

**MATTERS TO COME BEFORE THE TOWNSHIP COUNCIL OF
THE TOWNSHIP OF TOMS RIVER AT A REGULAR MEETING
OF SAID COUNCIL TO BE HELD:
December 27, 2016 – 5:00pm**

1. Meeting called to order
2. Flag Salute
3. Open Public Meeting Statement
4. ROLL CALL:

CARR____GEOGHEGAN____HILL____
MARUCA____WITTMANN____
MANFORTI____KUBIEL____

5. Minutes: December 13, 2016 (Regular Meeting)

6. Honoring resolutions and presentations:

- a. Retirement Presentations:

- *Diane Mastronardy- Police Department
- *James Mercready- Bureau of Fire Prevention
- *Jay Lynch- Township Planner
- *Greg Horback- Township Records Manager

7. RESOLUTION to transfer funds.

8. ORDINANCE of the Township Council, Township of Toms River, Ocean County, New Jersey, amending and supplementing Section 23-13 (employment of relatives of elected officials) of the Township Code to address the employment of relatives of Department Heads and positions subject to testing requirements. FIRST

9. ORDINANCE of the Township Council of the Township of Toms River, Ocean County, New Jersey, amending and supplementing Chapter 440 (Special Improvement District) of the Code of the Township of Toms River, to subject various parcels of real property to a special assessment, as provided by Chapter 440. FIRST

CONSENT AGENDA

"All matters listed under item "Consent Agenda" will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired on any item, that item will be considered separately."

- A. RESOLUTION authorizing refund for overpayment of taxes, various properties. (3)**
- B. RESOLUTION appointing Kevin Esposito as Fire Subcode Official.**
- C. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, approving a new collective negotiations agreement between the Township of Toms River and the Toms River Township Board of Fire Commissioners District No. 1 and District No. 2, and the Fireman's Mutual Benevolent Association (FMBA) Local #483 (Dispatchers), establishing the terms of a new four-year contract effective commencing January 1, 2017 through December 31, 2020.**
- D. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing Change Order No. 1- with Core Mechanical, Inc. for the preventative maintenance, installation and repair services for heating, venting, and air conditioning (HVAC) equipment, various Township buildings, for an additional 20% (\$30,000.00) for Part B of the contract (Part B- original contract \$150,000.00 over 3 years), and authorizing the Purchasing Division to prepare and receive bids for these services.**
- E. RESOLUTION cancelling grant receivables against grant reserves with excess to Operations.**
- F. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, supporting Assembly Bill No. 2199, which, if enacted, would establish Veterans' preference for affordable housing in housing projects, and urging Governor Christie to sign this bill into law.**
- G. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing contract for professional services to Dynamic Testing Service, for drug and alcohol testing for employees in safety-sensitive positions, in an amount not to exceed \$10,000.00.**
- H. RESOLUTION cancelling 2016 appropriation balances for certain line items.**
- I. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing an agreement with certain approved State contract vendors.**
- J. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the Mayor to execute and the Township Clerk to attest to an agreement with Safety-Kleen Corporation and John Lionetti Associates D/B/A Lorco Petroleum Services, to provide for the collection and recycling of waste oil in need of disposal received at the Municipal Recycling Center, Public Works Garage, Police Garage and Bey Lea Maintenance Shop.**
- K. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the Mayor to execute and the Township Clerk to attest to an agreement with Richie's Tire Service to provide for removal and recycling of tires for the Department of Public Works, in the amount not to exceed \$6,000.00 (\$950.00 per 45' box trailer load which includes transportation).**
- L. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the Mayor to execute and the Township Clerk to attest to an agreement with John Blewett, Inc., Brick Recycling Co., Inc., and Tri-State Recycling, for the marketing of recycled white goods, for the Department of Public Works.**
- M. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the Mayor to execute and the Township Clerk to attest to an agreement with Dan Zarillo Recycling, to provide for removal and recycling services for the disposal of automotive batteries at the Municipal Recycling Center.**
- N. RESOLUTION cancelling accounts payable deemed no longer valid.**

O. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing extension of the contract with O'Brien's Response Management, Inc., using State contract no. G-8034, vendor no. 83100 for FEMA Services/ database documentation, through December 31, 2017, caused by "Hurricane Sandy, which contract was awarded by resolution of the Township Council of the Township of Toms River, Ocean County, New Jersey, on November 16, 2012, and amended and extended by resolutions dated April 28, 2015 and January 26, 2016. (Funds are subject to FEMA reimbursement).

P. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, rescinding a property maintenance lien which was erroneously placed on Block 444.23, Lot 17, 968 Cooper Drive, Toms River, NJ by resolution dated November 22, 2016, in the amount of \$456.83, and authorizing the Township Tax Collector to remove the lien from the Township records.

Q. RESOLUTION of the Township Council of the Township of Toms River, in the County of Ocean, and State of New Jersey, rejecting proposals for land acquisition and dune easement Counsel, and for Special Environmental Legal Counsel to obtain CAFRA permits-Gilford Park Boat Ramp, and authorizing the Division of Purchasing to readvertise and receive new proposals.

R. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing temporary occupancy of the building located at Block 705, Lots 1, 1.01 and 1.02 by Save Barnegat Bay, Inc. a not-for-profit corporation for thirty (30) days.

S. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the Township to enter into an extension with a lease agreement with the Toms River Regional Schools Board of Education, and authorizing the Mayor to execute and the Township Clerk to attest to an extension of lease agreement with the Toms River Regional Schools Board of Education for the lease of Block 660, Lot 14, located at 54 Washington Street, Toms River, NJ.

T. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, releasing performance guarantees and accepting maintenance guarantees for a Major Site Plan known as CVS, Block 410.04, Lots 38, 41 & 73 (Indian Head Rd. & Rt. 9).

U. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, releasing performance guarantees and accepting maintenance guarantees for a Major Site Plan and Minor Subdivision known as, Block 505, Lot 5.01 (Executive Drive).

V. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, releasing performance guarantees and accepting maintenance guarantees for a Minor Site Plan known as Bay Breeze Condominiums, Block 1097.54, Lots 49 & 50 (Bay Blvd.)

W. RESOLUTION of the Township Council of the Township of Toms River, Ocean County, New Jersey, authorizing the purchase of telecommunications equipment and services for phone system upgrades from authorized dealers under State contracts: Avaya State Contract No. 1316/ Vendor No. 80802, and Data Communications Equipment Extreme Networks, State Contract No. M7000/ Vendor No. 87722; these purchases are not expected to exceed \$200,000.00.

REPORTS: none

**APPROVAL OF BILLS
ELECTED OFFICIALS' COMMENTS
PUBLIC COMMENT
EXECUTIVE SESSION**

For special accommodations, please call 732-341-1000 ext. 8200