

**MATTERS TO COME BEFORE THE
TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER
AT THE REGULAR MEETING HELD ON:**

WEDNESDAY DECEMBER 28, 2022 - 5:00 PM

- 1. Meeting called to order.**
- 2. Flag salute.**
- 3. Open Public Meetings Act statement.**
- 4. ROLL CALL:**

CICCOZZI _____

KOPP _____

LAMB _____

QUINLISK _____

RODRICK _____

LOTANO _____

GEOGHEGAN _____

- 5. Minutes: December 14, 2022**

- 6. Honoring Resolutions and Presentations:**

A. Eagle Scouts

1. Blake E. H. Grandinetti
2. Antonino Michael Trifiro

**B. 2022 National Conference on EMS, Dispatcher of the Year Award Winner-
John Hafner**

C. Retirement of Municipal Court Judge Damian Murray

Ordinances- Final Readings

7. **ORDINANCE** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey, Authorizing The Acquisition By Purchase Of Real Property Known As 1585 Silverton Road (Block 230.03, Lot 19.02) For A Purchase Price Of \$1,040,000 *Final*

8. **ORDINANCE** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey, Authorizing The Acquisition, Either By Purchase Or Eminent Domain, Of Real Property Known As 27 Washington Street (Block 662, Lot 5), On The Official Tax Map Of The Township Of Toms River, Ocean County, New Jersey *Final*

9. **BOND ORDINANCE** Providing For The Acquisition Of Land Located At 27 Washington Street And 1585 Silverton Road In The Township Of Toms River And Related Expenses And Appropriating \$2,000,000 Therefor And Authorizing The Issuance Of \$1,904,000 Bonds And Notes To Finance A Portion Of The Costs Thereof, Authorized In And By The Township Of Toms River, In The County Of Ocean, New Jersey *Final*

10. **ORDINANCE** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey, Repealing Section 348-9.32 Of The Township Code And Establishing A New Section 348-9.32 Governing Deployment Of Small Wireless Facilities In Public Rights-Of-Way In The Township Of Toms River *Final*

11. **ORDINANCE** Of The Township Council, Township Of Toms River, Ocean County, New Jersey, To Correct Inconsistencies In Chapters 175 (Bathing Beaches, Swim Clubs And Swimming Pools); 287 (Fees); And 325 (Golf Courses) Of The Township Code *Final*

Resolutions

12. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Sale Of A Plenary Retail Consumption License For The Sale Of Alcoholic Beverages In The Township

13. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Sale Of A Plenary Retail Distribution License For The Sale Of Alcoholic Beverages In The Township

CONSENT AGENDA

All matters listed under the heading “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 will be considered separately.

- A. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing Duplicate/Refund Tax Payment

- B. **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 135.18 Lot 47, Effective November 30, 2022 And Providing That Property Taxes For 2022, As Of The Effective Date, Be Cancelled And/Or Refunded

- C. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Scheduling The Annual Reorganization Meeting For Tuesday, January 3, 2023 At 4:00pm

- D. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey To Transfer Funds

- E. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Approving The Issuance Of “New” License With Theatre Exceptions To Exit 82 A Toms River Theatre Company Inc.

- F. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing An Amendment To Resolution Dated November 22, 2022, To Authorize The Hiring Of One (1) Additional Ice Skating Instructor, Christine Poland, For The Winding River Skating Center For Calendar Year 2023

- G. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing Change Order No. 1 – With Shore Top Construction Corp., For The Barrier Island Pickleball Courts Project, In The Additional Amount Of \$9,885.50, For A New Total Contract Price Of \$622,000.50

- H. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Purchasing Division To Dispose Of Any Or All Items Not Sold Or Unclaimed At Public Auction Which Are No Longer Needed For Public Use, To Be Disposed Of By Recycling Where Possible

- I. **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 And Rubbercycle To Provide For Removal And Recycling Of Tires For The Department Of Public Works, In The Amount Not To Exceed \$12,000.00, Commencing January 1, 2023 Through December 31, 2023

- J. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Mayor To Execute And The Deputy Township Clerk To Attest To An Agreement With Lorco Petroleum Services, For The Collection And Disposal Of Waste Oil Received At The Municipal Recycling Center, Public Works Garage, And Bey Lea Maintenance Shop, In Need Of Disposal, In The Maximum Amount Not To Exceed \$5,000.00
- K. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Mayor To Execute And The Deputy 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
- L. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Mayor To Execute And The Deputy Township Clerk To Attest To Agreements 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 Change Order No. 1 - Final (Reduction In Contract In The Amount Of \$16,595.07), Releasing Performance Bond, Acceptance Of Maintenance Bond, And Authorizing Final Payment And Retainage To Contractor, Messercola Excavating Co., Inc., In The Amount Of \$7,935.31, For Closeout Of The Various Drainage Improvements At Ortlely And North Beach Project
- N. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing To Utilize Nj State Contract 17-FLEET-00749 From Elite Vehicle Solutions, To Purchase Equipment To Upfit Police Vehicles, In The Total Contract Amount Not To Exceed \$119,587.73
- O. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Purchase Of It Workstations And Accessories For The It Department From CDW-G Inc., Utilizing ESCNJ/AEPA-22G, In The Total Contract Amount Not To Exceed \$84,375.00
- P. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Use Of Approved New Jersey State Contracts Through Awarded Vendors For 2023
- Q. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing Purchases From Approved Cooperative Contracts With Awarded Vendors For Calendar Year 2023 Pursuant To N.J.S.A. 40A:11-11(5) AND N.J.AC. 5:34-7.1 ET SEQ.

- R. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing Award Of A Negotiated Contract For Winding River Indoor Ice Skating Rink – Snack Bar Concession With Castaway Kitchen, LLC, In The Amount Of \$3,900.00 Per Season
- S. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing Award Of A Negotiated Open-Ended Contract For Drainage Materials For The Toms River Township Bey Lea Golf Course To Turf Equipment & Supply Based On The Higher Discount Provided
- T. **RESOLUTION** Of The Township Council, Township Of Toms River, Ocean County, New Jersey Authorizing The Award Of Contract For Three Replacement (3) 2023 Ford Bronco Sport (R9a) Base 4x4 Vehicles Or Equivalent, With The Option To Purchase Four (4) Additional Vehicles Over The Next 12 Months For Code Enforcement And The Building Department, From Nielsen Ford, As The Sole Bidder, Meeting All The Bid Specifications, In The Total Contract Amount Not To Exceed \$96,078.00
- U. **RESOLUTION** Of The Township Council, Township Of Toms River, Ocean County, New Jersey Authorizing Award Of Contract To TEC Elevator Inc., As Lowest Bidder Meeting All The Bid Specifications, For Elevator Preventative Maintenance And Repair Services For A Total Maximum Amount Not To Exceed \$26,100.00 (three year total)
- V. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Authorizing The Award Of A Contract For The Supply Of Copy Paper, Parchment Paper And Photo Holders, To WB Mason Co., Inc., Who Meets All The Bid Specifications
- W. **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 Healthsouth, Block 535.08 Lot 32 And 34 (Hospital Drive)
- X. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Accepting Performance Guarantees For A Major Site Plan Known As Block 173, Lot 6 (5239 Lakewood Road A.K.A 2139 Lakewood Rd)
- Y. **RESOLUTION** Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Imposing Charges For Unpaid Property Registration Fees Incurred Under Chapter 473-8c Of The Township Code, As Liens On Real Property, And Directing The Tax Collector To Collect These Costs, And Impose Interest In The Same Manner As Provided For In The Collection Of Real Estate Taxes In The Township Of Toms River, Ocean County, New Jersey

Z. RESOLUTION Of The Township Council Of The Township Of Toms River, Ocean County, New Jersey Imposing Charges Incurred Under Section 111 Of The 2006 International Property Maintenance Code As A Lien On Real Property, And Directing The Tax Collector To Collect These Costs, And Impose Interest On Unpaid Costs, In The Same Manner As Provided For In The Collection Of Real Estate Taxes

APPROVAL OF BILLS

ELECTED OFFICIAL'S COMMENTS

PUBLIC COMMENTS

EXECUTIVE SESSION