non-responsive; and

**WHEREAS**, the bid from A to Z Mailroom and Shipping Supplies is rejected because they no longer wish to participate;

**WHEREAS**, the bids have been reviewed by the Purchasing Division, and recommendation has been made that it would be in the best interest of the Township to reject all bids pursuant to N.J.S.A. 40A:11-13.2(a) and rebid this contract; and

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

1. It is in the best interest of the Township to reject all of the above-mentioned bids received, pursuant to N.J.S.A. 40A:11-13.2(a).

2. The appropriate Township Officials are hereby authorized to rebid for this purchase.

3. 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) All Departments
- e) Aforementioned bidders

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE RECORDS DEPARTMENT TO DISPOSE OF ONE (1) DESK, FIXED ASSET 4364, WHICH IS NO LONGER NEEDED FOR PUBLIC USE AND NOT FIT TO SELL AT AUCTION**

**JUNE 22, 2021**

**WHEREAS**, the Records Department requests authorization to dispose of One (1) Desk, Fixed Asset: 4364, which is no longer needed for public use and is not fit to sell at auction;

**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. Pursuant to N.J.S.A. 40A:11-36, it hereby authorizes the Records Department to dispose of One (1) Desk, Fixed Asset: 4364, which is no longer needed for public use and not fit to sell at auction.

2. 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) Township Attorney
- c) Chief Financial Officer
- d) Records Department
- e) Division of Parks, Buildings and Grounds

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASING DIVISION TO DISPOSE OF VEHICLES FROM THE POLICE DEPARTMENT BY DONATING THEM TO THE FIRE DISTRICT FOR TRAINING PURPOSES PURSUANT TO N.J.S.A. 40A:11-36(2), WHICH ALLOWS FOR THE SALE OR DISPOSAL OF PERSONAL PROPERTY TO ANOTHER CONTRACTING UNIT WITHOUT ADVERTISING FOR PUBLIC BID OR AUCTION**

**JUNE 22, 2021**

**WHEREAS**, the Purchasing Division is requesting authorization to dispose of vehicles from the Police Department by donating them to the Fire District for training purposes pursuant to N.J.S.A. 40A:11-36(2), which allows for the sale or disposal of personal property to another contracting unit without advertising for public bid or auction; and

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

1. Pursuant to N.J.S.A. 40A:11-36(2), it hereby authorizes the Purchasing Division to dispose of the following vehicles from the Police Department by donating them to the Fire District for training purposes:

Vehicles:

- 1) Car # 800, 2008 Ford Crown Vic, VIN # 2FAFP71V48X130679
- 2) Car # 806, 2007 Ford Crown Vic, VIN # 2FAFP71W47X148123

2. 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) Township Attorney
- c) Chief Financial Officer
- d) Police Department

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP  
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, RESCINDING ITEM #38 FOR  
JANITORIAL SUPPLIES AWARDED TO HOME DEPOT USA INC. / THE HOME  
DEPOT PRO BY RESOLUTION DATED OCTOBER 13, 2020 DUE TO AN ERROR  
ON THE BID SUBMISSION**

**(QUOTES WILL BE OBTAINED PRIOR TO PURCHASING THAT ITEM)**

**JUNE 22, 2021**

**WHEREAS**, bids were awarded on October 13, 2020 for the Supply of Janitorial Supplies; and

**WHEREAS**, the bids have been reviewed by the Purchasing Division, and they have recommended that a contract be awarded to Home Depot USA Inc. / The Home Depot Pro, 701 San Marco Blvd., Jacksonville, Florida, for Item Nos. 8, 11, 17, 18, 32, 35, 38, 41, 43, 46, 51, 65, 70, 79, 87, 89, 94, 95, 97-99, 108, 110, 119, 112, 113, 115, 123, 125, 140, 153, 160, and 164; and

**WHEREAS**, the Purchasing Division requests authorization to rescind Item #38, awarded to Home Depot USA Inc. / Home Depot Pro, due to an error in the bid submission. Quotes will now be obtained prior to purchasing that item;

**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 rescinds the award of the contract for the Supply of Janitorial Supplies for Item #38, awarded to Home Depot USA Inc. / Home Depot Pro, by resolution dated October 13, 2020, due to an error in the bid submission.

2. Quotes will now be obtained prior to purchasing that item.

3. All other terms and conditions of the resolution dated October 13, 2020, shall remain unchanged, and in full force and effect.

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) All Departments
- e) Home Depot USA Inc.  
The Home Depot Pro  
701 San Marco Blvd.  
Jacksonville, FL32207

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP  
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE  
RECISSION OF ITEM #202 (FIGURE SKATING LACES, 72" WHITE), FROM THE  
SPORTING GOODS CONTRACT AWARDED TO HOWIES HOCKEY INC., BY  
RESOLUTION DATED MAY 11, 2021**

**(QUOTES WILL BE OBTAINED PRIOR TO PURCHASING ITEM)**

**JUNE 22, 2021**

**WHEREAS**, resolution of the Township Council of the Township of Toms River dated May 11, 2021, awarded an open-ended contract for the supply of sporting goods for negotiated item Numbers 202-205, 212-218, 221 and 223, to Howies Hockey Inc., 3445 36<sup>th</sup> St SE, Kentwood, MI, 49512, which met all the bid specifications; and

**WHEREAS**, the Division of Purchasing requests authorization to rescind the award of Item No. 202 as vendor no longer carries that item; and

**WHEREAS**, further quotes will be obtained prior to purchasing said item;

**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 rescinds Item No. 202 (Figure Skating Laces, 72" White), from the sporting goods contract awarded to Howies Hockey Inc., by resolution dated May 11, 2021.

2. Quotes will be obtained prior to purchasing this item.

3. All other terms and conditions of the resolution dated May 11, 2021 remain unchanged, and in full force and effect.

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) Winding River Skating Center
- e) Howies Hockey Inc.  
3445 36<sup>th</sup> St SE  
Kentwood, MI 49512

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AUTHORIZING ROBERT J. CHANKALIAN, TOWNSHIP**

**ENGINEER, TO EXECUTE AN APPLICATION TO THE OCEAN COUNTY SOIL  
CONSERVATION DISTRICT FOR THE POLICE DEPARTMENT RADIO PROJECT**

**JUNE 22, 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 Robert J. Chankalian, Township Engineer, to execute an application to the Ocean County Soil Conservation District for the Police Department Radio Project.

2. It further authorizes the appropriate officials to file whatever documents, and take whatever action is necessary in order to process that application.

3. Funds in the amount of \$1,235.00 for the required application fee are available in Account No. X-04-207-002.

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

- a) Township Attorney
- b) Chief Financial Officer
- c) Engineering Division
- d) Ocean County Soil Conservation District  
714 Lacey Road  
Forked River, NJ 08731

**CERTIFICATION**

**THIS IS TO CERTIFY** that the funds for the Application to the Ocean County Soil Conservation District for the Police Department Radio Project, in the amount of \$1,235.00, are available in Account No. X-04-207-002.

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

ALEXANDER DAVIDSON  
CHIEF FINANCIAL OFFICER

Dated: June 22, 2021

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASING DIVISION TO  
ADVERTISE AND RECEIVE SEALED BIDS FOR THE DEMOLITION AND FOUNDATION  
UPGRADES FOR THE REPLACEMENT GAZEBO AT HUDDY PARK**

**(INSURANCE CLAIM PENDING)**

**JUNE 22, 2021**

**WHEREAS**, the Township of Toms River is desirous of receiving bids for the following items/project:

**DEMOLITION AND FOUNDATION UPGRADES FOR THE REPLACEMENT GAZEBO  
AT HUDDY PARK (INSURANCE CLAIM PENDING)**

**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 Purchasing Division is hereby authorized to prepare bid specifications for the above-mentioned items/project.

2. The Purchasing Division is hereby authorized to advertise and receive sealed bids for the above-mentioned project.

3. 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) Business Administrator
- c) Chief Financial Officer
- d) Purchasing Division
- e) Township Attorney
- f) Engineering Division

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF AN OPEN-ENDED CONTRACT TO DOT DESIGNING LLC, AS SOLE BIDDER MEETING ALL THE BID SPECIFICATIONS, FOR CUSTOM SIGNS AND BANNERS AS NEEDED FOR VARIOUS DEPARTMENTS IN THE TOWNSHIP, FOR A TWO (2) YEAR TERM, EFFECTIVE RETROACTIVE TO JUNE 15, 2021 THROUGH JUNE 14, 2023**

**JUNE 22, 2021**

**WHEREAS**, bids were invited for custom signs and banners as needed for various departments in the Township; and

**WHEREAS**, only one bid was received on June 8, 2021, as follows:

Dot Designing LLC  
242 Possum Hollow Rd.  
Monroe Township, NJ 08831

1. First Year: (June 15, 2021 through June 14, 2022)  
Hourly Rate: \$43.00
2. Second Year: (June 15, 2022 through June 14, 2023)  
Hourly Rate: \$43.00
3. Cost of Materials (Parts) Above Dealer's Cost: 45%

**WHEREAS**, the bid has been reviewed by the Purchasing Division, which has recommended that an open-ended contract be awarded to DOT Designing LLC, as sole bidder meeting all the bid specifications, at a total cost of \$43.00 per hour for year one, and \$43.00 per hour for year two, with a 45% markup on materials (Parts) above dealer's cost, for a two year term, effective retroactive from June 15, 2021, through June 14, 2023;

**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. A contract for custom signs and banners as needed for various departments in the Township, is hereby awarded to DOT Designing LLC, as the sole bidder meeting all the bid specifications, at a total cost of \$43.00 per hour for year one, and \$43.00 per hour for year two, with a 45% markup on materials (Parts) above dealer's costs.

2. Term of contract shall be effective retroactive from June 15, 2021 through June 14, 2023. Pursuant to N.J.S.A. 40A:11-15, this contract may be extended for up to two (2) additional one year terms after the expiration of the original contract period, contingent upon the approval of the governing body by resolution with the agreement of the vendor. Contract extensions shall be subject to the availability and appropriation of funds for each year the contract is to be extended.

3. The award of this contract is subject to all the terms and conditions of the bid specifications. This contract shall be open-ended with funds being encumbered each time an order is placed, contingent upon the availability of funds in the appropriate municipal budget.

4. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

5. 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) Division of Parks, Buildings & Grounds
- e) Public Works Dept.
- f) Police Department
- g) Recreation Department
- h) Dot Designing LLC  
242 Possum Hollow Rd.  
Monroe Twp., NJ 08831

## **CERTIFICATION**

**THIS IS TO CERTIFY** that the funds for the open-ended contract awarded to DOT Designing LLC, at a total cost of \$43.00 per hour for year one, and \$43.00 per hour for year two, with a 45% markup on materials (Parts) above dealer's costs, 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 accounts at that time.

ALEXANDER DAVIDSON  
CHIEF FINANCIAL OFFICER

Dated: June 22, 2021

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF THREE-YEAR SOFTWARE LICENSING FOR THE IT DEPARTMENT FROM DELL, INC., UTILIZING STATE CONTRACT # 20-TELE-01510, FOR MICROSOFT LICENSING, IN THE AMOUNT OF \$190,258.36 FOR YEAR ONE, AND FOR A THREE YEAR TOTAL AMOUNT NOT TO EXCEED \$570,775.08**

**JUNE 22, 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. In accordance with the requirements of Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and the regulations promulgated thereunder, the following purchases without competitive bids from a vendor with a State contract are hereby approved.

2. It hereby authorizes utilizing State Contract No. 20-TELE-01510 for Microsoft Licensing, to purchase three-year software licensing from Dell, Inc., One Dell Way, RR8-MS41, Round Rock, TX 78682, in a total contract amount not to exceed \$570,775.08, as follows:

Contract Term 7/1/2021 – 6/30/2022 - Year 1	\$ 190,258.36
Contract Term 7/1/2022 – 6/30/2023 - Year 2	\$ 190,258.36
Contract Term 7/1/2023 – 6/30/2024 - Year 3	\$ 190,258.36

**Total three-year contract** **\$570,775.08**

3. Funds for year one, in the amount not to exceed \$190,258.36, are available in Account No. # 1-01- -A17-510, with remaining funds being encumbered upon approval of upcoming municipal budgets, for a three (3) year total amount not to exceed \$570,775.08.

4. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

5. 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) IT Department
- e) Dell, Inc.  
One Dell Way  
RR8-MS41  
Round Rock, TX 78682

### CERTIFICATION

**THIS IS TO CERTIFY** that the funds for year one for the contract for vendor with State contract, Dell, Inc., in the total amount not to exceed \$190,258.36, are available in Account No. # 1-01- -A17-510, with remaining funds being encumbered upon approval of upcoming municipal budgets, as follows:

Contract Term 7/1/2021 – 6/30/2022 - Year 1	\$ 190,258.36
Contract Term 7/1/2022 – 6/30/2023 - Year 2	\$ 190,258.36
Contract Term 7/1/2023 – 6/30/2024 - Year 3	\$ 190,258.36

**Total three-year contract** **\$570,775.08**

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: June 22, 2021

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CONSENTING TO THE MAYOR'S REAPPOINTMENT OF JEFFREY BROWN TO SERVE AS THE DEPUTY TAX ASSESSOR, PURSUANT TO N.J.S.A. 40A:9-148**

June 22 2021 33

**JUNE 22, 2021**

**WHEREAS**, Mayor Maurice B. Hill, Jr. has nominated Jeffrey Brown to serve as Deputy Tax Assessor, and the Council has considered the same and consents to this reappointment; and

**WHEREAS**, Jeffrey Brown holds a valid Tax Assessor's Certificate from the State of New Jersey, in accordance with N.J.S.A. 40A:9-148.1.

**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 reappointment of Jeffrey Brown to serve as Deputy Tax Assessor pursuant to N.J.S.A. 40A:9-148. Upon reappointment, Mr. Brown acquires tenure pursuant to N.J.S.A. 54:1-35.31.

2. Mr. Brown will receive a salary within the range of the existing salary ordinance.

3. 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) Chief Financial Officer
- d) Human Resources
- e) Payroll Department
- f) All Department Heads
- g) Township Attorney
- h) Jeffrey Brown
- i) Division of Local Government Services

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF TOMS RIVER, AND THE COUNTY OF OCEAN, OFFICE OF THE OCEAN COUNTY PROSECUTOR FOR POLICE SERVICES – (OCEAN COUNTY NARCOTICS STRIKE FORCE), COMMENCING RETROACTIVE FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021**

**JUNE 22, 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 Shared Services Agreement between the Township of Toms River and the County of Ocean, Office of the Ocean County Prosecutor for Police Services – Ocean County Narcotics Strike Force. Term of Agreement: Commencing retroactive from January 1, 2021 through December 31, 2021. A copy of this Agreement will be kept on file in the Office of the Township Clerk upon execution.

2. 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) Police Department, Attn: Chief Mitchell Little
- c) Chief Financial Officer
- d) Mayor Maurice B. Hill, Jr.

- e) Township Council
- f) Business Administrator
- g) Purchasing Division
- h) Ocean County Board of Freeholders  
P.O. Box 2191  
Toms River, N.J. 08754-2191
- i) Ocean County Prosecutor's Office  
119 Hooper Avenue  
P.O. Box 2191  
Toms River, N.J. 08754-2191
- j) Division of Local Government Services

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, APPROVING A COLLECTIVE NEGOTIATIONS AGREEMENT BETWEEN THE TOWNSHIP OF TOMS RIVER AND THE NEW JERSEY STATE FRATERNAL ORDER OF POLICE LABOR COUNCIL LODGE #156, FOR THE PERIOD EFFECTIVE RETROACTIVE TO JANUARY 1, 2021 THROUGH DECEMBER 31, 2024**

**JUNE 22, 2021**

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

1. The Collective Negotiations Agreement between the Township of Toms River and the New Jersey State Fraternal Order of Police Labor Council Lodge #156, for the period effective retroactive to January 1, 2021 through December 31, 2024, is attached to this resolution as Schedule "A", is hereby approved. The Mayor is authorized to execute and the Township Clerk to attest to this agreement.

2. A certified copy of this resolution and the attached agreement shall remain on file in the Office of Township Clerk.

3. 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) Director of Human Resources
- e) Township Attorney
- f) Chief Financial Officer
- g) Chief Mitchell Little, Toms River Police Department
- h) Ron Sermarini, President  
New Jersey State FOP Lodge #156  
Toms River Police Department
- i) Thomas A. Cushane, Esq.  
Counsel for FOP Lodge #156  
1028 East Landis Avenue  
Vineland, NJ 08360

**SCHEDULE "A" See Attachments**

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, RELEASING MAINTENANCE GUARANTEES FOR A MINOR SITE PLAN KNOWN AS BLOCK 394.13, LOT 150 (1290 Hooper Avenue)**

**June 22, 2021**

WHEREAS, the Township Engineer has reported to the Township Council with respect to a Minor Site Plan, known as Block 394,313, Lot 150.

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) Maintenance Cash Bond in the amount of \$320.00 currently on deposit in account #X-10- -601-819 is hereby released with applicable interest if any:

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

- a. Township Engineer
- b. Chief Financial Officer
- c. Township Attorney
- d. BNF Contractors, INC.  
429 Old Town Road  
Port Jefferson Station, NY 11776

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AWARDING NEW THREE-YEAR TOWING LICENSES  
TO QUALIFIED TOWERS PURSUANT TO CHAPTER 468 OF THE TOWNSHIP CODE**

**JUNE 22, 2021**

**WHEREAS**, the towing licenses issued by resolution dated June 26, 2018, to Accurate Towing, and Priced Rite Towing pursuant to Chapter 468 of the Township Code, are scheduled to expire on June 30, 2021; and

**WHEREAS**, the Township received applications from the following three towing companies for the next series of licenses to be issued, effective July 1, 2021 and expire on June 30, 2024:

1. Accurate Towing Service  
14 James Street  
Toms River, New Jersey 08753
2. Freedom Towing and Recovery LLC  
1725 Route 9  
Toms River, New Jersey 08755
3. Priced Rite Towing  
24 Germania Station Road, Unit #1  
Toms River, New Jersey 08755; and

**WHEREAS**, the Police Department conducted the review, inspections, and background checks required pursuant to §468-6C of the Township Code; and

**WHEREAS**, based on that investigation, the Police Department found that Accurate Towing, Priced Rite Towing, and Freedom Towing satisfied the requirements of Chapter 468 and recommended approval of their applications; and

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

1. Pursuant to §468-7B, based on the reports and recommendations of the Police Department, towing licenses are hereby awarded to: Accurate Towing, Priced Rite Towing, and Freedom Towing. These licenses shall take effect July 1, 2021, upon payment of the required licensing fee and shall continue through June 30, 2024.

2. The Township Clerk shall provide certified copies of this resolution to the above-named towers and to the following parties:

- a) Business Administrator
- b) Township Attorney
- c) Chief of Police
- d) Safety Officer
- e) Zoning Officer
- f) The above-referenced towing companies

**RESOLUTION AUTHORIZING THE RENEWAL  
OF LIQUOR LICENSES FOR 2021-2022**

**June 22, 2021**

WHEREAS, all of the present Liquor License holders listed below have made application for the renewal of their respective licenses and have paid the necessary fees for such renewals; and

WHEREAS, the submitted application form is complete in all respects; and

WHEREAS, the applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and

WHEREAS, the applicant has disclosed, and the issuing authority has ascertained and reviewed the source of any additional financing obtained in the previous license term for use in the licensed business;

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

1. That Plenary Retail **Consumption** Liquor Licenses be and are hereby granted to the following applicants, all of whom are presently holders of such licenses, for the respective premises, to wit:

1507-33-002-004  
Aqua Blu Restaurant & Grill LLC  
3410 Route 37 East  
Toms River, NJ 08753

1507-33-003-010  
AR Seashore, LLC d/b/a Mellow Mushroom  
1111 Route 37 West  
Toms River, NJ 08755

1507-38-005-008  
JPPGR, Inc.  
T/A Artisan's  
1171 Hooper Ave  
Toms River, NJ 08753

1507-33-006-011  
Cayard Inc.  
t/a Office Lounge  
820 Main Street & 10 Highland Parkway  
Toms River, NJ 08753

1507-33-008-006  
South Jersey Pub's  
T.G.I Friday's  
1279 Hooper Ave  
Toms River, NJ 08753

1507-33-009-011  
Apple Food Service of TR LLC

t/a Applebee's Grill & Bar  
1201 Hooper Ave #1095  
Toms River, NJ 08753

1507-33-010-006  
BJ's Restaurant Operations Company  
1275 Hooper Ave  
Toms River, NJ 08753

1507-33-011-005  
II Tramonto Inc. t/a Villa Amalfi Ristorante  
1006A Lakewood Rd  
Toms River, NJ 08753

1507-33-012-008  
B2OPCO  
t/a B2 Bistro & Bar  
1250 Hooper Ave  
Toms River, NJ 08753

1507-33-017-007  
Red Lobster Restaurants, LLC  
t/a Red Lobster #568  
1298 Hooper Ave  
Toms River, NJ 08753

1507-33-018-011  
JMJ License Corporation  
t/a Ale House  
1850 Hooper Ave  
Toms River, NJ 08753

1507-33-019-008  
Spot Enterprises, Inc.  
t/a The Spot  
1426 Lakewood Rd. Suite 1  
Toms River, NJ 08753

1507-33-020-004 (Pocket)  
Ruby Tuesday Inc.  
t/a Ruby Tuesday's  
1311 Route 37 West  
Toms River, NJ 08755

1507-33-021-008  
Extension of License to Trustee appointed Ginger Goddard  
Charlie Browns of Toms River  
t/a CB Silverton  
11 Kettle Creek Rd  
Toms River, NJ 08753

1507-33-024-009  
McIntyre's Pub LLC  
1747 Hooper Ave  
Toms River, NJ 08753

1507-33-025-005  
Wisk Inc.  
t/a Miracle Bar & Liquors  
201 Highway 37 West  
Toms River, NJ 08755

1507-33-026-009  
Chef's International, Inc.  
t/a Baker's Water Street  
4 Robbins Parkway  
Toms River, NJ 08753

1507-33-042-006 (Pocket)  
Simon Property Group, Inc.  
1201 Hooper Ave

Toms River, NJ 08753

1507-33-044-003  
GMRI, Inc.  
Olive Garden #1483  
127 Hooper Ave  
Toms River, NJ 0853

1507-33-046-007  
Mrs D's Inc.  
Bahama Breeze Restaurant  
1201 Hooper Ave  
Toms River, NJ 08753

1507-33-050-002  
Brinker New Jersey Inc.  
t/a Chili's Grill & Bar  
1315 Hooper Ave  
Toms River, NJ 08753

1507-33-052-003  
ANTsUl BWW V LLC  
Buffalo wild wings  
2 Route 37 West Unit C-1  
Toms River, NJ 08753

1507-33-053-003  
Garden State Dinning LLC  
d/b/a Tio Juan's Margarita  
Mexican Restaurant  
270 Hwy 37 East  
Toms River, NJ 08753

1507-33-054-003  
NJ Account Wagering LLC  
t/a Favorites at Toms River  
1071 Route 37 West  
Toms River, NJ 08755

1507-33-057-002  
Joe Bella's, LLC  
781 Fischer Blvd  
Toms River, NJ 0753

2. That Plenary Retail Consumption Liquor License be and they are hereby renewed to the following for the same premises presently, to wit:

1507-36-036-008  
TR Lodging Realty LLC  
t/a TR Hotel  
Atlantis & Coral Ballrooms  
290 Route 37 East  
Toms River, NJ 08753

1507-36-040-001  
85 Venture Group, Inc.  
t/a Clarion Hotel & Conference Center  
815 Route 37 West  
Toms River, NJ 08755

1507-36-041-007  
Dorca Co Inc. t/a Versaillies  
Ramada Inn Suites of Toms River  
2373 Route 9  
Toms River, NJ 08755

a) said license shall not be renewed or transferred except for or to a hotel (or motel) containing at least 100 sleeping rooms.

3. That Plenary Retail Consumption Liquor License be and is hereby renewed and granted to the following for the same premises presently licensed, to wit:

1507-36-016-003  
Tirumala LLC  
t/a Howard Johnson Hotel  
Christopher's Pub & Grill  
Legend Restaurant  
955 Hooper Avenue  
Toms River, NJ 08753

subject, however, to the following special conditions, which conditions shall be part of the license:

- a) Said License shall not be renewed or transferred except for or to a hotel or motel containing at least 50 sleeping rooms.

4. That Plenary Retail Consumption License with Broad Package Privilege hereby renewed and granted to the following for the same premises presently licensed, to wit:

1507-32-015-007  
Mrs. D. Inc. Spirits Unlimited / Social 37  
2 Route 37 West, Bldg. E & B-2  
Toms River, NJ 08753

5. That Plenary Retail **Distribution** Liquor Licenses be and they are hereby granted to the following applicants, all of whom are presently holders of such licenses, for the presently respective licensed premises, to wit:

1507-44-013-006  
1617 Highway LLC  
t/a Monaghan's Liquors  
1617 Route 37 East  
Toms River, NJ 08753

1507-44-022-004  
Overdue LLC  
t/a Anthony's Wines and Liquors  
1237-47 Route 166  
Toms River, NJ 08753

1507-44-023-008  
Wines & Liquors, Inc.  
t/a Spirits Unlimited  
897 Fischer Boulevard  
Toms River, NJ 08753

1507-44-043-006  
Overdue LLC  
t/a EZ Liquors  
35 Route 37 East  
Toms River, NJ 08753

1507-44-045-007  
Mrs. D Inc.  
t/a Spirits Unlimited  
A&P Shopping Center Rt. 35  
Seaside Heights, NJ 08751

1507-44-056-001  
Limited Liability CC  
Retail LLC  
t/a Buy Rite Liquor  
2360 Lakewood Rd Unit A3&A4  
Toms River. NJ 08755

subject, however, to the following special conditions, which conditions shall be part of the license:

a) The following Plenary Retail Distribution Liquor Licenses are subject to a **2,000 foot proximity restriction**. Said Liquor Licenses cannot be located within 2,000 feet of another Plenary Retail Distribution (D) Liquor License as denoted by an asterisk, following the License Number.

1507-44-048-004\*  
Retail, LLC  
Buy Rite Liquors  
1789-91 Hooper Ave  
Toms River, NJ 08753

1507-44-049-004 \*  
Again, Inc.  
t/a Spirits Unlimited  
941 Route 37 West - Store 1  
Toms River, NJ 08755

1507-44-051-003 \*  
Cool Is The Rule, Inc.  
t/a Spirits Unlimited  
1426 Lakewood Road - Suite 2  
Toms River, NJ 08753

1507-44-055-005 \*  
AJ Liquors LLC  
t/a Buy-Rite of Toms River  
1311 Rt. 37 West,  
Bldg. 1 Unit 10  
Toms River, NJ 08753

6. Each of the licenses referred to in the preceding paragraphs hereof shall be executed for and on behalf of this Municipality by Clerk of the Township of Toms River, with an effective date of **July 1, 2021**.

7. The Township Clerk shall forthwith report to the Division of Alcoholic Beverage Control of the State of New Jersey, and to the State Division of Taxation, the issuance of each said license as soon as such licenses are issued.

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

- a) Department of Police
- b) Chief Financial Officer
- c) Municipal Attorney
- d) State of New Jersey  
Division of Alcoholic Beverage Control  
140 East Front Street, Fifth Floor  
CN 087  
Trenton, N.J. 08625-0087
- e) Licensees, as listed above
- f) NJ Division of Taxation  
ATTN: ABC Licensing Unit  
PO Box 245  
Trenton, NJ 08695

## **RESOLUTION AUTHORIZING THE RENEWAL OF CLUB LIQUOR LICENSES FOR 2021-2022**

**June 22, 2021**

WHEREAS, all of the present Liquor License holders listed below have made application for the renewal of their respective licenses and have paid the necessary fees for such renewals; and

WHEREAS, the submitted application form is complete in all respects; and

WHEREAS, the applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and

WHEREAS, the applicant has disclosed, and the issuing authority has ascertained and reviewed the source of any additional financing obtained in the previous license term for use in the licensed business; and

WHEREAS, the submitted application is complete in all respects, including submission of the club member list; and

WHEREAS, the officers and directors of the club are qualified according to all statutory, regulatory and local governmental ABC laws and regulations; and

WHEREAS, the club maintains all records required by N.J.A.C. 13:2-8.8 (special events open to non-club members) and N.J.A.C. 13:2-8.12 (true books of account for receipts and disbursements);

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

1. That Club Liquor Licenses be and are hereby granted to the following applicants all of whom are presently holders of such licenses, for the presently respective licensed premises to wit:

1507-31-027-002  
George P. Vanderveer  
American Legion Post #129  
2025 Church Rd  
PO Box 203  
Toms River, NJ 08753

1507-31-28-001  
Knights of Columbus  
Columbus Club of Toms River  
113 Tennyson Ave  
PO Box 78  
Island Heights, NJ 08732

1507-31-029-001  
Toms River Elks  
600 Washington Street  
Toms River, NJ 08753

1507-31-030-001  
Gilford Park Yacht Club  
700 Riverside Drive  
Toms River, NJ 087853

1507-31-031-001  
Toms River Country Club, Inc.  
419 Washington Street  
Toms River, NJ 08753

1507-31-032-002  
Toms River Yacht Club  
1464 Riviera Dr Money Island  
Toms River, NJ 08753

1507-31-035-002  
Seaside Lodge #399  
Loyal Order of the Moose  
1801 Bay Boulevard  
Seaside Heights, NJ 08751

1507-31-060-001  
Normandy Beach Yacht Club Inc.  
236 South Court

2. The licenses referred to in the preceding paragraph hereof shall be executed for and on behalf of this Municipality by the Clerk of the Township, with an effective date of **July 1, 2021**.

3. The Township Clerk shall forthwith report to the Division of Alcoholic Beverage Control of the State of New Jersey, and to the State Division of Taxation, the issuance of each said license as soon as such licenses are issued.

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

- a) Department of Police
- b) Chief Financial Officer
- c) Municipal Attorney
- d) Licensees, as listed above
- e) State of New Jersey  
Division of Alcoholic Beverage Control  
140 East Front Street  
CN 087  
Trenton, N.J. 08625-0087
- f) State Division of Taxation  
ATTN: ABC Licensing Unit  
PO Box 245  
Trenton, NJ 08695

**RESOLUTION AUTHORIZING THE RENEWAL OF POCKET LIQUOR  
LICENSE 1507-33-004-009 ISSUED TO RTC RESTAURANT CORP.,  
PURSUANT TO NJ ABC SPECIAL RULING**

**June 22, 2021**

WHEREAS, the liquor license holder listed below has made application for the renewal of his respective license and has paid the necessary fee for his renewal; and

WHEREAS, the aforesaid application and other proceedings relative to said application and license are in regular and proper form; and

WHEREAS, James B. Graziano, Acting Director, of the State of New Jersey Alcoholic Beverage Control, has authorized the Township of Toms River to consider the renewal application for Plenary Retail Consumption License Number 1507-33-004-009 for the 2021-2022 and 2022-2023 license terms, pursuant to the provisions of N.J.S.A. 33:1-12.39; and

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

1. The Plenary Retail Consumption Liquor License is hereby granted to the following applicant, which is presently the holder of the license:

**1507-33-004-009  
RTC Restaurant Corp.  
225 W. Washington Street  
Indianapolis, Indiana 46204  
(POCKET)**

2. The license referred to in the preceding paragraphs shall be executed for and on behalf of this Municipality by the Clerk of the Township with an effective date of July 1, 2021.

3. This approval is subject to the following conditions: No Further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30,2023, except if good cause for reconsideration is shown.

4. The Township Clerk shall forthwith report to the Division of Alcoholic Beverage Control of the State of New Jersey, and to the State Tax Department, the issuance of this license as soon as this license is issued.

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

- a) Department of Police
- b) Chief Financial Officer
- c) Attorney
- d) State of New Jersey  
Division of Alcoholic Beverage Control  
P. O. Box 087  
Trenton, NJ 08625-0087
- e) State Tax Dept.
- f) RTC Restaurant Corp.  
225 W. Washington Street  
Indianapolis, Indiana 46204

## REPORTS – NONE

## APPROVAL OF BILLS

Council President Geoghegan asked for a report on the bills.

The Bill List, dated **June 18, 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 abstained due to Business conflicts on the following:

Purchase Order 21-03269, payable to Board of Fire Commissioner District 2 in the amount of \$658,219.51.

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

Purchase Order 21-02965 & 21-03054, payable to Dasti McGuckin Attorneys at Law in the amount of \$13,818.88.

Purchase Order 21-03244, payable to NJ MVC Lease Program in the amount of \$3,891.50.

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

Purchase Order 21-02968, payable to Remington & Vernick Engineers in the amount of \$4,926.50.

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

Purchase Order 21-03269, payable to Board of Fire Commissioner District 2 in the amount of \$658,219.51.

Purchase Order 21-02964, payable to Owen Little & Associates, Inc., in the amount of \$675.00.

Purchase Order 21-02979, payable to Carter Construction in the amount of \$1,000.

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

Purchase Order 21-03051 & 21-03249, payable to Holman Frenia Allison in the amount of \$12,500.00.

Council Member Rodrick **is voting no** on the following:

Purchase Order 21-02965 & 21-03054, payable to Dasti McGuckin Attorneys at Law in the amount of \$13,818.88.

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

Purchase Order 21-00653, 21-02618 & 21-03021, payable to Citta, Holzapfel, Zabarsky in the amount of \$7,793.75.

Purchase Order 21-02965 & 21-03054, payable to Dasti McGuckin Attorneys at Law in the amount of \$13,818.88.

Purchase Order 21-03244, payable to Magistrate Salaries in the amount of \$6,937.41.

## **ELECTED OFFICIALS COMMENTS**

Mayor Hill spoke regarding Open Space Tax comments; Township Chief Financial Officer Alex Davidson is resigning for another job in Evesham; spoke on mandate from Trenton on 3 phrases for COAH, and Bridget Redalis' life saving efforts to motorcyclist.

Councilman Rodrick had no comments.

Councilman Lotano spoke regarding non-resident pool fees and updates and facelift to pool; Farmers Market comments; downtown night out; cannabis committee, and sorry to see Alex Davidson leave.

Councilwoman Huryk sorry to see Alex Davidson leave; wished everyone a Happy 4<sup>th</sup> of July.

Councilman Kopp wished everyone a Happy 4<sup>th</sup> of July, and wish Alex Davidson best of luck and will be greatly missed.

Councilwoman Maruca wished students congrats on all the high school graduations and wished everyone a Happy 4<sup>th</sup> of July holiday, Alex Davidson "it's bittersweet" that you are leaving, but best of luck!

Councilman Turnbach thanked Alex Davidson for his hard work and best wishes; Code Blue update; bill A5864 a body camera bill that every police officers should wear and asking Council to draft a resolution to support police officers being able to review bodycam footage prior to preparing the police report.

Council President Geoghegan support resolution to review body camera footage; gradulations to Alex Davidson on his new job; Gradulations to Bridget Redalis for helping to save motorcyclist life. He also wished everyone a Happy 4<sup>th</sup> July.

## **PUBLIC COMMENTS**

Council President Geoghegan announced the public portion and asked if any one wished to speak at this time.

Laurie Singer, 113 Garfield Ave, questions regarding who makes decision who get chosen on the cannabis committee. Councilwoman Huryk explained.

Kenneth Godrich spoke regarding Pride Day Exit 82 excellent event, and South Toms River approved recreational cannabis dispensaries.

Laura Marina Paul, Snug Harbor, thanked the Council for making the pool issues a priority and could they have a maintenance person to clean up leftover trash from the day's attendees at pool?

Diane Oxley would like a policeman on weekends from 3-7 p.m., because people get rowdy.

Susan Kearney, animal activist/advocate, follow-up on request to cancel the geese contract – it is overkill.

Patty Lane, 15 Chestnut Hill Drive, opposed to gassing geese.

Dick Listhiss thanked the Council for answering emails.

Darlene Lucas, 20 Allaire Drive, complaints of criminal neighbors who keep breaking in.

Elizabeth Puglisi spoke regarding Snug Harbor Pool, spoke on cannabis, and organizations to help the homeless.

Lorraine Harlwell had questions on green acres funds and cannabis committee.

On motion by Council Member Maruca, seconded by Council Member Huryk and carried, the **public hearing was closed**.

No other business appearing, the meeting was **adjourned** at 7:22 P. M., on motion with Council Member Maruca, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes.

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KEVIN GEOGHEGAN, COUNCIL PRESIDENT

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ALISON CARLISLE, TOWNSHIP CLERK