

May 25, 2022

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, and 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 Saturday, **January 8, 2022**, the Press of Atlantic City and the Star Ledger and also forwarded to the Toms River Times, Toms River Patch and WOBN News on Monday, **January 31, 2022**, 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 Monday, **January 3, 2022**. The meeting dates have also been posted on the Township web page.

Roll Call:

Council Member Ciccozzi	- Present
Council Member Kopp	- Present
Council Member Lamb	- Absent
Council Member Quinlisk	- Present
Council Member Rodrick	- Present
Council Vice-President Lotano	- Present
Council President Geoghegan	- Present

A motion was made by Council Member Rodrick, seconded by Council Member Lotano, and with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to approve an excused absence for Council Member Lamb.

**APPROVAL OF MINUTES**

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to approve the Minutes of the **Regular Meeting of May 11, 2022**. 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 Lotano, seconded by Council Member Rodrick, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to make the following honoring proclamations a part of the Minutes.

Chief Deputy Delane introduced Detective Anthony Berke #310 and presented him with a valor award.

Chief Deputy Delane introduced Officer Rebecca Sayegh #423 and presented her with a Class B Award.

Chief Little introduced the following Officers for Life Saving Awards:

Officer Bridgette Badalis #453  
Officer Dominick Pollio #454  
Officer Eric Scamporino #388

Chief Little introduced Daniel and presented him a clock for his retirement.

Mayor Hill introduced Girl Scout Julietta Onofrietti and presented her with a proclamation

# Township of Toms River

## Proclamation

### Girl Scout Gold Award

### May 25, 2022

***WHEREAS, Julietta Onofrietti** has received the Gold Award which is the highest rank of achievement in Girl Scouts; originally called the Golden Eagle of Merit; and*

***WHEREAS,** since 1916 the Girl Scout Gold Award has stood for excellence and leadership for girls everywhere with girls who pursue the award aspiring to transform an idea and vision for change into an actionable plan with far-reaching results; and*

***WHEREAS,** the Gold Award requires girls in grades 9-12 to make a measurable and sustainable difference in their community through assessing a need, designing a solution and, through completion of their project, inspiring others to sustain it; and*

***WHEREAS, Julietta** has been a member of the Girl Scouts of the Jersey Shore for thirteen years, serving in many leadership and ambassador positions and volunteering for varied community service organizations and activities; and*

***WHEREAS,** the Gold Award is the highest award in Girl Scouting, honoring leadership in the Girl Scout tradition; and*

***WHEREAS, Julietta's Gold Award Project, entitled "Doghouse Peace"** benefitted the Toms River Animal Shelter where she constructed a doghouse for their outdoor yard for protection during outside active time individually or with other dogs versus being isolated in a cage inside. The doghouse has an open front door and a side door that lifts with a hinge and a chain for ventilation during the summer, as well as an overhang roof in the front to provide a small dog porch elevated off the ground. There is a side ramp which allows any size dog to run up to jump on top of the roof to lay in the sun, and the entire roof and inside of the doghouse and porch are covered with artificial turf and painted with outdoor paint and roof paper to shield it from the weather, thereby making it sustainable for at least a decade or more; and*

***WHEREAS,** the Girl Scout Leadership Experience helps girls develop a solid foundation in leadership through core programs around science, technology, engineering, and math (STEM), environmental stewardship, healthy living, financial literacy and global citizenship; and*

***WHEREAS, Julietta Onofrietti** has successfully completed all requirements to receive the Girl Scout Gold Award.*

***NOW, THEREFORE, I, Maurice B. Hill, Mayor** of the Township of Toms River, on behalf of myself, the Township Council, and the residents of the Township of Toms River, congratulate **Julietta Onofrietti** on her achievement of receiving the Girl Scout Gold Award.*

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**Maurice "Mo" B. Hill, Jr., Mayor**

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**Kevin M. Geoghegan**  
**Lotano**  
Council President  
President

**Matthew W.**  
Council Vice-

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**David Ciccozzi**  
**Lamb**

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**Joshua D. Kopp**

**Justin D.**

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**Jim Quinlisk**  
**Rodrick**

**Daniel T.**

Five-minute recess for Officers and Families to take pictures.  
Reconvene at 6:22 p.m.

Michael Cruoglio, Deputy Township Clerk read the following Ordinance of which the title only was read in full:

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

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE TOWNSHIP TO ADOPT A CORRECTORY ACCESS EASEMENT AGREEMENT AND DISCHARGE OF MEMORANDUM OF ESCROW AGREEMENT BETWEEN CT-CT07 MAZEL LLC, DT-DT07 MAZEL LLC AND THE TOWNSHIP OF TOMS RIVER, AND AUTHORIZING THE MAYOR TO EXECUTE AND THE DEPUTY MUNICIPAL CLERK TO ATTEST TO SAID AGREEMENT**

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 Lotano, seconded by Council Member Quinlisk and carried, the public hearing was closed.

Council Member Lotano offered the following ordinance and moved its adoption, Council Member Quinlisk 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 Ciccozzi	Yes
Council Member Kopp	Yes
Council Member Lamb	Absent
Council Member Quinlisk	Yes
Council Member Rodrick	Yes
Council Vice-President Lotano	Yes
Council President Geoghegan	Yes

Michael Cruoglio, Deputy Township Clerk read the following Ordinance of which the title only was read in full:

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

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING §391-36B THE TOWNSHIP CODE TO PERMIT THE LIMITED OPERATION OF FOOD TRUCKS ON WASHINGTON STREET**

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.

Council Members Lotano and Kopp favor this ordinance, because it came from the small business committee..

On motion by Council Member Lotano, seconded by Council Member Quinlisk and carried, the public hearing was closed.

Council Member Lotano offered the following ordinance and moved its adoption, Council Member Kopp 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 Ciccozzi	Yes
Council Member Kopp	Yes
Council Member Lamb	Absent
Council Member Quinlisk	Yes
Council Member Rodrick	Yes
Council Vice-President Lotano	Yes
Council President Geoghegan	Yes

Michael Cruoglio, Deputy Township Clerk read the following Ordinance of which the title only was read in full:

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

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING §189-7A(4) OF THE TOWNSHIP CODE TO REVISE THE REGULATIONS PROHIBITING THE ISSUANCE OF PERMITS FOR DUNE WALKOVERS**

The foregoing Ordinance shall be discussed at the executive session.

Decided at the Executive Session **to be table indefinitely.**

Council Member Ciccozzi	Yes
Council Member Kopp	Yes
Council Member Lamb	absent
Council Member Quinlisk	Yes
Council Member Rodrick	Yes
Council Vice-President Lotano	Yes
Council President Geoghegan	Yes

Council Member Lotano 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, REPEALING CHAPTER 473 (VACANT AND ABANDONED PROPERTIES) OF THE TOWNSHIP CODE AND ESTABLISHING A NEW CHAPTER 473 (PROPERTY REGISTRATION PROGRAM) TO COMPLY WITH P.L. 2021, C.244**

**WHEREAS**, pursuant to Ordinance No. 4579-18, the Township Council established Chapter 473 (Vacant and Abandoned Properties) to regulate and establish a registry for vacant and abandoned properties to combat blight; and

**WHEREAS**, the Legislature recently enacted, and the Governor signed into law, P.L. 2021, c. 444, which supersedes and preempts municipal property registration ordinances; and

**WHEREAS**, Chapter 473 must be amended to comply with P.L. 2021, c. 444; and

**WHEREAS**, as required by P.L. 2021, c. 444, these amendments must be implemented no later than July 1, 2022:

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

1. Chapter 473 (Vacant and Abandoned Properties) of the Township Code is hereby repealed.

2. A new Chapter 473, entitled “Property Registration Program” is hereby established, providing as follows:

**Article I**  
**Properties in Foreclosure**

**§473-1. Definitions.**

For the purposes of Article I of this chapter, the term “creditor” means a State-chartered bank, savings bank, savings and loan association or credit union, any person required to be licensed under the provisions of the New Jersey Residential Mortgage Lending Act, N.J.S.A. 17:11C-52 through N.J.S.A. 17:11C-89, and any entity acting on behalf of the creditor named in the debt obligation, including, but not limited to, servicers. Creditor shall not include the State, a political subdivision of the State, or a State, county, or local government entity, or their agent or assignee, such as the servicer.

**§473-2. Notice requirements.**

- A. In accordance with P.L. 2008, c. 127, §17 (N.J.S.A. 46:10B-51) and P.L. 2021, c. 444, §2, a creditor serving a summons and complaint in an action to foreclose on a mortgage on a residential or commercial property in the Township shall, within 10 days of serving the summons and complaint, notify the Mayor and the Township Clerk that such a summons and complaint have been filed against the subject property.
- B. The notice shall set forth the following information:
  - (1) Full name, address, and telephone number for the representative of the creditor responsible for receiving complaints for property maintenance and code violations.
  - (2) The full name and contact information for any person or entity retained by the creditor or a representative of the creditor to be responsible for any care, maintenance, security, or upkeep of the property.
  - (3) The street address, lot, and block number of the property.
- C. The notice may contain information concerning more than one property.
- D. The notice may be provided by mail or electronic communication, at the discretion of the Township Clerk.
- E. Out-of-State creditors must designate on the notice the full name, address, and telephone number of an in-State representative or agent responsible for the care, maintenance, security, and upkeep of the exterior of the property in the event it becomes vacant and abandoned.

- F. The Township Clerk shall provide copies of these notices to the Division of Code Enforcement.
- G. If there is any change in the name, address, telephone number for a representative, agent, or individual designated in the notice as authorized to accept service on behalf of a creditor, the creditor must provide the Township Clerk with an updated notice within 10 days of any such changes.

**§473-3. Vacant and abandoned properties.**

- A. If the owner of a residential or commercial property vacates or abandons any property on which a foreclosure proceeding has been initiated, or if the property becomes vacant at any point following the filing of a summons and complaint in a foreclosure proceeding, but before title vests in the creditor or other third party, and the exterior of the property is found to be a nuisance or in violation of any applicable State or local code, the Division of Code Enforcement shall notify the creditor or the representative or agent of an out-of-State creditor, as applicable, which shall have the responsibility to abate the nuisance or correct the violation in the same manner and to the same extent as the title owner of the property, to such standard and specifications as required by State law or Township ordinance.
- B. The notice of violation shall describe the conditions that gave rise to the violation.
- C. The creditor, or his agent or representative, as applicable, must remedy the violation within 30 days of receiving the notice of violation. A creditor that fails to do so within that time period is subject to the maximum fines and penalties established under N.J.S.A. 40:49-5 and N.J.S.A. 40:69A-29, and any subsequent amendments to those statutes. Each and every day a violation of this Article persists shall constitute a separate violation.
- D. If the Township expends public funds to abate or correct an unremediated nuisance or violation on a residential or commercial property for which a notice of violation was issued pursuant to subsection A, the Township shall have the same recourse against the creditor as it would have against the title owner of the property, including, but not limited to, the recourse provided under N.J.S.A. 55:19-100, and the imposition of a municipal lien pursuant to §335-2M and §335-2O of the Township Code.

**Article II**  
**Property Registration Program**

**§473-4. Findings and declarations.**

- A. Foreclosure continues to be an issue confronting residents and municipalities.

- B. Properties in foreclosure proceedings can involve properties that are vacant and abandoned or have an increased risk of becoming vacant and abandoned during the foreclosure proceeding.
- C. Vacant and abandoned properties in foreclosure create a greater risk of blight and can create a wide range of problems for the communities in which they are located, including criminal activity, public health problems, depressed property values, reduced tax revenues, and diminished quality of life.
- D. The Legislature has recognized that municipalities must possess tools to identify properties in foreclosure, monitor their status, and mitigate the risk that they become vacant and abandoned, resulting in blight. The Legislature has also recognized the impact on municipal budgets associated with identifying, monitoring, and mitigating these problems.
- E. Existing anti-blight statutes do not provide a uniform and comprehensive mechanism for municipalities to identify, monitor, and mitigate the risks of vacant and abandoned properties in foreclosure.
- F. To provide such a mechanism, the Legislature enacted P.L. 2021, c. 444, to establish a uniform property registration system to enable municipalities to identify, monitor, and address the risk of blight created by properties on which foreclosure proceedings have been initiated or such properties that have become vacant and abandoned.

**§473-5. Statutory authority.**

- A. This chapter is enacted pursuant to P.L. 2021, c. 444, §3, which permits municipalities to enact ordinances to:
  - (1) create a property registration program for the purposes of identifying and monitoring residential and commercial properties within the municipality for which a summons and complaint in an action to foreclose on a mortgage has been filed;
  - (2) regulate the care, maintenance, security, and upkeep of the exterior of vacant and abandoned residential and commercial properties for which a summons and complaint in an action to foreclose has been filed; and
  - (3) impose property registration fees on the creditor of residential or commercial properties on an annual or semi-annual basis.
- B. This chapter shall be interpreted and enforced in accordance with the fullest extent of the authority granted to municipalities



under P.L. 2021, c.444, and any subsequent amendments or supplements thereto.

- C. To the extent that any provision of this chapter conflicts with P.L. 2021, c. 444, the latter shall control.

**§473-6. Definitions.**

- A. **CREDITOR** — a mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor for the purposes of this chapter. For the purposes of this chapter, a creditor shall not include the State of New Jersey; a political subdivision of the State; a State, county, or local government entity, or their agent or assignee, such as a servicer.
- B. **VACANT AND ABANDONED PROPERTY** — A property that is not legally occupied by mortgagor or tenant, which is in such condition that it cannot be legally reoccupied, because of the presence or finding of at least two of the following conditions:
- (1) overgrown or neglected vegetation;
  - (2) accumulation of newspapers, circulars, flyers, or mail on the property;
  - (3) disconnected gas, electric, or water utility services to the property;
  - (4) the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
  - (5) the accumulation of junk, litter, trash, or debris on the property;
  - (6) the absence of window treatments, such as blinds, curtains, or shutters;
  - (7) the absence of furnishings or personal items;
  - (8) statements of neighbors, delivery persons, or government employees indicating that the property is vacant and abandoned;
  - (9) windows or entrances to the property that are boarded up or closed off, or multiple window panes that are damaged, broken, and unrepaired;

- (10) doors to the property that are smashed through, broken off, unhinged, or continuously locked;
- (11) a risk to the health, safety, or welfare of the public or any adjoining or adjacent property owners due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- (12) an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- (13) the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
- (14) a written statement issued by a mortgagor expressing the clear intent of all mortgagors to abandon the property; or
- (15) any other reasonable indicia of abandonment.

**§473-7. Property registration program.**

- A. There is hereby established a property registration program for the purposes of identifying and monitoring residential and commercial properties within the municipality for which a summons and complaint in an action to foreclose on a mortgage has been filed.
- B. A creditor filing a summons and complaint in an action to foreclose shall, in addition to the notices provided to the Township pursuant to N.J.S.A. 46:10B-51; P.L. 2021, c. 444, §2; and Article I of this chapter, must also register the residential or commercial property with the Division of Code Enforcement as a property in foreclosure.
- C. The registration must include the following:
  - (1) Information regarding the creditor required pursuant to N.J.S.A. 46:10B-51a(1), and P.L. 2021, c. 444, §2a(1); and §473-2B.
  - (2) Information regarding the filed summons and complaint in foreclosure, including: (a) the filing date; (b) the court in which it was filed; and (c) the docket number of the filing. Provided that it provides this information, a copy of the summons and complaint will satisfy this provision.
  - (3) A statement that the property qualifies as vacant and abandoned as defined pursuant to P.L. 2021, c. 444, §2a(8); and §473-6B.

- D. If, following the filing of the summons and complaint in foreclosure, there is any change in the name, address, or telephone number for a representative, agent, or individual authorized to accept service on behalf of a creditor required to register hereunder, the property registration must be updated within 10 days of such changes.
- E. If a registered property becomes vacant and abandoned, as defined pursuant to P.L. 2021, c. 444, §2a(8); and §473-6B, after the initial registration, the registration must be updated to reflect this change in status.
- F. Out-of-State creditors must appoint an in-State representative or agent to act for the foreclosing creditor and to accept service of summonses and notices of violation.

**§473-8. Property registration fees.**

- A. Creditors required to register properties pursuant to this chapter are subject to the following fees:
  - (1) A fee of \$500 per property annually for any property required to be registered because a summons and complaint have been filed in an action by the creditor to foreclose.
  - (2) An additional fee of \$2000 per property annually if the property is vacant and abandoned, as defined pursuant to P.L. 2021, c. 444, §2a(8); and §473-6B, when the summons and complaint in an action to foreclose is filed, or becomes vacant and abandoned at any time thereafter while the property is in foreclosure.
- B. Property registration fees are due and payable upon filing of the required notice and thereafter on or before January 1 of each year.
- C. Property registration fees are considered a municipal charge pursuant to the tax sale law, N.J.S.A. 54:5-1 et seq.
- D. Late and unpaid property registration fees are subject to interest pursuant to N.J.S.A. 54:4-67.

**§473-9. Property maintenance.**

- A. A creditor filing a summons and complaint in an action to foreclose is responsible for the care, maintenance, security, and upkeep of the exterior of any property that is or becomes vacant and abandoned while registered in the property registration program.
- B. The duties and obligations imposed upon creditors pursuant to subsection A include, but are not limited to, the following:

- (1) Compliance with the International Property Maintenance Code as adopted and implemented pursuant to Article I of Chapter 335 of the Township Code.
  - (2) Compliance with the care, maintenance, security, and land use and development regulations imposed pursuant to Chapters 340, 348, 368, and 481 of the Township Code.
- C. Creditors, or authorized agents, of vacant and abandoned properties registered hereunder must provide the Township with reasonable access thereto for the purpose of conducting interior and exterior inspections to determine compliance with this section. The Township shall provide reasonable notice of such inspections, which will be carried out during regular business hours, or at such other times as circumstances warrant or as agreed to by the parties.

**§473-10. Enforcement.**

- A. The Division of Code Enforcement is charged with enforcing this chapter. To assist in enforcement, the Division of Code Enforcement may enlist the assistance of other Township departments as necessary.
- B. Upon a determination that a creditor has violated this chapter, code enforcement officers are empowered to issue notices of violation. In cases where the charge is failure to provide care, maintenance, security, and upkeep of the exterior of vacant and abandoned property, such notices shall require that the violation be corrected within 30 days of receipt, or within 10 days of receipt of the violation presents an imminent threat to public health and safety.

**§473-11. Fines and penalties.**

- A. An out-of-State creditor found by the municipal court, or other court of competent jurisdiction, to be in violation of the requirement set forth in §473-7F to appoint an in-State representative shall be subject to a fine of \$2500 for each day of the violation. These fines shall commence on the first day after the close of the 10-day period, set forth N.J.S.A. 46:10B-51; P.L. 2021, c. 444, §2; and Article I of this chapter, for providing notice that a summons and complaint in an action to foreclose have been served.
- B. A creditor found by the municipal court, or other court of competent jurisdiction, to be in violation of any other provision of this Article, except for the violation covered under the preceding subsection, shall be subject to a fine of \$1500 for each day of the violation. Any fines imposed pursuant to this subsection shall commence 31 days following receipt of the notice of violation, except in cases where the violation presents

an imminent risk to public health and safety, in which case any fines shall commence 11 days following receipt of the notice.

**§473-12. Allocation of funds.**

One hundred percent (100%) of the funds collected pursuant to this chapter shall be allocated to the Division of Code Enforcement.

**§473-13. Implementation.**

This chapter shall take effect July 1, 2022. Properties that registered and paid the required fee prior to this effective date need not re-register or pay additional registration fees during calendar year 2022, except that any such prior registrations must be updated in the event the information on file is incomplete or changes.

**Article III**

**Exemption for federally-administered and –serviced properties**

**§473-14. Exemption for federally-administered and –serviced properties.**

Notwithstanding any other contrary provisions of this chapter, Fannie Mae, Freddie Mac and any loan servicers acting on their behalf are exempt from payment of any registration fee for any property registered under this chapter as well as from payment of any fines or penalties otherwise permitted to be assessed under this chapter or any other provision of the Township Code.

2. All other provisions of the Township Code not inconsistent herewith remain in full force and effect.

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

4. If any part of this ordinance is invalidated for any reason by competent authority, that part is 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 twenty days after publication as required by law.

A motion was made by Council Member Lotano, seconded by Council Member Kopp , 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 May 25, 2022 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

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June 8, 2022 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.

MICHAEL CRUOGLIO  
TOWNSHIP DEPUTY 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 Saturday, May 28, 2022.

Ordinance was adopted on first reading with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent.

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

**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER,  
OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 477-70,  
SCHEDULE XII (STOP INTERSECTIONS) OF CHAPTER 477 (VEHICLES AND TRAFFIC)  
OF THE TOWNSHIP CODE TO ESTABLISH STOP SIGN DESIGNATIONS ON VARIOUS  
LOCATIONS IN THE TOWNSHIP OF TOMS RIVER, NJ**

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

1. Section 477-70, Schedule XII (Stop Intersections) of Chapter 477 (Vehicles and Traffic) of the Code of the Township of Toms River, New Jersey is amended and supplemented to add the following:

INTERSECTION: Holly Tree Lane and Evergreen Lane

STOP SIGN INSTALLED ON: Holly Tree Lane

INTERSECTION: 6<sup>TH</sup> Avenue and Harborside Drive E

STOP SIGN INSTALLED ON: 6<sup>TH</sup> Avenue

INTERSECTION: Harborside Drive and Harborside Drive E

STOP SIGN INSTALLED ON: Harborside Drive E

INTERSECTION: Harborside Drive and Spindrift Road

STOP SIGN INSTALLED ON: Spindrift Road

INTERSECTION: Heritage Way and Lenape Trail

STOP SIGN INSTALLED ON: Lenape Trail

2. All ordinances or parts of ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency. All other parts of Chapter 477 of the Code of the Township of Toms River not inconsistent herewith are ratified and confirmed.

3. If any part or parts of this Ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance.

4. 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 and the posting of the appropriate signs.

5. This ordinance is subject to the receipt by the New Jersey Department of Transportation of the duly executed certification by the Toms River Township Engineer as required by law.

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

- a) Township Attorney
- b) Engineering Division
- c) Police Department
- d) Public Works Department

A motion was made by Council Member Lotano, seconded by Council Member Quinlisk, 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 May 25, 2022 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 June 8, 2022 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.

MICHAEL CRUOGLIO  
TOWNSHIP DEPUTY 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 Saturday, May 28, 2022.

Ordinance was adopted on first reading with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent.

Bob Tomerlan, 109 Messenger Street, spoke regarding that business owners downtown aren't willing to put in time to promote their venues.

Council Member Lotano business owners have to want to drive their businesses.

Council Member Rodrick said just 68,000 will be used for promotions out of 400k budget, I respectfully vote no.

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, and Council President Geoghegan voting yes, and Council Member Rodrick voting no, and with Council Member Lamb absent, to approve the following resolution.

**TOMS RIVER  
BUSINESS IMPROVEMENT DISTRICT BUDGET**

**May 25, 2022**

WHEREAS, the Toms River Township Business Improvement Budget is stated, below, and

WHEREAS, the public hearing was held on May 25, 2022.

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

1. It hereby adopts the Toms River Business Improvement District Budget for 2022 as:

S01 Ratables	\$173,402,800
S02 Ratables	\$ 62,230,900

Total 2022 Revenue to be raised by taxation

S01 Budget	\$257,400.00
S02 Budget	\$ 28,600.00

S01 Proposed 2022 Tax Rate	\$0.149
S02 Proposed 2022 Tax Rate	\$0.046

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

- a) Chief Financial Officer
- b) Township Attorney
- c) Township Auditor
- d) Tax Assessor
- e) Tax Collector
- f) Division of Local Government Services  
101 S. Broad Street  
P. O. Box 803  
Trenton, NJ 08625-0803
- g) Ocean County Board of Taxation  
118 Washington Street  
Toms River, New Jersey 08753
- h). Toms River Business Improvement District



Toms River Business Development Corporation  
 53 Main Street  
 Toms River, NJ 08753

The foregoing Resolution was **APPROVED** on the following roll call vote:

Council Member Ciccozzi	Yes
Council Member Kopp	Yes
Council Member Lamb	Absent
Council Member Lotano	Yes
Council Member Quinlisk	Yes
Council Member Rodrick	No
Council President Geoghegan	Yes

**CONSENT AGENDA**

Township Clerk Cruoglio 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 Lotano, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to approve all the following items listed on the Consent Agenda except item **Q, and T**, which were done separately.

**RESOLUTION**

*MAY 25, 2022*

**WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY (IES FOR THE YEAR (S) INDICATED, DUE TO DUPLICATE 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:

NAME	BLOCK	LOT	Qual,Year	Amount
<i>LERETA</i>	<i>235.18</i>	<i>10</i>	<i>2022/2</i>	<i>\$711.44</i>
<i>LERETA</i>	<i>509.03</i>	<i>5</i>	<i>2022/2</i>	<i>\$1,283.18</i>
<b><i>TOTAL:</i></b>				<b><i>\$1,994.62</i></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:

**. R E S O L U T I O N**

*MAY 25, 2022*

WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY(IES FOR THE YEAR (S) INDICATED, DUE TO DUPLICATE 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:

NAME	BLOCK	LOT	Qual,Year	Amount
<i>CORELOGIC</i>	<i>166</i>	<i>3.01</i>	<i>-C1906 2022/2</i>	<i>\$1,416.37</i>
<i>CORELOGIC</i>	<i>173</i>	<i>37.05</i>	<i>2022/2</i>	<i>\$778.21</i>
<i>CORELOGIC</i>	<i>171.10</i>	<i>11</i>	<i>2022/2</i>	<i>\$2,313.15</i>
<i>CORELOGIC</i>	<i>192.12</i>	<i>25</i>	<i>2022/2</i>	<i>\$405.30</i>
<i>CORELOGIC</i>	<i>235.23</i>	<i>21</i>	<i>2022/2</i>	<i>\$2,318.77</i>
<i>CORELOGIC</i>	<i>442.15</i>	<i>8</i>	<i>-C1713 2022/2</i>	<i>\$703.81</i>

<i>CORELOGIC</i>	<i>507.34</i>	<i>11</i>	<i>2022/2</i>	<i>\$1,365.02</i>
<i>CORELOGIC</i>	<i>805</i>	<i>25</i>	<i>2022/2</i>	<i>\$391.41</i>
<i>CORELOGIC</i>	<i>724.85</i>	<i>48</i>	<i>2022/2</i>	<i>\$1,424.72</i>
<i>CORELOGIC</i>	<i>686</i>	<i>246</i>	<i>2022/2</i>	<i>\$2,209.41</i>
<i>CORELOGIC</i>	<i>654.02</i>	<i>18</i>	<i>2022/2</i>	<i>\$1,118.48</i>
<i>CORELOGIC</i>	<i>626</i>	<i>18</i>	<i>2022/2</i>	<i>\$705.55</i>
<i>CORELOGIC</i>	<i>608.03</i>	<i>13</i>	<i>2022/2</i>	<i>\$1,466.05</i>
<i>CORELOGIC</i>	<i>912</i>	<i>26</i>	<i>2022/2</i>	<i>\$2,526.29</i>
<i>CORELOGIC</i>	<i>1946.10</i>	<i>2</i>	<i>2022/2</i>	<i>\$2,884.51</i>
<i>CORELOGIC</i>	<i>1109.02</i>	<i>5</i>	<i>2022/2</i>	<i>\$1,149.93</i>
<i>CORELOGIC</i>	<i>1099.45</i>	<i>11</i>	<i>2022/2</i>	<i>\$1,345.81</i>
<i>CORELOGIC</i>	<i>1036</i>	<i>15</i>	<i>-C0101</i> <i>2022/2</i>	<i>\$158.29</i>
<i>CORELOGIC</i>	<i>986</i>	<i>11</i>	<i>2022/2</i>	<i>\$129.42</i>
<i>CORELOGIC</i>	<i>920.02</i>	<i>11</i>	<i>2022/2</i>	<i>\$2,185.61</i>
<i>TOTAL:</i>				<i>\$26,996.11</i>

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**

May 25, 2022

May 25, 2022 19

WHEREAS the following Property in the Township of Toms River, has an outstanding amount against their taxes for 2022;

WHEREAS, the properties known as Block 192.02 Lot 110 and located in Toms River, and the County of Ocean, became township owned property on May 5<sup>th</sup>, 2022 and, taxes are now uncollectable for 2022,  
AND;

WHEREAS, there are still outstanding taxes on this Parcel, that need to be cancelled.

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 outstanding 2022 taxes are hereby cancelled;
2. Township Clerk shall send a copy of this resolution to Township Auditor, Township Chief Financial Officer and Tax Collector, And Law Department..

Approved as to content:

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**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 681, LOT 128 EFFECTIVE JANUARY 1, 2022 AND PROVIDING THAT PROPERTY TAXES FOR 2022, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

**MAY 25, 2022**

WHEREAS, the owner of real property in the Township of Toms River known as Block 681, Lot 128 located at 13 Lexington Avenue, has been certified by the Tax Assessor as a a of a 100% Disabled Veteran, effective January 1, 2022 and

WHEREAS, property taxes for 2022, 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 2022 real property taxes Block 681, Lot 128, due on or after, January 1, 2022 shall be cancelled.
2. All real property taxes from the date of this Resolution paid Block 681, Lot 128, if any, shall be refunded on a pro-rated basis from January 1, 2022
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 432, LOT 9 EFFECTIVE JANUARY 1, 2022 AND PROVIDING THAT PROPERTY TAXES FOR 2022, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

**MAY 25, 2022**

WHEREAS, the owner of real property in the Township of Toms River known as Block 432, Lot 9 located at 1149 Lewison Drive, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective January 1, 2022 and

WHEREAS, property taxes for 2022, 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 2022 real property taxes Block 432, Lot 9, due on or after, January 1, 2022 shall be cancelled.
2. All real property taxes from the date of this Resolution paid Block 432, Lot 9, if any, shall be refunded on a pro-rated basis from January 1, 2022
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 AUTHORIZING PLACE-TO-PLACE TRANSFER OF CLUB LICENSE NUMBER 1507-031-032-003 ISSUED TO TOMS RIVER YACHT CLUB LOCATED AT 1464 RIVIERA, TOMS RIVER NJ. 08753 (EXPANSION PURPOSES)**

**May 25, 2022**

WHEREAS, an application has been filed to the governing body of the Township of Toms River for a **PLACE-TO-PLACE TRANSFER** (expansion of premises) of Toms River Yacht Club , holder of Club License #**1507-031-032-003** issued

by the Township of Toms River for premises located at 1464 Riviera, Toms River, NJ 08753; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinance and conditions consistent with Title 33;

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 authorize; the **Place-To-Place Transfer** to place Club License Number **1507-031-032 -003, held by Toms River Yacht Club Liquors ” to include building expansion , located at 1464 Riviera, Toms River, NJ, 0875 3.**

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

- a) Police Department
- b) Chief Financial Officer
- c) Council
- d) Attorney
- e) State of New Jersey  
Division of Alcoholic Beverage Control  
140 E. Front Street  
P. O. Box 087  
5th Floor  
Trenton, N. J. 08625-0087
- f) Toms River Yacht Club  
1464 Riviera  
Toms River, NJ 08753

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF AN INVENTORY SYSTEM FOR THE DEPARTMENT OF PUBLIC WORKS FROM AUTOSIST, LLC, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$33,100.00**

**MAY 25, 2022**

**WHEREAS**, the Purchasing Division has requested the Township to authorize the Purchase of an Inventory System for the Department of Public Works from Autosist, LLC, in the total contract amount not to exceed \$33,100.00; and

**WHEREAS**, Autosist, LLC, 22311 Butterfield, Mission Viejo, CA 92692, has completed and submitted a Business Entity Disclosure Certification and Political Contribution Disclosure Form, certifying that the company has not made any contributions in contravention of New Jersey’s Pay to Play Law, N.J.S.A. 19:44A-20.4 et seq., which documents are on file in the Municipal Clerk’s Office; and

**WHEREAS**, the Township Council has determined that it is the best interest of the Township of Toms River to authorize this purchase;

**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 Purchase of an Inventory System for the Department of Public Works from Autosist, LLC, in the total contract amount not to exceed \$33,100.00.

2. Funds in the amount not to exceed \$33,100.00, are available in Account No. 2-01- -A17-510.

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) Division of Purchasing
- b) Certified Financial Officer
- c) Township Attorney
- d) Public Works
- e) Autosist, LLC  
22311 Butterfield  
Viejo, CA 92692

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE AWARD OF OPEN-ENDED CONTRACTS FOR THE SUPPLY OF WORK, SPORT, AND LIFEGUARD CLOTHING, REBID AND NEGOTIATED ITEMS, TO ORIGINAL WATERMEN AND KEYPORT ARMY NAVY**

**MAY 25, 2022**

**WHEREAS**, bids were received on March 22, 2022 for Work, Sport, and Lifeguard Clothing; and

**WHEREAS**, Items 32, 92, 93, 95, 117 and 136 received no bids; and

**WHEREAS**, Items 6, 20, 44, 45, 47 and 80 were rejected because specifications were not met; and

**WHEREAS**, Items 6, 20, 32, 44, 45, 47, 80, 92, 93, 95, 117 and 136 were rebid on May 3, 2022. Bids were then received from the following vendors:

Original Waterman  
1198 Joshua Way  
Vista, CA 92081

Keyport Army Navy  
PO Box 985  
Brick, NJ 08723

**WHEREAS**, rebid items shall be awarded as follows:

**Original Watermen** for Item No. 32.

**Keyport Army Navy** for Item Nos. 20, 44, 45, 47 and 80.

Item Nos. 6, 92, 93, 95, 117 and 136 received no bids and, based on NJSA 40A:11-5(3)(a), prices were then negotiated with various vendors.

Original Watermen and Keyport Army Navy responded to the negotiations. Negotiated items shall be awarded as follows:

**Original Watermen** for Item No. 95.

**Keyport Army Navy** for Item Nos. 6, 117 and 136.

Item Nos. 92 and 93 received no bids. Quotes shall be obtained prior to purchasing these items;

**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:

May 25, 2022 23

1. It hereby awards open-ended re-bid contracts for the Supply of Work, Sport, and Lifeguard Clothing, as follows:

**Original Watermen** for Item No. 32.

**Keyport Army Navy** for Item Nos. 20, 44, 45, 47 and 80.

2. =Item Nos. 6, 92, 93, 95, 117 and 136 received no bids and, based on NJSA 40A:11-5(3)(a), prices were then negotiated with various vendors.

3. Original Watermen and Keyport Army Navy responded to the negotiations. Negotiated items shall be awarded as follows:

**Original Watermen** for Item No. 95.

**Keyport Army Navy** for Item Nos. 6, 117 and 136.

4. Item Nos. 92 and 93 received no bids. Quotes shall be obtained prior to purchasing these items.

5. These will be open-ended contracts with funds being encumbered each time an order is placed contingent upon the availability of funds in the appropriate municipal budget. Term of contracts shall be effective retroactive from April 24, 2022 through April 23, 2023. The award of these contract is subject to all the terms and conditions of the bid specifications.

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

- a) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) Parks, Buildings & Grounds
- e) All Departments
- f) All aforementioned bidders

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF SPILLMAN SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF POLICE FROM MOTOROLA SOLUTIONS, INC., FOR A ONE (1) YEAR AGREEMENT FOR PROPRIETARY SOFTWARE MAINTENANCE IN THE AMOUNT NOT TO EXCEED \$150,045.32**

**MAY 25, 2022**

**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 the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(dd), (the support or maintenance of proprietary software exception to public bidding), it hereby awards a contract to Motorola Solutions, Inc., for the Purchase of Spillman Software Maintenance for one (1) year, in the total maximum amount not to exceed \$150,045.32.

2. The support or maintenance of proprietary software is authorized pursuant to N.J.S.A. 40A:11-5(1)(dd).

3. The Invoice and Agreement are attached to this resolution as Schedule "A" and made a part hereof

Contract Awarded to: Motorola Solutions, Inc.  
500 West Monroe  
Chicago, IL 60661

May 25, 2022 24



Maximum Amount: \$150,045.32

Account Nos.: 2-01- -P43-535  
2-01- -A17-510  
2-01- -P44-535  
2-01- -P42-535  
2-01- -P40-510

4. Term of Contract: Shall commence retroactive to January 1, 2022 through December 31, 2022.

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

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

- a) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) IT Department
- e) Police Department
- f) Motorola Solutions, Inc.  
500 West Monroe  
Chicago, IL 60661

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH MARK WHITE, PH. D, PA, AS TOWNSHIP PSYCHOLOGIST, COMMENCING MAY 26, 2022 UP TO AND INCLUDING DECEMBER 31, 2022, AND AUTHORIZING THE MAYOR TO EXECUTE AND THE DEPUTY MUNICIPAL CLERK TO ATTEST TO AN AGREEMENT WITH MARK WHITE, PH. D, PA**

**MAY 25, 2022**

**WHEREAS**, the Township of Toms River requires the services of a Township Psychologist for the calendar year of 2022; and

**WHEREAS**, the Township of Toms has received a proposal dated May 3, 2022 from Mark White, Ph. D, PA, for Township Psychologist services; and

**WHEREAS**, the Township Council has reviewed the proposal and has determined that it would be in the best interest of the Township to authorize a contract with Mark White, Ph. D, PA for Township Psychologist services, for the term commencing May 26, 2022 up to and including December 31, 2022, in accordance with his proposal; and

**WHEREAS**, Psychologist services will be on an as-needed basis contingent upon the availability of funds in the appropriate municipal budget; and

**WHEREAS**, Mark White, Ph. D, PA agrees to act as the Township Psychologist for the 2022 calendar year, commencing May 26, 2022 up to and including December 31, 2022, in accordance with his proposal;

**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 herewith authorizes a professional services contract with Mark White, Ph. D, PA for Township Psychologist services, commencing May 26, 2022 up to and including December 31, 2022, for a total maximum amount of contract not to exceed \$17,500.00 for the

May 25, 2022 25

entire calendar year of 2022. This will be an open-ended contract with funds being encumbered each time service is requested, contingent upon the availability in the applicable municipal budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

2. The Mayor is hereby authorized to execute and the Deputy Municipal Clerk to attest to a contract with Mark White, Ph. D, PA as Township Psychologist, commencing May 26, 2022 up to and including December 31, 2022, for a total maximum amount not to exceed \$17,500.00 for CY22, contingent upon the execution of a contract, availability of funds and the adoption of the CY22 budget. This will be an open-ended contract with funds being encumbered each time service is requested, contingent upon the availability in the applicable municipal budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

3. A notice of this contract award shall be published within 10 days of the date of this Resolution, pursuant to law.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Certified Financial Officer
- d) Business Administrator
- e) Township Attorney
- f) Deputy Municipal Clerk
- g) Chief of Police
- h) Mark White, Ph. D, PA  
1985 Highway #34, #A-3,  
Wall, NJ 07719

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE AWARD OF A CONTRACT TO JESCO, INC., FOR THE PURCHASE OF JOHN DEERE EQUIPMENT FOR THE DEPARTMENT OF PUBLIC WORKS, USING EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM, CONTRACT NO. 18/19-25, IN THE TOTAL MAXIMUM AMOUNT NOT TO EXCEED \$65,333.92**

**MAY 25, 2022**

**WHEREAS**, the Township of Toms River is a member of the Educational Services Commission of New Jersey #18/19-25 (formerly Middlesex Regional Cooperative Pricing System), as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, pursuant to bids received, a contract was awarded to Jesco, Inc., 118 St. Nicholas Avenue, So. Plainfield, NJ, 07080, by the Educational Services Commission of New Jersey, (formerly Middlesex Regional Cooperative Pricing System), of which Toms River Township is an active participant, as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, the Purchasing Division is requesting authorization to Purchase John Deere Equipment for the Department of Public Works, in the total amount not to exceed \$65,333.92, from the Educational Services Commission of New Jersey, Contract #18/19-25, using the following vendor:

JESCO, INC.  
118 ST. NICHOLAS AVE  
PLAINFIELD, NJ 07080  
ESCNJ 18/19-25  
#65MCECCPS

ITEM	QTY	PRICE
HD10CVV TANDEM - VIBE HAMM ROLLER	1	\$42,272.00
Discount	14%	-5918.08
<b>Total</b>		<b>\$36,353.92</b>
<b>GEM</b>		
644K HI VIS COUPLER BUCKET	1	\$42,000.00
Discount	31%	-\$13,020.00
<b>Total</b>		<b>\$28,980.00</b>
<b>Grand Total</b>		<b>\$65,333.92</b>

**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 Purchase of John Deere Equipment for the Department of Public Works from Jesco, Inc., in the total maximum amount not to exceed \$65,333.29, using the Educational Services Commission of New Jersey, Contract #18/19-25, as stated above.

2. Funds in the amount of \$65,333.29, are available in Account No. X-04- -257-204. The certification of funds available statement with respect to this resolution is on file in the Office of the 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) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Jesco, Inc.  
118 St. Nicholas Avenue  
So. Plainfield, NJ 07080

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF AN OPEN-ENDED CONTRACT FOR THE MANUFACTURE, PRINTING AND MAILING SERVICES FOR CALENDAR YEARS 2022 AND 2023 TAX BILLS AND NOTICES TO ADVANCED COMPUTER CONCEPTS INC. D/B/A TREC**

**MAY 25, 2022**

WHEREAS, bids were invited for the Manufacture, Printing and Mailing Services for Calendar Years 2022 and 2023 Tax Bills and Notices; and

WHEREAS, only one bid was received on May 11, 2022, as follows:  
Advanced Computer Concepts Inc.

d/b/a TREC  
800 Lowell Avenue  
Toms River, NJ 08753

WHEREAS, the bid has been reviewed by the Purchasing Division and the Tax Collector's Office, and recommendation has been made to award an open-ended

May 25, 2022 27

contract to Advanced Computer Concepts Inc. d/b/a TREC, as sole bidder who meets all the bid specifications;

**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 the Manufacture, Printing and Mailing Services for Calendar Years 2022 and 2023 Tax Bills and Notices to Advanced Computer Concepts Inc. d/b/a TREC, as sole bidder who meets all of the bid specifications. The contract term shall be for two (2) years, effective June 24, 2022 through June 23, 2024.

2. This will be an open-ended contract with funds being encumbered each time an order is placed, contingent upon the availability of funds in the applicable municipal budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk. This contract is subject to all terms and conditions of the bid specifications.

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) Certified Financial Officer
- c) Township Attorney
- d) Tax Collector
- e) Advanced Computer Concepts Inc.  
d/b/a TREC  
800 Lowell Avenue  
Toms River, NJ 08753

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF ONE (1) WHEEL LOADER FOR THE DEPARTMENT OF PUBLIC WORKS, FROM JESCO, INC., USING EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM, CONTRACT NO. 18/19-25, INCLUDING THE TRADE-IN OF A 1992 JOHN DEERE 624 LOADER, VIN #D2624 GD539 447 - \$15,000.00, IN THE TOTAL MAXIMUM AMOUNT NOT TO EXCEED \$224,390.84**

**MAY 25, 2022**

**WHEREAS**, the Township of Toms River is a member of the Educational Services Commission of New Jersey #18/19-25 (formerly Middlesex Regional Cooperative Pricing System), as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, pursuant to bids received, a contract was awarded to Jesco, Inc., 118 St. Nicholas Avenue, So. Plainfield, NJ, 07080, by the Educational Services Commission of New Jersey, (formerly Middlesex Regional Cooperative Pricing System), of which Toms River Township is an active participant, as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, the Purchasing Division is requesting authorization to purchase one (1) Wheel Loader for the Department of Public Works from Jesco, Inc., (including the Trade-In of a 1992 John Deere 624 Loader, VIN #D2624 GD539 447 - \$15,000.00), in the total maximum amount not to exceed \$224,390.84, from the Educational Services Commission of New Jersey, Contract #18/19-25, using the following vendor:

**JESCO, INC.  
118 ST. NICHOLAS AVE  
PLAINFIELD, NJ 07080**

**ESCNJ 18/19-25**

**JOHN DEERE**

<b>Item #</b>	<b>Description</b>	<b>QTY</b>	<b>Price</b>
6020DW	524 P Wheel Loader	1	\$218,705.00
924	John Deere Power Tech Engine	1	\$16,908.00
1030	Agriculture Material Handling Configuration	1	-\$1,345.00
1110	5-Speed Powershift Transmission	1	\$0.00
1217	140 Amp Alternator	1	\$347.00
1310	Flat Black Curved Stack	1	\$0.00
1430	Engine Air Intake System with Centrifugal Precleaner	1	\$667.00
1520	Automatic Reversing Hydraulic Fan	1	\$1,650.00
1610	Standard Fuel Filter w/Water Separator & Standard Fuel Fill	1	\$0.00
170k	JDLINK	1	\$0.00
1910	Premium Cab	1	-\$512.00
1945	7 inch Monitor w/Dedicated Rear Camera Display	1	\$1,645.00
1970	Hydrau Hydraulic Fluid	1	\$0.00
2020	High Lift Z-Bar	1	\$4,145.00
2120	Sterling Wheel Only	1	\$0.00
2240	Premium Seat,Heated and Ventilated w/Heavy Duty Air Suspension	1	\$1,295.00
2360	Joystick Controls	1	\$0.00
2403	Three Function Hydraulics	1	\$2,231.00
2515	Ride Control	1	\$4,015.00
2605	English Decals & Manuals	1	\$0.00
2730	30 Amp Converter	1	\$265.00
2890	No payload Scale without Cycle Counter	1	\$0.00
3049	High Traction-Front & Rear Hydraulically Locking Differential Axles	1	\$2,453.00
3110	Automatic Differential Lock	1	\$1,429.00
4934	No Brand Preference	1	\$13,138.00
5540	Full width front fenders	1	\$320.00
5610	Left side steps onle	1	\$0.00
5840	No fork frame	1	\$0.00
5940	No tines	1	\$0.00
7140	Premium LED work and drive lights	1	\$1,449.00
8220	Rear hitch and counterweight	1	\$0.00
8240	Rear Camera	1	\$0.00
8275	LED strobe Beacon w/left Beacon bracket	1	\$275.00
8350	Remote powered and heated exterior mirrors	1	\$712.00
8370	Premium AM/FM Weather band (WB) w/bluetooth,Remote Aux and remote USB port	1	\$850.00
8450	Can with Air A/C Charge	1	\$0.00
8560	Hydraulic Coupler - JRB 416 Pattern	1	\$5,794.00
8890	No Bucket Edge or Teeth	1	\$0.00

8960	No Bucket	1	\$0.00
9043	Environment drains and sampling ports	1	\$410.00
9065	Axle oil cooling & filtration	1	\$2,175.00
9115	Powered Cab Fresh Air pre-cleaner	1	\$945.00
9140	Fire Extinguisher	1	\$149.00
9210	Electrical corrosion prevention package	1	\$1,425.00
9410	Transmission & bottom guards	1	\$2,034.00
9520	License plate bracket	1	\$177.00
9709	20.5R25 1 Star L3 No brand preferred radial tires with 3 PC rims	1	\$0.00
	<b>Total</b>		<u>\$283,751.00</u>
		37.50	
	Discount	%	-\$106,406.63
	<b>Net Price</b>		<b>\$177,344.37</b>
<b>JOHN DEERE ATTACHMENTS</b>			
AT368247	Wiring Harness	1	\$60.04
	Discount	3%	-\$1.80
	<b>Net Price</b>		<b>\$58.24</b>
<b>GEM ATTACHMENTS</b>			
275M	2.75YD MP Bucket	1	\$27,000.00
	Discount	19%	-\$5,130.00
	<b>Net Price</b>		<b>\$21,870.00</b>
<b>LABOR CHARGES</b>			
	Install & Test MP Bucket @ \$158/HR	2	\$316.00
	Install NJDOT Lights	16	\$2,528.00
	<b>Total</b>		<u><b>\$2,844.00</b></u>
<b>Warranty</b>			
	Comprehensive Warranty - 72 months or 5,000 hours, whichever occurs first	1	\$4,809.41
	Discount	2%	-\$96.19
	<b>Total</b>		<u><b>\$4,713.22</b></u>
<b>Additional Items Not Included in ESCNJ Bid Award</b>			
	Loadrite L3180 Smart Scale w/install & Calibration	1	\$12,730.00
	Level 2 PM Quote	1	\$18,300.00
VEIONA-PR	(6) Light	1	\$786.00
VETLIA	(4) Light	1	\$528.00
VE8280T37	(96) Wire	1	\$140.00
GE2060608	Reflective Tape	1	\$77.00
	<b>Total</b>		<u><b>\$32,561.00</b></u>
	<b>Total ESCNJ &amp; Additional items</b>		<b>\$239,390.84</b>
	Less Trade In 1992 John Deere 624 VIN #D2624 GD539 447		\$15,000.00
	<b>Total Price less Trade In:</b>		<u><u><b>\$224,390.84</b></u></u>

**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 purchase of one (1) Wheel Loader for the Department of Public Works from Jesco, Inc., (including the Trade-In of a 1992 John Deere 624 Loader, VIN #D2624 GD539 447 - \$15,000.00), in the total maximum amount not to exceed \$224,390.84, as stated above.
2. Funds in the amount of \$224,390.84, are available in Account No. X-04- -257-204. The certification of funds available statement with respect to this resolution is on file in the Office of the 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) Purchasing Division
  - b) Certified Financial Officer
  - c) Township Attorney
  - d) Department of Public Works
  - e) Jesco, Inc.  
118 St. Nicholas Avenue  
So. Plainfield, NJ 07080

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF OPEN-ENDED CONTRACTS FOR UNIFORMS AND SPECIALTY ITEMS FOR SCHOOL CROSSING GUARDS, BICYCLE POLICE, DISPATCHERS, BOOKING OFFICERS, MOTORCYCLE POLICE, COMMUNITY SERVICE OFFICERS (CSO'S), TOWN HALL SECURITY AND ANIMAL CONTROL OFFICERS, REBID ITEMS TO VARIOUS VENDORS WHO MEET ALL THE TERMS AND CONDITIONS OF THE BID SPECIFICATIONS**

**MAY 25, 2022**

**WHEREAS**, the Division of Purchasing of the Township of Toms River has requested authorization to award open-ended contracts for Uniforms and Specialty Items for School Crossing Guards, Bicycle Police, Dispatchers, Booking Officers, Motorcycle Police, Community Service Officers (CSO'S), Town Hall Security and Animal Control Officers, rebid items to various vendors; and

**WHEREAS**, bids were originally received on March 3, 2022; and

**WHEREAS**, Item Numbers 94, 95, 109, 112, 114, 116, 117, 124, 125, 129-133 received no bids and were rebid; and

**WHEREAS**, Items 1, 3, 5-12, 19-26, 33-37, 44-55, 58- 62, 64, 65, 68-71, 73, 74, 76-82, 86-88, 90-93, 97-100, 103, 104, 107, 108, 110, 111, 113, 115, 118, 120-122, 128, 136, 151, 152, 160, 163, 164, 165 were rejected in accordance with N.J.S.A. 40A:11-13.2 (a) which states the lowest bid substantially exceeds the cost estimates for the goods or services; and

**WHEREAS**, Items 1, 3, 5-12, 19-26, 33-37, 44-55, 58- 62, 64, 65, 68-71, 73, 74, 76-82, 86-88, 90-95, 97-100, 103, 104, 107-118, 120-122, 124, 125, 128-133, 136, 151, 152, 160, 163, 164, 165 were rebid on May 3, 2022. Bids were then received from the following vendors:

Action Uniform Co LLC  
1500 S. New Rd.  
Pleasantville, NJ 08232

Gall's, LLC  
1340 Russell Cave Rd.  
Lexington, KY 40505

Public Safety Unlimited  
1252 Haddonfield Berlin Rd.  
Voorhees, NJ 08043

Keyport Army Navy  
PO Box 985  
Brick, NJ 08723

Rebid Items shall be awarded as follows:

**Action Uniform Co LLC** for Items: 3, 20, 23, 80, 81, 100, 120, 128 and 152.

**Gall's, LLC** for Items: 5, 6, 9-12 ,21, 22, 24, 33-35, 37, 44-50, 55, 58-62, 65, 68-71, 73, 74, 76-78, 87, 88, 91, 93-95, 97, 98, 108-111, 115, 118, 122, 125, 129, 131-133, 136, 151, 163 and 165.

**Public Safety Unlimited** for Items: 19, 25, 26, 36, 64, 79, 82, 86, 92, 99, 103, 104, 107, 113, 114, 116, 121, 124, 130, 160 and 164.

**Keyport Army Navy** for Items: 1, 7, 8, 51-54 and 90.

**WHEREAS**, Items 112 and 117 received no bids. Based on NJSA 40A:11-5(3)(a), we attempted to negotiate pricing with various vendors. No vendor responded to the request for negotiations. Quotes shall now be obtained prior to purchase of these items.

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

1. It hereby awards open-ended contracts for Uniforms and Specialty Items for School Crossing Guards, Bicycle Police, Dispatchers, Booking Officers, Motorcycle Police, Community Service Officers (CSO'S), Town Hall Security and Animal Control Officers, rebid items to various vendors, as follows:

**Action Uniform Co LLC** for Items: 3, 20, 23, 80, 81, 100, 120, 128 and 152.

**Gall's, LLC** for Items: 5, 6, 9-12 ,21, 22, 24, 33-35, 37, 44-50, 55, 58-62, 65, 68-71, 73, 74, 76-78, 87, 88, 91, 93-95, 97, 98, 108-111, 115, 118, 122, 125, 129, 131-133, 136, 151, 163 and 165.

**Public Safety Unlimited** for Items: 19, 25, 26, 36, 64, 79, 82, 86, 92, 99, 103, 104, 107, 113, 114, 116, 121, 124, 130, 160 and 164.

**Keyport Army Navy** for Items: 1, 7, 8, 51-54 and 90.

2. Items 112 and 117 received no bids. Based on NJSA 40A:11-5(3)(a), we attempted to negotiate pricing with various vendors. No vendor responded to the request for negotiations. Quotes shall now be obtained prior to purchase of these items.

3. The Term of Contracts shall be effective retroactive from April 23, 2022 through April 22, 2023. These will be open-ended contracts with funds being encumbered each time an order is placed, contingent upon the availability of funds in the appropriate municipal budget. The award of these contracts is subject to all the terms and conditions of the bid specifications.

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) Certified Financial Officer
- c) Township Attorney
- d) All Departments
- e) Action Uniform Co LLC  
1500 S. New Rd.  
Pleasantville, NJ 08232



- f) Gall's LLC  
1340 Russell Cave Rd.  
Lexington, KY 40505
- g) Public Safety Unlimited  
1252 Haddonfield Berlin Rd.  
Vorhees, NJ 08043
- h) Keyport Army Navy  
PO Box 985  
Brick, NJ 08723

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY , REJECTING THE REBID OF ITEM NO. 95 FOR THE 2022 SUPPLY OF PRINTED FLAT FORMS, LETTERHEADS AND ENVNELOPES REVISED BID RECEIVED FROM URNER BARRY AND CONCEPT PRINT, WHICH STATES THE LOWEST BID SUBSTANTIALLY EXCEEDS THE COST ESTIMATES FOR THE GOODS OR SERVICES, AND QUOTES WILL BE OBTAINED PRIOR TO PURCHASE**

**MAY 25, 2022**

WHEREAS, the Division of Purchasing is requesting authorization to reject the rebid of Item No. 95 on the 2022 Supply of Printed Fat Forms, Letterheads and Envelopes Revised Rebid; and

WHEREAS, bids were invited for Item No. 95 on April 28, 2022, from the following vendors: and

Urner Barry  
1001 Corporate Circle  
Toms River, NJ 08755

Concept Print  
40 Lydecker Street  
Nyack, NY1960

WHEREAS, the bids have been reviewed by the Purchasing Division and recommendation has been made to reject all bids received for Item No. 95, pursuant to NJSA 40A:11-13.2(a), which states that the lowest bid substantially exceeds the cost estimates for the goods or services and quotes will be obtained prior to purchase;

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 the above-mentioned bids received for Item No. 95, pursuant to NJSA 40A:11-13.2(a), which states that the lowest bid substantially exceeds the cost estimated for the goods or services and quotes will be obtained prior to purchase.

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) Certified Financial Officer
- c) Township Attorney
- d) Aforementioned bidders

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, ACCEPTING PERFORMANCE**

**GUARANTEES FOR A MINOR SUBDIVISION KNOWN AS BLOCK 831, LOT 14  
AND 15  
(Anthony Avenue)**

**May 25, 2022**

WHEREAS, the Township Engineer has reported to the Township Council with respect to a Minor Site Plan known as Block 831, Lots 14 & 15.

WHEREAS, Performance Bonds have been posted as follows:

- 1) Cash Bond in the amount of \$5,700.00 which represents the full portion of the performance guarantee amount.
- 2) Check in the amount of \$500.00 which represents the escrow amount for inspection fees.

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 bonds set forth in the preamble hereto are hereby approved.
- 2) Said bond approval is conditioned upon compliance by Richard Beneduce., its successors and assignees, with all terms set forth in the preamble hereof and all requirements of the Land Use Ordinance of the Township of Toms River.

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

- a. Township Engineer
- b. Chief Financial Officer
- c. Township Attorney  
Richard Beneduce  
630 Anthony Avenue  
Toms River, NJ 08753

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS  
RIVER, OCEAN COUNTY, NEW JERSEY, ACCEPTING PERFORMANCE  
GUARANTEES FOR A MINOR SUBDIVISION KNOWN AS BLOCK 825, LOTS 31,  
32 AND 33  
(Anthony Avenue)**

**May 25, 2022**

WHEREAS, the Township Engineer has reported to the Township Council with respect to a Minor Subdivision known as Block 825, Lots 31, 32 & 33.

WHEREAS, Performance Bonds have been posted as follows:

- 1) Cash Bond in the amount of \$6,600.00 which represents the full portion of the performance guarantee amount.
- 2) Check in the amount of \$500.00 which represents the escrow amount for inspection fees.

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 bonds set forth in the preamble hereto are hereby approved.

2) Said bond approval is conditioned upon compliance by Benva Properties, LLC its successors and assignees, with all terms set forth in the preamble hereof and all requirements of the Land Use Ordinance of the Township of Toms River.

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

- a. Township Engineer
- b. Chief Financial Officer
- c. Township Attorney
- d. Benva Properties, LLC  
601 Miller Road  
Wyckoff, NJ 07481

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, ACCEPTING PERFORMANCE GUARANTEES FOR A MINOR SITE PLAN FOR A TRASH ENCLOSURE KNOWN AS WAWA, BLOCK 920.08, LOT 100 (3485 Route 35)**

**May 25, 2022**

WHEREAS, the Township Engineer has reported to the Township Council with respect to a Minor Site Plan known as Block 920.08, Lot 100.

WHEREAS, Performance Bonds have been posted as follows:

- 1) Check in the amount of \$5000.00 which represents the Safety and Stabilization Guarantee.
- 2) Check in the amount of \$500.00 which represents the escrow amount for inspection fees.

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 bonds set forth in the preamble hereto are hereby approved.
- 2) Said bond approval is conditioned upon compliance by Wawa, Inc., its successors and assignees, with all terms set forth in the preamble hereof and all requirements of the Land Use Ordinance of the Township of Toms River.

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

- a. Township Engineer
- b. Chief Financial Officer
- c. Township Attorney
- d. Wawa, Inc.  
260 Wes Baltimore Pike  
Wawa, PA 19063

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, ACCEPTING MAINTENANCE GUARANTEES FOR A MAJOR SITE PLAN KNOWN AS BLOCK 578, LOT 3.01 AND 3.03 (1201 Hooper Avenue)**

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**May 25, 2022**

WHEREAS, the Township Engineer has reported to the Township Council with respect to a Major Site Plan known as Block 578, Lots 3.01 & 3.03.

WHEREAS, Maintenance Bonds have been posted as follows:

- 1) Maintenance Bond # 107607627 in the amount \$40,920.00 is accepted and will remain on account to represent the Maintenance Bond;

WHEREAS, the Township Engineer has made an inspection of said Major Site Plan and finds that all improvements have been satisfactorily completed; and

WHEREAS, the Township Engineer has recommended the release of the Performance Guarantees and acceptance of Maintenance Guarantees;

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

- 1) Maintenance Bond listed in the preamble hereof be and the same is hereby retained;

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

- a. Township Engineer
- b. Chief Financial Officer
- c. Township Attorney
- d. Simon Property Group, LP  
1099 RPT P.O. Box 7066  
Indianapolis, IN 46207

**RESOLUTION CHANGING VARIOUS CUSTODIANS OF  
PETTY CASH FUNDS**

**May 25, 2022**

WHEREAS, in accordance with N.J.S.A. 40A:5-21 the Township Council of the Township of Toms River is changing Petty Cash Funds custodians to the individuals listed below:

The following Petty Cash Funds custodians are to be changed for 2022 for the various Departments of the Township of Toms River:

- A. Department of Recreation: \$500.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Department. Jared Tate and/or Jaime Hawks shall be the Custodian of the Petty Cash Fund.
- B. Bey Lea Golf Course: \$250.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Department. Joseph Kinlin and/or Robert Edenfield shall be the Custodian of the Petty Cash Fund.
- C. Municipal Alliance Office: \$100.00. Said sum shall be utilized in order to pay for various minimal purchases and expenses incurred by the aforesaid Office. Maria Maruca and/or Helen McGovern shall be the Custodian of the Petty Cash Fund.
- D. Division of Parks, Buildings and Grounds: \$500.00. Said sum to be utilized in order to pay for the minimal purchases and expenses incurred by the aforesaid Department. Michael Mazzola and/or Michael Freudenberg shall be the custodian.
- E. Division of Animal Control: \$100.00. Said sum to be utilized in order to pay for the minimal purchases and expenses incurred

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by the aforesaid Department Maria Maruca and/or Richard Barbosa shall be the custodian.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Toms River, in the County of Ocean and State of New Jersey, hereby authorizes such action and two copies of this Resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

BE IT FURTHER RESOLVED that certified copies of this Resolution be provided by the Office of the Township Clerk to each of the following:

- a. Director, Division of Local Government Services
- b. Business Administrator
- c. Director of Finance/CFO
- d. Township Attorney
- e. Jared Tate
- f. Anthony Benyola
- g. Maria Maruca

Approved as to Content

RESOLUTION AUTHORIZING TOMS RIVER TOWNSHIP, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING AMUSEMENT GAMES LICENSE APPLICATION FOR BARNACLE BILL'S, INC.

May 25, 2022

WHEREAS, the Township of Toms River has adopted an ordinance to provide for the licensing, conduct, operation and playing of certain amusement games in accordance with the "Amusement Licensing Law" (Chapter 109,P.I.1959) and fixed fees for the said licenses; and

WHEREAS, the ordinance provides for all of the premises to which licenses are to be issued which are located in this municipality which said municipality has heretofore been designated by Ordinance No. 4458-14 as a seashore or resort area with parts hereof customarily ,constituting an amusement or arcades can operate lawfully: and

WHEREAS, the barrier island sections of the Township qualify as seashore or resort areas in which designates amusement or entertainment zones can be established: and

WHEREAS, the said applicant has complied with the "Amusement Games Licensing Law" (Chapter 109, P.I. 1959), the rules and regulations promulgated by the Office of Amusement Games Control Commission in the Department of Community Affairs and the State of New Jersey, and with local ordinances, have submitted the proper licensing feed and application and is being the desire of the governing body to grant said license.

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

1. It hereby approves of Amusement Games License to Barnacle Bill's, Inc. attached, located at 1968 Route 35 North Ortley Beach, NJ 08751 to operate from May 28, 2022 to May 27, 2023.
2. A Certified copy of this resolution shall be provided by the Clerk's Office of the Township Clerk to each of the following:
  - a) Mayor
  - b) Attorney
  - c) Business Administrator
  - d) Township Council
  - e) Mitchell Little, Chief of Police

- f) Barnacle Bill's Inc. 1968 Route 35 North Ortley Beach, NJ 08751
- g) New Jersey Department of Law & Public Safety, Division of Consumer Affairs,  
Legalized Games of Chance Control Commission P.O. Box 46000 Newark, NJ  
07101

Art Anderson, 12 Park Street, asked if this was approved with an increase. Can we look into why this happened?

Council Member Geoghegan said this is a surcharge.

Council Member Lotano said no one is happy about this surcharge.

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to approve the following Resolution.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AN AMENDMENT TO RESOLUTION DATED MARCH 23, 2021, AUTHORIZING THE PURCHASE OF TWO (2) REPLACEMENT FREIGHTLINER SINGLE AXLE DUMP TRUCKS FOR THE DEPARTMENT OF PUBLIC WORKS, FROM ROBERT H. HOOVER & SONS, INC., UTILIZING OCEAN COUNTY COOPERATIVE PRICING SYSTEM, BID B2020-133, DUE TO MANUFACTURER'S PRICE INCREASES FOR INCREASED COMMODITY AND SUPPLY CHAIN COSTS, FOR AN ADDITIONAL AMOUNT OF \$20,350.00, FOR AN AMENDED TOTAL AMOUNT OF CONTRACT OF \$348,138.74**

**MAY 25, 2022**

WHEREAS, pursuant to bids received, a contract was awarded by the County of Ocean, as Lead Agency for the Ocean County Cooperative Pricing System, Contract Bid No. B2020-133, of which Toms River Township is an active participant, as authorized by N.J.S.A. 40A:11-11(6); and

WHEREAS, on March 23, 2021, the Township Council authorized the purchase of Two (2) Replacement 2021 Freightliner Single Axle Dump Trucks for the Department of Public Works, from Robert H. Hoover & Sons, Inc., utilizing the Ocean County Cooperative Pricing System Contract Bid No. B2020-133, in the total contract amount not to exceed \$327,788.74; and

WHEREAS, these (2) Replacement 2021 Freightliner Single Axle Dump Trucks are replacing Plow Trucks #63 and #67, which have been sold; and

WHEREAS, due to manufacturers' price increases for increased commodity and supply chain costs, Robert H. Hoover & Sons, Inc., has advised of surcharges, as follows:

Freightliner Chassis Surcharge of \$6,700.00 per chassis or \$13,400 for two.  
H.A. DeHart Surcharge for Dump Bodies, Plows and Spreaders at \$3,475.00 per unit or \$6,950.00 for two.

The total for these surcharges are \$20,350.00;

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

1. It hereby authorizes an amendment to Resolution dated March 23 2021, authorizing the purchase of Two (2) Freightliner Single Axle Dump Trucks for the Department of Public Works from Robert H. Hoover & Sons, Inc. utilizing the Ocean

County Cooperative Pricing System Bid B2020, for an additional amount of \$20,350.00, as specified above, in the total revised maximum amount of contract not to exceed \$348,138.74

2. Additional funds in the amount of \$20,350.00 are available in Account No. X-04- -253-204 - \$20,049.97 and Account No. X-04- -248-001 - \$300.03. The certification of funds available statement with respect to this resolution is on file in the Office of the 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) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) Public Works
- e) Robert H. Hoover & Sons, Inc.  
149 Goldmine Road  
Flanders, NJ 07836

Paul Jeffries, 1661 Bay Blvd, Ortley Beach, happy to see the following resolution on the agenda and asked when it will be complete?

Council Member Lotano also glad it is on the agenda.

A motion was made by Council Member Lotano, seconded by Council Member Rodrick, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent, to approve the following Resolution.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING  
AWARD OF CONTRACT TO VULCAN CONSTRUCTION GROUP, INC.,  
WHO MEETS ALL THE BID SPECIFICATIONS, FOR THE 2022  
EMERGENCY DUNE REPAIR PROJECT, IN THE TOTAL  
CONTRACT AMOUNT NOT TO EXCEED \$244,250.00**

**MAY 25, 2022**

**WHEREAS**, bids were invited on May 25, 2022 for the 2022 Emergency Dune Repair Project; and,

**WHEREAS**, bids were received, as follows:

Vulcan Construction Group Inc. 3 Hance Dr. Cookstown, NJ 08511	\$ 244,250.00
CJ Hesse Inc. 25 First Ave. Atlantic Highlands, NJ 07716	\$ 298,750.00
Earle Asphalt Company PO Box 556 Farmingdale, NJ 07727	\$ 315,250.00

SunCo Eco-Contracting LLC  
2 Centennial Dr.- Suite 4D  
Peabody, MA 01960 \$ 367,950.00

Mount Construction  
427 S. White Horse Pike  
Berlin, NJ 08009 \$ 546,750.00

JPC Group Inc.  
228 Blackwood-Barnsboro Rd.  
Blackwood, NJ 08012 \$ 995,000.00

Yannuzzi Group Inc.  
135 Kinnelon Rd., Suite 102  
Kinnelon, NJ 07405 \$1,280,250.00

**WHEREAS**, the bids have been reviewed by the Purchasing Division and the Engineering Department, and recommendation has been made to award the contract to Vulcan Construction Group Inc. who meets all of the bid specifications at a total contract price not to exceed \$244,250.00;

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

1. It hereby awards the contract for the 2022 Emergency Dune Repair Project to Vulcan Construction Group Inc., at a total contract price not to exceed \$244,250.00, and funds are available in Account No. X-19- -600-140. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk. This contract is subject to all terms and conditions of the bid specifications.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Business Administrator
- c) Purchasing Division
- d) Certified Financial Officer
- e) Township Attorney
- f) Engineering Department
- g) Aforementioned bidders

## REPORTS - NONE

## APPROVAL OF BILLS

Council President Geoghegan asked for a report on the bills.

The Bill List, dated **May 20, 2022**, was approved on motion by Council Member Lotano, seconded by Council Member Quinlisk,, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent. **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 22-02965, payable to United Healthcare Insurance Company, in the amount of \$78,557.01.



Council Member Lotano – NONE

Council Member Ciccozzi – NONE

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

Purchase Order 22-02762, payable to Berkeley Township in the amount of \$245.00.

Purchase Order 22-02423, payable to Owen Little & Associates, Inc., in the amount of \$12,788.50.

Purchase Order 22-02763, payable to Borough of South Toms River in the amount of \$519.70.

Council Member Lamb – ABSENT

Council Member Quinlisk – NONE

Council Member Rodrick – NONE

## **ELECTED OFFICIALS COMMENTS**

Council Member Rodrick asked Attorney McGuckin for an update on pending litigation. Hearts and Prayers go out to Uvalde, Texas for tragedy in Elementary School.

Council Member Quinlisk had no comments.

Council Member Lotano spoke regarding the tragedy in Texas; Township pool and keeping good police presence for the summer; Memorial Day Parade.

Council Member Kopp spoke regarding tragedy in school – Texas. He also spoke regarding fundraiser in downtown Toms River on Saturday and wishing safe and Happy Memorial Day.

Mayor Hill spoke regarding VA groundbreaking; beach safety; tragedy involving sand collapse and teen death. Spoke about school shooting in Texas and safety of our schools; rescue of mama duck and her babies in storm drain; and wished everyone a Happy Memorial Day.

Council President Geoghegan spoke regarding Texas school tragedy and first responders' action and tragedy at our beach involving sand collapse. He wished everyone a Happy Memorial Day.

## **PUBLIC COMMENTS**

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

Jennifer Howe, Admiral Avenue, spoke about Police Department being in schools following Texas tragedy. Thanked Mayor Hill for reaching out to Governor Murphy for funding allocation; spoke regarding need of homeless shelter and high rent for BID buildings.

Barbara Collis, 453 Eisenhower, Ortleigh Beach, spoke about non-profits-Lasagna Love and others to bring food to people in need and homeless shelter.

Anthony Delveceia, 60 Maine Street, Silverton, spoke that from Brand to Silver Bay there is only one stop sign and children's safety. Also spoke about rent downtown.

Dana Sumerian, 105 Messenger Street, mentioned follow-up on curbs/crosswalk on Main Street. Curb-cut outs on Messenger Street. She also spoke about Council Members all receiving the same information.

Paul Jeffries, 1661 Bay Blvd, want to explain item 9? Spoke about Surf Club Property update; lighting technology software that Brick Township is investing in.

Art Anderson, 12 Park Street, spoke regarding kayak rental; will Zoning and Planning Board meetings be taped or live-streamed? Spoke about May 26<sup>th</sup> public hearing for DEP on Huddy Park Parking lot.

Daniel Kessel, 7 Vail Street, asked for update on medical marijuana ordinance.

Barbara Cerris, 453 Eisenhower, Ortley Beach, spoke about accessing vision beach and no signage at that beach.

Richard Ciullio, 252 Grand Avenue, spoke about lack of preparation for two council members on not being prepared for meetings.

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

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and carried to enter into a private Executive Session at 7:52p.m.

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and carried, to adopt the following resolution, which was read into the record by the Township Clerk:

## R E S O L U T I O N

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, Public Law 1975, permits the exclusion of the public from a meeting in certain circumstances to discuss matters requiring confidentiality and/or of a privileged nature; and

WHEREAS, the Township Council is of the opinion that such circumstances presently exist;

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

1. The Township Council will now conduct a private Executive Session.
2. The general nature of the subject matter to be discussed and/or acted upon is as follows:

### Anticipated Litigation

3. The following specific topics were announced.
  1. Executive Session Minutes: March 9, 2022 Regular Meeting
  2. Pending Litigation – Langenfeld, et al. v Normandy Beach Association

The foregoing resolution was approved on the following roll call vote:

Council Member Ciccozzi	- Yes
Council Member Kopp	- Yes

Council Member Lamb	- Absent
Council Member Quinlisk	- Yes
Council Member Rodrick	- Yes
Council Vice-President Lotano	- Yes
Council President Geoghegan	- Yes

The Council **reconvened** the public portion at 8:12 P.M., a motion was made by Council Member Lotano, seconded by Council Member Kopp, a carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, Rodrick, and Council Present Geoghegan voting yes, and with Council Member Lamb absent.

A motion was made by Council Member Lotano, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Kopp, Lotano, Quinlisk, and Council President Geoghegan voting yes, and Council Member Rodrick abstaining, and with Council Member Lamb absent, to approve the following Resolution.

**RESOLUTION APPROVING  
EXECUTIVE SESSION MINUTES**

WHEREAS, the attached Executive Session Minutes have been reviewed as to form and accuracy;

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

1. The following Executive Session Minutes are approved:

**March 9, 2022 Regular Meeting**

2. The Township Clerk shall maintain same as an official record.

No other business appearing, the meeting was **adjourned** at 8:15 P. M., on motion with Council Member Lotano, seconded by Council Member Kopp, and carried with Council Members Ciccozzi,, Kopp, Lotano, Quinlisk, Rodrick, and Council President Geoghegan voting yes, and with Council Member Lamb absent..

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KEVIN GEOGHEGAN, COUNCIL PRESIDENT

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MICHAEL CRUOGLIO, DEPUTY CLERK