

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 6:01 PM.

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

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

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

This meeting is convened in accordance with the provisions of the Open Public Meetings Act of New Jersey. Let the official Minutes reflect that adequate notice of this meeting has been provided by publishing a notice in the Asbury Park Press on Friday, **January 6, 2023**, the Press of Atlantic City and the Star Ledger and also forwarded to the Toms River Times, Toms River Patch and WOBN News on Thursday **January 5, 2023**, and thereafter posting same on the Town Hall bulletin board for such notices, and filing same with the Township Clerk, pursuant to a resolution adopted by the Township Council on Tuesday, **January 3, 2023**. 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	- Present
Council Member Quinlisk	- Present
Council Member Rodrick	- Present
Council Vice-President Geoghegan	- Present
Council President Lotano	- Present

**APPROVAL OF MINUTES**

A motion was made by Council Member Lamb, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Kopp, Lamb, Quinlisk, Rodrick, Council Vice-President Geoghegan and with Council President Lotano voting yes, to approve the Minutes of the **Regular Meeting of June 14, 2023**. 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 Kopp, seconded by Council Vice-President Geoghegan, and carried with Council Members Ciccozzi, Kopp, Lamb, Quinlisk, Rodrick, Council Vice-President Geoghegan and with Council President Lotano voting yes, to approve the following honoring resolutions and presentations.

**Jim Kuipers, the Township Electrical Subcode Official, introduced Township Plumbing Subcode Official Mark Hibbard, and presented him with a clock for his retirement.**

Council presented a proclamation to Eagle Scout Austin Scott.

# Township of Toms River

## Proclamation

### Eagle Scout Austin Scott Lisa

May 24, 2023

**WHEREAS, Austin Scott Lisa** is a graduated member of BSA Troop 20 of the Jersey Shore Council of the Boy Scouts of America of Toms River, New Jersey and has earned the highest honor in BSA - the rank of **Eagle Scout**; and

**WHEREAS, to achieve the rank of Eagle Scout, a scout must have a minimum of 22 months tenure, have earned at least 7 skill awards, logged a minimum of 18 hours community service time, served at least 16 months as a troop leader in 3 of 11 leadership positions, and have amassed at least 21 badges (13 of which are required by the Boy Scouts of America National Committee); and**

**WHEREAS, before receiving final approval for the rank of Eagle Scout, a scout's achievements must be reviewed and approved by the Board of Review with the Council District Advancement Chairman and if approved by said Board, then all paperwork is sent to the National Headquarters in Texas for approval. All of these requirements must be completed prior to a scout's 18<sup>th</sup> birthday; and**

**WHEREAS, Austin began his Boy Scout journey in September of 2011, joining Cub Scouts in 1<sup>st</sup> grade with Pack 47 out of Cedar Grove Elementary School. He enjoyed making friends and participating in activities, especially the Pinewood Derby. During 5<sup>th</sup> grade in February of 2016, Austin crossed over to Boy Scout Troop 20, advancing quickly through the ranks earning Scout on June 6, 2016; Tenderfoot on November 14, 2016; Second Class on March 27, 2017; First Class on June 12, 2017; Star on December 11, 2017; Life Scout on June 11, 2018; and finally Eagle Scout on November 18, 2023. He was the first in his troop to go to Provo to summer camp, enjoying 3 weeks that summer, and was joined the following year by a few troop members. Austin has participated in numerous community service projects, helping other scouts with their Eagle projects. He has earned 53 merit badges (only 21 are required) and completed over 65 nights camping. He completed Paddlerama, earning his 50-miler for a week-long canoe trip down the Delaware River, and held the position of Outdoor Ethics Guide from July 30, 2017 – October 29, 2023; Troop Guide from March 5 – December 31, 2018; completed NYLT in March of 2018 and Order of the Arrow in May of 2018. Austin has also earned the World Conservation Award, two National Outdoor Achievement Awards for camping, and the Troop Journey of Excellence Award, as well as 6 Eagle Palms; and**

**WHEREAS, Austin's Eagle Project consisted of building two produce stands for the Shore Hands Food Pantry, recycling 6 wood pallets fashioned into 4-foot-long, 2-shelf stands. With the help of fellow Eagle Scout Nick Pape, they cut, sanded and constructed the stands according to Austin's design, slanting the top shelf to make produce boxes easier to access. Austin's brother and sister helped paint the stands, and the final products were delivered to Mrs. Deena Gifford at Shore Hands Food Pantry on October 22, 2022.**

**NOW, THEREFORE, I, MAURICE B. HILL, JR., MAYOR of the Township of Toms River, on behalf of myself, the Township Council, and the residents of the Township of Toms River, congratulate Austin Scott Lisa on his achievement of becoming an Eagle Scout, and commend and applaud his commitment to the Boy Scout Program and for dedicating his time and efforts for the good of his community.**

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

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**Matthew W. Lotano**  
Council President

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**Kevin M. Geoghegan**  
Council Vice-President

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**David Ciccozzi**

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**Joshua D. Kopp**

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**Justin D. Lamb**

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**Jim Quinlisk**

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**Daniel T. Rodrick**

Council presented a proclamation to Daniel Rush for Outstanding Civic Achievement.

## Township of Toms River Proclamation Daniel Rush

June 28, 2023

***WHEREAS, Daniel Rush** was a student at Donovan Catholic High School, which he attended as a freshman from September 2019 through graduation as a senior on June 5, 2023 while concurrently taking courses at Ocean County College from September 2021 - 2023; and*

***WHEREAS,** as a student at Donovan Catholic High School, **Daniel** made the Principal's Honor Roll for 5 semesters, and the Honor Roll for 6 semesters. He served on the Class of 2023 Student Council first as a Representative September 2019 – June 2021; then as Vice President September 2021 – June 2022 and finally on the Student Council Executive Board as Vice President September 2022 – June 2023. **Daniel** was inducted into the National Honor Society in September 2022 as a member through June 2023. He was a member of the Varsity Boys Swimming team as Varsity Swimmer November 2019 - June 2023, serving as Captain November 2022 – June 2023; and the Varsity Boys Tennis team from March 2020 – June 2023; and*

***WHEREAS, Daniel** was involved in many extracurricular activities at Donovan Catholic High School including Academic Challenge/Decathlon Club September 2019 – June 2020 (cut due to COVID-19) and then as President/Re-Founder September 2020 – June 2023; Catholic Athletes for Christ Leadership Council September 2022 – June 2023; Christian Service Leadership Team as Student Leader September 2020 – June 2023; Campus Ministry Student Leader September 2020 – June 2023 and as Member September 2019 – September 2020; Spanish Club/Headstart Member January 2022 – June 2023; and Habitat for Humanity Club Member September 2019 – June 2023; and*

***WHEREAS, Daniel** participated in the following organizations as a volunteer: Congressman Chris Smith's Volunteer Internship Program from March 2023 – June 2023, helping constituents who sought assistance in handling federal agencies; St. Joseph's Summer Religious Education Academy as a Classroom/Special Education Assistant June 2022 – July 2022; Zion National Park Service Project in Utah from July 2021 – August 2021, assisting with maintenance and general park cleanup as well as helping Rangers educate visitors on parkwide conservation and hiking safety; and*

***WHEREAS, Daniel** received the following awards and recognitions: Rotary Youth Leadership Awards Conference in June of 2022 – selected by Donovan Catholic faculty and sponsored by Central Ocean Rotary Club; and Catholic Athletes for Christ Diocesan Student Leadership Summit September 2022, selected by Donovan Catholic boys' tennis and swim coaches; and*

***WHEREAS,** on May 8, 2023, **Daniel** received notice that he has been accepted and was ordered to report to the United States Merchant Marine Academy.*

***NOW, THEREFORE, Maurice B. Hill, Jr., Mayor of the Township of Toms River,** along with **Council members** on behalf of the Township of Toms River and its residents recognizes **Daniel Rush** for his many accomplishments as a student at Donovan Catholic High School and congratulates him on his acceptance to the United States Merchant Marine Academy.*

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

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**Matthew W. Lotano**  
Geoghegan  
Council President

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**Kevin M.**  
Council Vice-President

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**David Ciccozzi**

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**Joshua D. Kopp**

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**Justin D. Lamb**

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**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 477-79, SCHEDULE XXI (SPEED LIMITS) OF CHAPTER 477 (VEHICLES AND TRAFFIC) OF THE TOWNSHIP CODE, REDUCING THE SPEED LIMIT ON:**

**CARDINAL DRIVE- FROM 35 MPH TO 25 MPH, FOR THE ENTIRE LENGTH**

**SOUTH SHORE DRIVE – FROM 35 MPH TO 25 MPH, FOR THE ENTIRE LENGTH**

**COLONIAL DRIVE – FROM 30 MPH TO 25 MPH, FOR THE ENTIRE LENGTH**

**CONTINENTAL AVENUE – FROM 30 MPH TO 25 MPH, FOR THE ENTIRE LENGTH**

**SCHENCKS MILL LINE ROAD – FROM 45 MPH TO 25 MPH, FROM HOOPER AVENUE TO NORTHERLY TERMINUS**

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

1. Section 477-79, Schedule XXI (Speed Limits) of Chapter 477 (Vehicles and Traffic) is hereby amended and supplemented to reduce the speed limit on the following streets to reduce the incidents of traffic crashes and to promote pedestrian safety, as follows:

NAME OF STREET: Cardinal Drive

SPEED (MPH): 25

LOCATION: Entire Length

NAME OF STREET: South Shore Drive

SPEED (MPH): 25

LOCATION: Entire Length

NAME OF STREET: Colonial Drive

SPEED (MPH): 25

LOCATION: Entire Length

NAME OF STREET: Continental Avenue

SPEED (MPH): 25

LOCATION: Entire Length

NAME OF STREET: Schencks Mill Line Road

SPEED (MPH): 25

LOCATION: From Hooper Avenue to Northerly Terminus

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

**NOTICE IS HEREBY GIVEN** that the ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Toms River, in the County of Ocean, New Jersey, held on June 28, 2023 at 6:00 p.m. It will be further considered for final passage at a public meeting to be held in the L. Manuel Hirshblond Meeting Room of the Municipal Building in said Township on July 12, 2023 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  
MUNICIPAL CLERK

APPROVED AS TO FORM:

ANTHONY MERLINO  
ASSISTANT TOWNSHIP ATTORNEY  
MUNICIPAL BUILDING  
33 WASHINGTON STREET  
TOMS RIVER, N.J. 08753

This ordinance title and purpose, together with notice, shall be published in the Asbury Park Press in the issue of Sunday, July 02, 2023.

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

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

**RESOLUTION OF THE GOVERNING BODY (TOWNSHIP COUNCIL) OF  
THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY,  
FOR CERTIFICATION OF THE ANNUAL AUDIT FOR THE YEAR 2022**

**JUNE 28, 2023**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year **2022** has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, That the *Council of the Township of Toms River*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Township Attorney
- e) Certified Financial Officer

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- f) Township Auditors
- g) Bureau of Financial Regulation and Assistance  
Division of Local Government Services  
P.O. Box 803  
Trenton, New Jersey 08625

Jerry Conaty, from HFA Accounting and CPA Firm, gave an overview of the 2022 Audit. Jerry stated the town got an unmodified opinion which is the highest rating an Auditor can give.

## **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 Quinlisk, seconded by Council Vice- President Geoghegan, and carried with Council Members Ciccozzi, Kopp, Lamb, Quinlisk, Rodrick, Council Vice-President Geoghegan, and Council President Lotano voting yes, to approve all the following items listed on the Consent Agenda.

**A1.**

### **Resolution June 28, 2023**

Whereas, the Tax Assessor has notified the Tax Collector of a duplicate assessment on 817 WEST BRIAR AVENUE for 2023:

Whereas, 817 WEST BRIAR AVENUE has block 694.14 lot 30.02 and block 694.14 lot 6.16 assigned to it for 2023

Whereas, the Tax Assessor has requested the 2023 tax billing on block 694.14 lot 6.16 be adjusted off for 2023;

And;

Whereas, the Tax Assessor will change lot 30.02 to lot 6.16 to complete the subdivision for 2024.

Now, therefore be it resolved by the Township Council of Township of Toms River, in the County of Ocean and the State of New Jersey the follows:

1. Block 694.14 Lot 6.16 tax bill be adjusted to \$0.00 for 2023.
2. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

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

e) SILVER OAKS AT BROOKSIDE LLC  
PO Box 2131  
Toms River, NJ 08754

A2.

**RESOLUTION**  
**JUNE 28, 2023**

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
LENAHAN, KATHLEEN			2023/3	\$1,529.61
TOTAL:				\$1,529.61

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



A3.

**R E S O L U T I O N**  
**June 28, 2023**

WHEREAS, AN OVERPAYMENT OF TAXES HAS APEARED ON THE FOLLOWING PROPERTY (IES) FOR THE YEAR (S) INDICATED, DUE TO PROPERTY (IES) HAVE A NEW JERSEY STATE TAX APPEAL, AND;

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		
C P MANAGEMENT GROUP II LLC ATTY ZIPP & TANNEBAUM, LLC			724.34	41	2022/4	\$5,694.63
NOVINS, YORK, JACOBUS & DOOLEY			941.02	53	2022/4	\$4,589.75
					TOTAL:	\$10,284.38

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

A4.

**Resolution  
June 28, 2023**

Whereas, the Tax Assessor has notified the Tax Collector of an incorrect assessment on the below property for 2023;

Whereas, the Tax Assessor has requested the 2023 tax billing be based on the correct assessment for 2023;

And;

Whereas, the Tax Assessor has made the correction on the assessment for 2024.

Now, therefore be it resolved by the Township Council of Township of Toms River, in the County of Ocean and the State of New Jersey the follows:

1. The following property has their 2023 bill calculated upon the corrected assessment:

<u>Block</u>	<u>Lot</u>	<u>Qual</u>	<u>Property Location</u>	<u>Original Assessment</u>	<u>Correct Assessment</u>
	1462.22	1	1959 PINTA COURT	991,100	665,500

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

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
- e) SOUCY, PAUL JR  
1715 MOHAWK DRIVE  
TOMS RIVER, NJ 08753

B.

**RESOLUTION AUTHORIZING THE RENEWAL  
OF LIQUOR LICENSES FOR 2023-2024**

**June 28, 2023**

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

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

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

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

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

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

1507-33-003-010 (Inactive)  
AR Seashore, LLC  
d/b/a Lot Eleven/Eleven Bar & Restaurant  
1111 Route 37 West  
Toms River, NJ 08755

1507-33-004-007  
OTB Acquisition LLC d/b/a On the Border  
1201 Hooper Ave  
Toms River, NJ 08753

1507-33-020-005 (Inactive)  
Beach Tacos Toms River LLC  
1165 Fischer Blvd  
Toms River, NJ 08753

1507-33-021-011  
Valnrose, LLC  
Roxy's Bar & Grill  
11 Kettle Creek Rd  
Toms River, NJ 08753

2. Plenary Retail Consumption Theatre License is hereby granted to the following applicant whom are presently a holder of such license:

1507-037-061-001  
Exit 82 A Toms River Theatre Company  
73 Main Street  
Toms River, NJ 08753

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

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

4. Each of the licenses referred to in the preceding paragraphs hereof shall be executed for and on behalf of this Municipality by Clerk of the Township of Toms River, with an effective date of **July 1, 2023**.

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

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

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

C.

**RESOLUTION TO INCREASE THE AMOUNT  
OF THE CASH CHANGE FUND  
FOR THE DEPARTMENT OF RECREATION**

**June 28, 2023**

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 Cash Change Fund in the amount of \$1,250.00 which is already in existence for the Department of Recreation is hereby increased to \$1,450.00.
2. The Cash Change Fund shall be returned to the Township Chief Financial Officer upon written request.
3. A certified copy of this Resolution shall be provided by the Office of the Township Clerk to each of the following:

- A. State of New Jersey,  
Division of Local Government Services
- B. Chief Financial Officer
- C. Auditor
- D. Administration
- E. Department of Recreation

D.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
TOMS RIVER, OCEAN COUNTY, NEW JERSEY AUTHORIZING A  
PROFESSIONAL SERVICE CONTRACT WITH THE MUSIAL GROUP,  
P.A., FOR ARCHITECTURAL SERVICES RELATED TO THE REPAIR  
AND REPLACEMENT OF THE BEY LEA CLUBHOUSE BUILDING  
FACADE AT BEY LEA GOLF COURSE, FOR A TOTAL MAXIMUM  
CONTRACT AMOUNT NOT TO EXCEED \$74,435.00**

**JUNE 28, 2023**

**WHEREAS**, the Township Council awarded contracts by way of resolution to various business entities for services provided in the 2022 calendar year; and

**WHEREAS**, resolution of the Township Council dated January 3, 2023, authorized an extension of certain professional service contracts to February 28, 2023, at the same rates approved in 2022, subject to the availability of funds and the adoption of the 2023 budget; and

**WHEREAS**, resolution of the Township Council dated March 22, 2023, authorized The Musial Group be put on a pre-approved list for the calendar year 2023 to receive bids, requests or solicitations as required by law for future architectural capital improvement projects and general architectural services on behalf of the Township of Toms River, subject to the execution of a contract, the availability of funds, and the adoption of the CY23 budget, for the period commencing retroactive to March 1, 2023 up to and including December 31, 2023; and

**WHEREAS**, the Township requires the need for architectural services related to the repair and replacement of the Bey Lea Clubhouse Building facade at Bey Lea Golf Course; and

**WHEREAS**, The Musial Group, P.C. has submitted a proposal dated May 31, 2023 for this project, in the total maximum amount not to exceed \$74,345.00, attached hereto and made a part of this resolution, as follows:

Phase 1 – Schematic Design Fee	\$	10,845.00
Phase 2 – Design Development Fee	\$	9,000.00
Phase 3 – Construction Document Fee	\$	26,000.00
Phase 4 – Bidding/Negotiation Fee	\$	4,000.00
Phase 5 – Construction Administration	\$	21,000.00
Plus Reimbursable Expenses	\$	<u>3,500.00 ±</u>
Total:	\$	74,345.00

**WHEREAS**, the Township Engineer has reviewed the Proposal submitted by The Musial Group, P.A., and has recommended award of contract to The Musial Group, P.A. for this project, in the total contract amount not to exceed \$74,345.00;

**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 a contract with The Musial Group, P.A., for architectural services related to the repair and replacement of the Bey Lea Clubhouse Building facade at Bey Lea Golf Course, in the total maximum contract amount not to exceed \$74,345.00, in accordance with their Proposal dated May 31, 2023.

2. Term of Contract: Commencing June 29, 2023 through completion of the project. All paperwork in connection with this project, as well as the proposal dated May 31, 2023, is on file in the Engineering Division.

3. Funds in the maximum amount not to exceed \$74,345.00, are available in Account No. 3-01- -S75-252. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.

4. The Mayor is authorized to execute and the Municipal Clerk to attest to an Agreement with The Musial Group, P.A.

5. A notice of this contract award shall be published within 10 days of the date of this Resolution, in the Asbury Park Press.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Purchasing Division
- c) Certified Financial Officer
- d) Township Attorney
- e) Township Engineer
- f) The Musial Group, P.A.  
191 Mill Lane  
Mountainside, NJ 07092

E.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE AWARD OF A PROFESSIONAL ENGINEERING AND SURVEYING SERVICES CONTRACT TO COLLIERS ENGINEERING & DESIGN TO ASSIST THE ENGINEERING DIVISION WITH THE DESIGN OF IMPROVEMENTS TO SHELTER COVE PARK PROJECT FOR PHASES 1-5 ONLY, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$83,850.00**

**JUNE 28, 2023**

WHEREAS, the Township Council awarded contracts by way of resolution to various business entities for professional services provided in the 2022 calendar year; and

WHEREAS, resolution of the Township Council dated January 3, 2023, authorized an extension of certain professional service contracts to February 28, 2023, at the same rates approved in 2022, subject to the availability of funds and the adoption of the CY23 budget; and

WHEREAS, resolution of the Township Council dated March 22, 2023, authorized the firm of Colliers Engineering & Design, be placed on an approved list for the calendar year 2023 to render services for inspection and general engineering services, commencing retroactive to March 1, 2023 up to and including December 31, 2023, subject to the execution of a contract, the availability of funds, and the adoption of the CY23 budget, at the following rates:

Principal Engineer	\$180.00/hr.
Project Manager (PE)	\$175.00/hr.
Design Engineer (EIT)	\$140.00/hr.
Design Engineer	\$123.00/hr.
Professional Land Surveyor (PLS) (As a principal or partner)	\$155.00/hr.
Professional Land Surveyor (PLS) (As an associate)	\$105.00/hr.
Senior Designer	\$105.00/hr.
Computer Technician	\$105.00/hr.
Engineering Technician	\$105.00/hr.
Survey Technician	\$ 90.00/hr.
Senior CADD Operator	\$105.00/hr.
CADD Operator	\$ 90.00/hr.
Field Survey Crew	\$185.00/hr.
Senior Inspector	\$117.00/hr.
Inspector Level 1	\$ 68.00/hr.
Inspector Level 2	\$ 96.00/hr.
Secretary/Clerical	\$ 45.00/hr.
Delivery	\$ 45.00/hr.
Prints	\$ 0.35/sq.ft.
Mylars	\$ 1.70/sq.ft.
Cloths	\$ 2.40/sq.ft.
Subcontract Services	120% of cost
Expenses	At cost,

WHEREAS, the Township requires assistance to the Engineering Division with the Design of Improvements to Shelter Cove Park; and

WHEREAS, Colliers Engineering & Design has submitted a proposal dated February 24, 2023, to assist the Engineering Division with the Design of Improvements to Shelter Cove Park; and

WHEREAS, the Township Engineer has reviewed the proposal submitted by Colliers Engineering & Design, and has recommended the award of contract to Colliers Engineering & Design for this project, in the total contract amount not to exceed \$83,850.00 for Phases 1-5 only;

**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 a contract to Colliers Engineering & Design to assist the Engineering Division with the Design of Improvements to Shelter Cove Park Project,



Phases 1-5 only, in the total contract amount not to exceed \$83,850.00, at the rates specified above.

2. Funds for this contract in the amount not to exceed \$83,850.00 are available in Account No. 3-01- -S75-252.

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) Mayor Maurice B. Hill, Jr.
- b) Certified Financial Officer
- c) Purchasing Division
- d) Township Attorney
- e) Engineering Division
- f) Colliers Engineering & Design  
331 Newman Springs Road, Suite 203  
Red Bank, NJ 07701
- g) Colliers Engineering & Design  
101 Crawfords Corner Road – Suite 3400  
Holmdel, NJ 07733  
Attn: Robert Mullin  
Senior Project Manager

F.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING A JOINT PURCHASING AGREEMENT WITH THE COUNTY OF OCEAN AND TOMS RIVER TOWNSHIP, FOR MUSIC MANAGEMENT ASSOCIATES C/O FRANK HUGHES, FOR THE 2023 SUMMER CONCERT SERIES, FOR SEVEN (7) CONCERTS WITH VARIOUS BANDS, IN THE TOTAL AMOUNT NOT TO EXCEED \$10,000.00**

**JUNE 28, 2023**

**WHEREAS**, every year, the County of Ocean sponsors a Summer Concert Series, with the Township of Toms River paying a share of the costs; and

**WHEREAS**, in order to sponsor the Summer Concert Series, it is necessary to retain musicians for the concert events; and

**WHEREAS**, the County of Ocean desires to retain Music Management Associates c/o Frank Hughes, 18A Edinburgh Lane, Manchester, NJ, 08759, and various bands to perform at the concerts; and

**WHEREAS**, the bands and Music Management Associates c/o Frank Hughes, have been performing the concert series for the County and the Township for many years, and have proven reputations as well as past performance of the musicians; and

**WHEREAS**, the amount not to exceed \$10,000.00 for Music Management Associates c/o Frank Hughes, for a total of seven (7) concerts with various bands, is the amount for the Township's annual portion of the 2023 Summer Concert Series;

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

1. Pursuant to N.J.S.A. 40A:11-10(a)(1), which authorizes a Joint Agreement for the provision and performance of goods and services, it hereby authorizes a Joint Purchasing Agreement for services with the County of Ocean for the sharing of the 2023 Summer Concert Series costs in the total maximum not to exceed \$10,000.00 (the Township's portion).

2. It hereby authorizes payment to Music Management Associates c/o Frank Hughes, in the total amount not to exceed \$10,000.00 for seven (7) concerts with various bands, to perform the 2023 Summer Concert Series, sponsored by the County of Ocean and the Township of Toms River. Funds in the total maximum amount not to exceed \$10,000.00, (the Township's portion), are available in Account No. 3-01- -G76-535, contingent upon the availability of funds in the municipal budget. The certification of funds availability statement with respect to this resolution is on file in the Office of the Township Clerk.

3. Fully executed purchase orders shall serve as the necessary contract documentation between the parties hereto.

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

- a) Township Attorney
- b) Certified Financial Officer
- c) Purchasing Division
- d) Recreation Department
- e) County of Ocean  
Department of Parks and Rec.  
1198 Bandon Road  
Toms River, NJ 08753  
Attn: Brianna Blank
- f) Music Management Associates  
c/o Frank Hughes  
18A Edinburgh Lane  
Manchester, NJ 08759

G.

**RESOLUTION OF THE TOWNSHIP OF COUNCIL OF THE TOWNSHIP  
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, FOR APPROVAL  
TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT  
CONTRACT WITH THE NEW JERSEY DEPARTMENT OF  
TRANSPORTATION FOR THE ROADWAY ELEVATION OF  
SOUTH LAGOON ROAD, HERON ROAD AND JOHNSON ROAD**

**JUNE 28, 2023**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Township of Toms River formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to submit an electronic grant application identified as MA-2024-Elevation of South Lagoon Road, Heron Road and Johnson Road-00299 to the New Jersey Department of Transportation on behalf of the Township of Toms River;

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Toms River, that their signatures constitute acceptance of the terms and conditions of the grant agreement, and approves the execution of the grant agreement;

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Township Attorney
- d) Certified Financial Officer
- e) Township Engineer
- f) Department of Transportation  
State of New Jersey  
PO Box 600  
Trenton, NJ 08625-0600

H.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
TOMS RIVER, OCEAN COUNTY, NEW JERSEY, REJECTING ALL  
NEGOTIATIONS RECEIVED FOR THE 2023 PICKLEBALL COURTS AT  
CHADWICK BEACH AND SNUG HARBOR PROJECT, DUE TO  
EXCEEDING BUDGETARY ESTIMATES, AND THEN PURCHASED ON  
THE OPEN MARKET**

**JUNE 28, 2023**

WHEREAS, the Division of Purchasing is requesting authorization to reject all negotiations received for the 2023 Pickleball Courts at Chadwick Beach and Snug Harbor Project due to exceeding budgetary estimates; and

WHEREAS, two (2) bids were received at the initial bid opening on April 4, 2023, and subsequently rejected by resolution of the Township Council dated April 26, 2023, due to exceeding budgetary estimates, pursuant to N.J.S.A. 40A:11-13.2(b); and

WHEREAS, rebids were received from the following vendors on May 17, 2023, and subsequently rejected at the May 24, 2023 Township Council meeting for failure to provide a signed bid sheet at the time of opening and for exceeding budgetary estimates, pursuant to N.J.S.A. 40A:11-13.2(b); and

WHEREAS, one (1) bid was received at the negotiations opened on June 9, 2023, from the following vendor:

Safe-T-Lite LLC  
123 Briscoe Drive  
Toms River, NJ 08753

\$69,776.00

WHEREAS, the Division of Purchasing and the Recreation Department have reviewed the bid and determined that it should be rejected pursuant to N.J.S.A. 40A:11-13.2(b) for exceeding budgetary, pursuant to N.J.S.A. 40A:11-13.2(b) for exceeding budgetary estimates, and then purchased on the open market;

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 rejects all bids received for the reasons stated above.
2. It hereby authorizes the appropriate Township officials to purchase the needed items on the open market.

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) Recreation Department
- e) Safe-T-Site LLC  
123 Briscoe Drive  
Toms River, NJ 08753

I.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING TO  
REJECT THE BID RECEIVED FOR THE 2023 RAVO 5 iSERIES SINGLE-  
ENGINE HYDROSTATIC PURE VACUUM SWEEPER FOR EXCEEDING  
BUDGETARY ESTIMATES, IN ORDER TO REVISE THE  
SPECIFICATIONS AND REBID**

**JUNE 28, 2023**

**WHEREAS**, the Division of Purchasing is requesting authorization to reject the bid received for the 2023 Ravo 5 iSeries Single Engine Hydrostatic Pure Vacuum Sweeper; and

**WHEREAS**, one (1) bid was received at the bid opening on June 13, 2023 from the following vendor:

Northeast Sweepers	\$ 312,626.95
20 Montesano Rd.	
Fairfield, NJ 07004	

**WHEREAS**, the bid submission was reviewed by the Division of Purchasing and the Department of Public Works, and it has been determined that it should be rejected pursuant to NJSA 40A:11-13.2(a) for exceeding budgetary estimates. Minor revisions will be made to the specifications for the re-bid.

**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 rejects the bid submission received for the 2023 Ravo 5 iSeries Single Engine Hydrostatic Pure Vacuum Sweeper.

2. Minor revisions will be made to the specifications for the re-bid.

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) Finance Department
- e) Department of Public Works
- f) Northeast Sweepers  
20 Montesano Rd.  
Fairfield, NJ 07004

J.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF ONE (1) 2023 JOHN DEERE 5130M UTILITY TRACTOR FOR THE DEPARTMENT OF PUBLIC WORKS, FROM CENTRAL JERSEY EQUIPMENT LLC, UTILIZING ESCNJ #22/23-12 COOPERATIVE CONTRACT, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$88,638.79**

**JUNE 28, 2023**

**WHEREAS**, the Township of Toms River is a member of the Educational Services Commission of New Jersey, ESCNJ #22/23-12 as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, pursuant to bids received, a contract was awarded to Central Jersey Equipment LLC, by the Educational Services Commission of New Jersey, as authorized by N.J.S.A. 40A:11-11(5); and

**WHEREAS**, the Purchasing Division is requesting authorization to purchase One (1) 2023 John Deere 5130M Utility Tractor, for the Department of Public Works, utilizing Educational Services Commission of New Jersey, ESCNJ Contract #22/23-12, in the total contract amount not to exceed \$88,638.79, from the following vendor:

Central Jersey Equipment LLC  
100 Route 206  
Hammonton, NJ 08037

Quantity	Item	Price
1	<b>John Deere 5130M Utility Tractor</b>	<b>\$88,638.79</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 One (1) 2023 John Deere 5130M Utility Tractor for the Department of Public Works, utilizing Educational Services

Commission of New Jersey, ESCNJ Contract #22/23-12, in the total contract amount not to exceed \$88,638.79, as stated above.

2. Funds in the amount of \$88,638.79, are available in Account No.

X-04- -261-202

3. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:

- a) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) Public Works Department
- e) Central Jersey Equipment LLC  
100 Route 206  
Hammonton, NJ 08037

K.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING A  
CONTRACT WITH ROBERT H. HOOVER & SONS, INC, FOR THE  
PURCHASE OF TWO (2) MODEL YEAR 2023 OR NEWER  
FREIGHTLINER 114SD CHASSIS TANDEM TRUCKS WITH SELECT  
OPTIONS FOR THE DEPARTMENT OF PUBLIC WORKS, UTILIZING  
THE OCEAN COUNTY COOPERATIVE PRICING SYSTEM, CONTRACT  
#B2022-125 FOR BID TERM 9/21/22 THROUGH 9/20/2023, IN THE  
TOTAL MAXIMUM CONTRACT AMOUNT NOT TO EXCEED  
\$519,230.00**

**(\$250,654.00 FUNDED THROUGH ARPA FUNDS)**

**JUNE 28, 2023**

**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. B2022-125, of which Toms River Township is an active participant, as authorized by N.J.S.A. 40A:11-11(6); and

**WHEREAS**, the aforementioned contract was awarded to Robert H. Hoover & Sons, Inc.;

**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 a contract to Robert H. Hoover & Sons, Inc., for the Purchase of Two (2) Model Year 2023 or Newer Freightliner 114SD Chassis Tandem

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Trucks with Select Options for the Department of Public Works, utilizing the Ocean County Cooperative Pricing System, Contract #B2022-125 for bid term 9/21/2022 through 9/20/2023, for a total maximum contract amount not to exceed \$519,230.00, as follows:

**Robert H. Hoover & Sons, Inc.**  
**149 Goldmine Road**  
**Flanders, NJ 07836**  
**Ocean County Co Op B2022-125**

Description	Quantity	Account Number	Unit Price	Total Cost
Model Year 2023 or Newer, Freightliner 114SD Chassis Tandem Truck, as Specified or Equal	1	3-01- - S75-253	\$250,654.00	\$250,654.00
Model Year 2023 or Newer, Freightliner 114SD Chassis Tandem Truck, as Specified or Equal	1	X-04 - -261-204	\$250,654.00	\$250,654.00
Set of Diagnostic Tools/Test Equipment, As Specified	1	X-04 - -261-204	\$17,922.00	\$17,922.00
			<b>TOTAL</b>	<b>\$519,230.00</b>

2. Funds for this purchase in the total maximum amount not to exceed \$519,230.00, are available in the following accounts:

Account No. X-04- -261-204	\$268,576.00	
Account No. 3-01- -S75-253	<u>\$250,654.00</u>	(ARPA Funding)

Total: \$519,230.00

3. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk. The award of this contract is subject to all terms and conditions of the bid specifications and the Master Contract as awarded by the Ocean County Cooperative Pricing System Contract Bid #B2022-125.

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

- a) Purchasing Division
- b) Certified Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Robert S. Hoover & Sons, Inc.  
149 Gold Mine Road  
Flanders, NJ 07836



L.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING TO UTILIZE NJ STATE APPROVED CO-OP #65MCESCCPS, ESCNJ 22/23-12, FOR BID TERM OF 2/22/23 THROUGH 2/21/24, TO PURCHASE ONE (1) 2023 524 P-TIER WHEEL LOADER WITH SELECT OPTIONS FOR THE DEPARTMENT OF PUBLIC WORKS, (REPLACING 1998 JOHN DEERE LOADER #115), FROM JESCO, INC., IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$230,155.60**

**JUNE 28, 2023**

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

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

2. NJ State Approved Co-Op #65MCESCCPS and ESCNJ 22/23-12, for bid term of 2/22/23 through 2/21/24, for the Purchase of One (1) 2023 524 P-Tier Wheel Loader with Select Options for the Department of Public Works (Replacing 1998 John Deere Loader #115), from Jesco, Inc., 118 St. Nicholas Avenue, South Plainfield, NJ, 07080, for a total contract amount not to exceed \$230,155.60, as follows:

<u>Machine Configuration:</u>			
Code	Description	Quantity	Unit Price
6021DW	524 P-Tier Wheel Loader	1	\$246,799.00
183E	JD Link	1	\$0.00
0202	United States	1	\$0.00
0259	English	1	\$0.00
0351	Translated Text Labels	1	\$0.00
0400	Standard Loader	1	\$0.00
0452	High Lift Z-Bar	1	\$4,352.00
0613	Level 3 Trim - Flat Black Exhaust, 140 Amp Alternator, 30 Amp Converter, LED Work & Drive Lights, Premium seat, Heated & Ventilated w/HD Air Suspension, Premium AM/FM/WB w/Bluetooth Remote Aux & Remote USB Port, Ride Control	1	\$8,629.00
0655	Level 2 Performance - Locking Front Differential, Locking Rear Differential, Auto Diff Lock, Throttle Lock, Wheel Spin Control, 5- Speed Powershift Transmission	1	\$4,814.00
0952	Rear Camera (Secondary Display)	1	\$715.00
1100	Less Detection System	1	\$0.00
1302	Left and Right Side Steps	1	\$966.00

2205	SmartWeigh Ready + Trial	1	\$930.00
4095	John Deere 6.8L - FT4/SV	1	\$17,753.00
5120	Bridgestone VJT - 20.5R25 L3 1-Star Radial Tires w/ 3 PC Rims	1	\$17,472.00
5553	Full Coverage From Fenders	1	\$336.00
6522	Rear Counterweight & Rear Hitch w/ Pin	1	\$0.00
7026	Joystick Controls	1	\$0.00
7054	Three Function Hydraulics	1	\$2,342.00
7403	Hydraulic Coupler - JRB 416 Pattern	1	\$6,083.00
7465	Less Cutting Edge, Segments, and Teeth	1	\$0.00
7500	Less Fork Frame	1	\$0.00
7700	Less Tines	1	\$0.00
7800	Less Bucket	1	\$0.00
8042	Axle Oil Cooling and Filtration	1	\$2,283.00
8295	Heated and Powered Exterior Mirrors	1	\$747.00
8501	Debris Package - Automatic Reversing Hydraulic Fan, Cab Fresh Air Precleaner, Engine Air Intake system w/ Centrifugal Precleaner	1	\$3,425.00
8502	Maintenance and Service Package - Engine Compartment Light, Environmental Drain	1	\$620.00
8505	Guards - Transmission & Bottom	1	\$2,135.00
	John Deere List Price (before discount)		\$320,401.00
	Educational Services Discount	36.00%	(\$115,344.36)
	Net Price		\$205,056.64
<b><u>John Deere Attachments:</u></b>			
BYT11266	License Plate Bracket	1	\$165.00
AT368247	Wiring Harness	1	\$84.44
	John Deere List Price (before discount)		\$249.44
	Educational Services Discount	3.00%	(\$7.48)
	Net Price		\$241.96
<b><u>GEM Attachments:</u></b>			
225MP	GEM 2.25YD MP Bucket w/BOE, w/ Rear BOE Clam Edge	1	\$27,500.00
	Gem List Price (before discount)		\$27,500.00
	Educational Services Discount	26.00%	(\$7,150.00)
	Net Price		\$20,350.00
<b><u>Labor Charges:</u></b>			
	Install NJ DOT Light Package	25.35	\$4,336.00
	Install License Plate Bracket	1	\$171.00
	Total		\$4,507.00
<b><u>Totals:</u></b>			
	Item Description:		Prices
	Machine Net Price		\$205,056.64
	John Deer Attachments		\$241.96
	Gem Attachments		\$20,350.00
	Labor Charges		\$4,507.00
	Total ESCNJ Price Per One (1)		\$230,155.60
	<b>Total ESCNJ &amp; Additional Items</b>		<b>\$230,155.60</b>

3. Funds in the amount of \$230,155.60 are available in Account No. X-04- -261-204.

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) Department of Public Works
- e) Jesco, Inc.  
118 St. Nicholas Avenue  
South Plainfield, NJ 07080

M.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING TO PURCHASE ONE (1) 2023 JOHN DEERE PRO GATOR 2020A (GAS) AND ACCESSORY (REPLACING 2015 JOHN DEERE TORO GATOR #25), FOR THE DEPARTMENT OF PUBLIC WORKS, UTILIZING NJ STATE APPROVED CO-OP #65MCESCCPS, ESCNJ 22/23-12 FROM FINCH SERVICES, INC., IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$40,392.40**

**JUNE 28, 2023**

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

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

2. NJ State Approved Co-Op #65MCESCCPS, ESCNJ 22/23-12 for the term of 2/22/23 through 2/23/24, for the Purchase of One (1) 2023 John Deere Pro Gator 2020A (Gas) and Accessory (replacing 2015 John Deere Toro Gator #25) for the Department of Public Works, from Finch Services, Inc., 9 Venture Way, Eldersburg, MD, 21784, for a total contract amount not to exceed \$40,392.40, as follows:

**Finch Services, Inc.  
9 Venture Way  
Eldersburg, MD 21784**

<u>Quantity</u>	<u>Item</u>	<u>Price</u>
1	John Deere Pro Gator 2020A (Gas)	\$ 40,344.92
1	Item #BM22290 Drawbar/Ball Mount for 51MM (2 in) Receiver Hitch	\$ 47.48
	<b>Total</b>	<b>\$ 40,392.40</b>

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3. Funds in the amount of \$40,392.40 are available in Account No. X-04- -261-202.

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) Department of Public Works
- e) Finch Services, Inc.  
9 Venture Way  
Eldersburg, MD 21784

N.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE TOWNSHIP TO ENTER INTO AN AGREEMENT WITH BRIGHT HARBOR HEALTHCARE WITH REGARD TO THE PROACTIVE OUTREACH IN NEEDS AND TREATMENT (“ON P.O.I.N.T.”) PROGRAM, AND AUTHORIZING THE MAYOR AND CHIEF OF POLICE TO EXECUTE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE PARTIES HERETO**

**JUNE 28, 2023**

**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 Toms River Township to enter into a Memorandum of Understanding with Bright Harbor Healthcare in regard to the Proactive Outreach In Needs and Treatment (“On P.O.I.N.T.”) program, providing access to social work referrals and improved access to behavioral health and integrated care programming to ensure its most vulnerable population has the ability to get the care they need and deserve.
2. Term of Contract shall be for two (2) years retroactive to May 1, 2023 through April 30, 2025. The cost of the On POINT Program will be covered by grant funding Bright Harbor Healthcare received from the Ocean County Dept. of Human Services. Either party may terminate this agreement by serving 90 days written notice to the other.
3. A copy of the Memorandum of Understanding is attached to this resolution, as Schedule “A” and made a part hereof.
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) Business Administrator
- c) Certified Financial Officer
- d) Township Attorney
- e) Police Department, Attn: Chief Mitchell Little
- f) Bright Harbor Healthcare  
Attn: Kim Veith, MBA, MSW, LCSW, LCADC  
150 Atlantic City Boulevard  
Bayville, NJ 08721

O.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING TO UTILIZE ESCNJ 20/21-55, FOR THE BID TERM OF 04/23/21 THROUGH 06/30/23, TO PURCHASE TWO (2) SWENSON #70010-008501 EC-100 V-BOX SPREADERS WITH SELECT OPTIONS FOR THE DEPARTMENT OF PUBLIC WORKS, (NEW EQUIPMENT TO GO IN NEW TANDEM TRUCKS), FROM TRIUS, INC., IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$61,159.58**

**(\$30,579.79 FUNDED THROUGH ARPA FUNDS)**

**JUNE 28, 2023**

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

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

2. ESCNJ 20/21-55, for bid term of 04/23/21 through 06/30/23, for the Purchase of Two (2) Swenson #70010-008501 EC-100 V-Box Spreaders with Select Options for the Department of Public Works (New equipment to go in new Tandem Trucks), from TRIUS, Inc., 458 Johnson Avenue, PO Box 158, Bohemia, NY, 11716, for a total contract amount not to exceed \$61,159.58, as follows:

**TRIUS, Inc.  
458 Johnson Avenue  
P.O.Box 158  
Bohemia, NY 11716**

Description	Quantity	Unit Price	Total Cost
Swenson #70010-008501 EC- 100 14 X 62" V-Box Spreader	2	\$19,372.26	\$38,744.52
#0002-171-24 Side Shields	2	\$2,436.95	\$4,873.90
#0002-605-19 14' Leg Stand	2	\$7,400.52	\$14,801.04

UP Spinner Assembly 00002-261-04 Work Light 4" Pedestal Mount LED	2	\$206.63	\$413.26
00001-159-01 Chain Oiler SS Tank	2	\$417.35	\$834.70
Upcharge Spring Loaded Chain Take up to Rear	2	\$160.65	\$321.30
Buyers 8891169 Light Bar	2	\$585.43	\$1,170.86
<b>TOTAL</b>			<b>\$61,159.58</b>

3. Funds in the amount of \$61,159.58 are available in the following accounts:

Account No. X-04- -261-204                      \$30,579.79  
Account No. 3-01- -S75-253                      \$30,579.79 (ARPA Funding)

Total:                      \$61,159.58

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) Department of Public Works
- e) TRIUS, Inc.  
458 Johnson Avenue  
PO Box 158  
Bohemia, NY 11716

P.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF CONTRACT TO GARDEN STATE GARAGE DOORS, FOR THE PURCHASE AND INSTALLATION OF GARAGE DOORS FOR THE POLICE DEPARTMENT, UTILIZING THE OCEAN COUNTY COOPERATIVE PRICING SYSTEM BID #B2021-117, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$34,850.00**

**JUNE 28, 2023**

WHEREAS, pursuant to bids received, a contract was awarded by the County of Ocean, as Lead Agency for the Ocean County Cooperative Pricing System, State Contract No. B2021-117, of which Toms River Township is an active participant, as authorized by N.J.S.A. 40A:11-11(6); and

WHEREAS, the aforementioned contract was awarded to Garden State Garage Doors;

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 a contract to Garden State Garage Doors for the Purchase and Installation of Garage Doors for the Police Department, utilizing the Ocean County Cooperative Pricing System, Bid #B2021-117, for a total maximum contract amount not to exceed \$34,850.00, pursuant to N.J.S.A. 40A:11-11(6), as follows:

Item #	Description	Quantity	Unit Price	Total Cost
CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back Location: #1, #2, #3 Size: 10'2" x 10' Track: 15" LHR Spring: Front Mount 10,000K cycle Torsion Trim: Nail-on 2" vinyl weather seal Price includes door & installation including new track, springs, & hardware	3	\$2,918.01	\$8,754.03
CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back. Location: #4 Size: 10'2" x 10' Track: 15" R reverse angle Spring: 10,000K cycle Torsion Trim: Nail-on 2" vinyl weather seal Price includes door & installation including new track, springs, & hardware	1	\$2,667.53	\$2,667.53
CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back Location: #5, #6 Size: 10'2" x 8' Track: 15" R Reverse Angle Spring: 10,000K cycle Torsion Trim: Nail-on 2" vinyl weather seal Price includes door & installation including new track, springs, & hardware	2	\$1,919.01	\$3,838.02
CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back Location: #7 Size: 10'2" x 10' Track: 15" LHR reverse angle Spring: Front Mount 10,000K cycle Torsion Trim: Clip-on vinyl weather seal **Existing wood trim will be removed. Jamb to be painted by others** Price includes door and installation including new track, springs, & hardware	1	\$2,919.01	\$2,919.01



CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back Location: #8 Size: 12'2" x 10' Track: 15" LHR reverse angle Spring: REAR Mount 10,000K cycle Torsion Trim: Clip-on vinyl weather seal **Existing wood trim will be removed. Jamb to be painted by others** Price includes door and installation including new track, springs, & hardware	1	\$3,494.01	\$3,494.01
CHI3285	CHI 3285 COM: 26 Gauge Sectional- Ribbed Steel; Polystyrene Insulated; Even Micro Grooves; Steel Back Location: #9 - Sallyport Size: 12'2" x 10' Track: 15" LHR Reverse Angle Spring: Front Mount 10,000K cycle Torsion Trim: Clip-on vinyl weather seal **Existing wood trim will be removed. Jamb to be painted by others** **Existing motor will be raised to allow for front mount torsion, if necessary** Price includes door and installation including new track, springs, & hardware	1	\$3,697.02	\$3,697.02
CNTYLABOR -Head	Lead Tech Labor:	40	\$108.00	\$4,320.00
CNTYLABOR -Helper	Helper Tech Labor:	80	\$55.00	\$4,400.00
MATMRKUP	Material Markup: 3% of Total material	1	\$760.38	\$760.38
			<b>TOTAL</b>	<b>\$34,850.00</b>

2. Funds for this contract in the amount not to exceed \$34,850.00 are available in Account No. X-04- -261-104

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

4. The award of this contract is subject to all terms and conditions of the bid specifications and the Master Contract as awarded by the Ocean County Cooperative Pricing System.

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) Police Department
- e) Garden State Garage Doors  
1565 Rt. 37  
Toms River, NJ 08755

Q.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF VARIOUS RADIO COMMUNICATIONS EQUIPMENT AND ACCESSORIES FOR THE POLICE DEPARTMENT FROM MOTOROLA SOLUTIONS, INC., C/O WIRELESS ELECTRONICS INC., UTILIZING STATE CONTRACT #83909, IN THE TOTAL AMOUNT NOT TO EXCEED \$85,927.50**

**JUNE 28, 2023**

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

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

2. It hereby authorizes State Contract No. 83909 which expires April 30, 2024, for the purchase of various radio communications equipment and accessories for the Police Department, from Motorola Solutions, Inc., c/o Wireless Electronics Inc., 153 Cooper Road, West Berlin, NJ, 08091, for a total contract amount not to exceed \$85,927.50, as follows:

Item Number	Description	Quantity	Unit Sale Price	Total Cost
M37TSS9PW1AN	APX8500 ALL BAND MP MOBILE.	10	\$3,577.50	\$35,775.00
GA09008AA	ADD: GROUP SERVICES.	10	\$112.50	\$1,125.00
GA09007AA	ADD: OUT OF THE BOX WIFI PROVISIONING.	10	\$0.00	\$0.00
G851AG	ADD: AES/DES-XL/DES-OFB ENCRYP APX AND ADP	10	\$599.25	\$5,992.50
G996AS	ENH: OVER THE AIR PROVISIONING.	10	\$75.00	\$750.00
GA01579AB	ADD: COVERT WIFI GLASSMOUNT 2.4/5 GHZ.	10	\$57.75	\$577.50
GA00580AA	ADD: TDMA OPERATION.	10	\$300.00	\$3,000.00
G51AT	ENH:SMARTZONE.	10	\$900.00	\$9,000.00
G892AB	ENH:HAND MIC,GCAI WTR RESISTANT APX.	10	\$54.00	\$540.00
GA09001AA	ADD: WI-FI CAPABILITY.	10	\$225.00	\$2,250.00
G298AS	ENH: ASTRO 25 OTAR W/ MULTIKEY.	10	\$721.50	\$7,215.00
GA01580AA	ADD: COVERT GNSS GLASSMOUNT LMR100.	10	\$57.75	\$577.50
G89AC	ADD: NO RF ANTENNA NEEDED.	10	\$0.00	\$0.00
G444AH	ADD: APX CONTROL HEAD SOFTWARE.	10	\$0.00	\$0.00
G67EH	ADD: REMOTE MOUNT E5 MP.	10	\$222.75	\$2,227.50
QA03399AA	ADD: ENHANCED DATA APX.	10	\$112.50	\$1,125.00
GA01517AA	DEL: NO J600 ADAPTER CABLE NEEDED.	10	\$0.00	\$0.00

G806BL	ENH: ASTRO DIGITAL CAI OP APX.	10	\$386.25	\$3,862.50
GA01670AA	ADD: APX E5 CONTROL HEAD.	10	\$429.00	\$4,290.00
GA01630AA	ADD: SMARTCONNECT.	10	\$0.00	\$0.00
G361AH	ENH: P25 TRUNKING SOFTWARE APX.	10	\$225.00	\$2,250.00
G831AD	ADD: SPKR 15W WATER RESISTANT.	10	\$45.00	\$450.00
GA00255AF	ADD: 5Y ESSENTIAL ACCIDENTAL DAMAGE.	10	\$317.00	\$3,170.00
SVC03SVC0115	SPECIAL ANTENNA WITH CABLE	10	\$175.00	\$1,750.00
			<b>GRAND TOTAL</b>	<b>\$85,927.50</b>

3. Funds in the amount of \$85,927.50 are available in Account No. X-04- -261-205.

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) Police Department
- e) Motorola Solutions, Inc.  
c/o Wireless Electronics Inc.  
153 Cooper Road  
West Berlin, NJ 08091

R.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF A CONTRACT TO FRENCH & PARRELLO ASSOCIATES TO ASSIST THE ENGINEERING DIVISION IN THE DESIGN OF THE ROADWAY ELEVATION OF SOUTH COURT, NORTH LAGOON ROAD AND SILVER BEACH ROAD, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$188,935.00 (NJDOT PARTIAL GRANT PROJECT),**

**JUNE 28, 2023**

WHEREAS, the Township Council awarded contracts by way of resolution to various business entities for professional services provided in the 2022 calendar year; and

WHEREAS, resolution of the Township Council dated January 3, 2023, authorized an extension of certain professional service contracts to February 28, 2023, at the same

rates approved in 2022, subject to the availability of funds and the adoption of the CY23 budget; and

WHEREAS, resolution of the Township Council dated March 22, 2023, authorized the firm of French & Parrello be placed on a pre-approved list for professional inspection and general engineering services commencing retroactive to March 1, 2023 up to and including December 31, 2023, at the following rates:

Principal Engineer	\$180.00/hr.
Project Manager (PE)	\$175.00/hr.
Design Engineer (EIT)	\$140.00/hr.
Design Engineer	\$123.00/hr.
Professional Land Surveyor (PLS) (As a principal or partner)	\$155.00/hr.
Professional Land Surveyor (PLS) (As an associate)	\$105.00/hr.
Senior Designer	\$105.00/hr.
Computer Technician	\$105.00/hr.
Engineering Technician	\$105.00/hr.
Survey Technician	\$ 90.00/hr.
Senior CADD Operator	\$105.00/hr.
CADD Operator	\$ 90.00/hr.
Field Survey Crew	\$185.00/hr.
Senior Inspector	\$117.00/hr.
Inspector Level 1	\$ 68.00/hr.
Inspector Level 2	\$ 96.00/hr.
Secretary/Clerical	\$ 45.00/hr.
Delivery	\$ 45.00/hr.
Prints	\$ 0.35/sq.ft.
Mylars	\$ 1.70/sq.ft.
Cloths	\$ 2.40/sq.ft.
Subcontract Services	120% of cost
Expenses	At cost,

WHEREAS, the Township requires professional engineering assistance to the Engineering Division in the design of the Roadway Elevation of South Court, North Lagoon Road and Silver Beach Road Project (NJDOT Partial Grant Project); and

WHEREAS, French and Parrello Associates has submitted a proposal dated March 27, 2023, FPA No. 1744.044, to provide professional engineering and Surveying services to assist the Township Engineering Division in the design of the Roadway Elevation of South Court, North Lagoon Road and Silver Beach Road Project, in the amount of \$188,935.00, a copy of this Proposal is attached to this resolution and made a part hereof; and

WHEREAS, the Township Engineer has reviewed the proposal submitted by French and Parrello Associates, and has recommended award of contract to French and Parrello Associates for this project;

**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 a contract to French and Parrello Associates, to assist the Engineering Division in the design of the Roadway Elevation of South Court, North Lagoon Road and Silver Beach Road Project, in the amount of \$188,935.00

2. Funds for this contract in the amount of \$188,935.00 are available in Account No. X-04- -261-098.

3. **Estimated Fees Based on Time and Approved Rates:**

Limited Topographic Survey . . . . .	\$55,225
Roadway Elevation Scenarios and Rough Cost	
Estimate Preparation . . . . .	\$19,840
Elevation Scenario Presentation and	
Individual Property Owner Plan Preparation . . . . .	\$20,440
Roadway Elevation Construction Plan and Cost	
Estimate Preparation . . . . .	\$67,570
NJDOT Plan Additions for Municipal Aid Review . . . . .	\$16,620
Agency Permitting	
- Soil Erosion and Sediment Control Permit	
Preparation . . . . .	\$ 4,740
Reimbursable Expenses . . . . .	\$ 4,500

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) Mayor Maurice B. Hill, Jr.
- b) Certified Financial Officer
- c) Purchasing Division
- d) Township Attorney
- e) Engineering Division
- f) French and Parrello Associates PA  
1800 Route 34, Suite 101  
Wall, NJ 07719  
Attn: Brian R. Decina PE, CME

S.

**RESOLUTION OF THE TOWNSHIP OF TOMS RIVER  
AUTHORIZING THE CIRCULATION OF A PRELIMINARY  
OFFICIAL STATEMENT AND FINAL OFFICIAL STATEMENT  
IN CONNECTION WITH THE SALE OF THE TOWNSHIP'S  
BOND ANTICIPATION NOTES IN AN AGGREGATE AMOUNT  
NOT EXCEEDING \$25,000,000 AND APPROVING A  
CONTINUING DISCLOSURE CERTIFICATE WITH RESPECT  
TO SAID NOTES OF THE TOWNSHIP, AND AUTHORIZING  
AND/OR RATIFYING OTHER ACTIONS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Township Council of the Township of Toms River, in the County of Ocean, New Jersey (the "Township"), has previously adopted a bond ordinance numbered 4463-14 adopted on November 17, 2014 ("Ordinance 4463-14"), a bond ordinance numbered 4466-14 adopted on November 17, 2014 ("Ordinance 4466-14"), a bond ordinance numbered 4565-17 adopted on December 26, 2017 ("Ordinance 4565-17"), a bond ordinance numbered 4567-17 adopted on December 26, 2017 ("Ordinance 4567-17"), a bond ordinance numbered 4612-18 adopted on November 15, 2018 ("Ordinance 4612-18"), a bond ordinance numbered 4639-19 adopted on July 23, 2019 ("Ordinance 4639-19"), a bond ordinance numbered 4641-19 adopted on August 13, 2019 ("Ordinance 4641-19"), a bond ordinance numbered 4673-20 adopted on July 14, 2020 ("Ordinance 4673-20"), a bond ordinance numbered 4683-20 adopted on November 24, 2020 ("Ordinance 4683-20"), a bond ordinance numbered 4708-21 adopted on August 10, 2021 ("Ordinance 4708-21"), a bond ordinance numbered 4741-22 adopted on March 23, 2022 ("Ordinance 4741-22"), a bond ordinance numbered 4742-22 adopted on March 23, 2022 ("Ordinance 4742-22"), a bond ordinance numbered 4743-22 adopted on May 11, 2022 ("Ordinance 4743-22"), a bond ordinance numbered 4763-22 adopted on December 28, 2022 ("Ordinance 4763-22"), a bond ordinance numbered 4778-23 adopted on May 10, 2023 ("Ordinance 4778-23") and a bond ordinance numbered 4780-23 adopted on May 24, 2023 ("Ordinance 4780-23", and together with Ordinance 4463-14, Ordinance 4466-14, Ordinance 4565-17, Ordinance 4567-17, Ordinance 4612-18, Ordinance 4639-19, Ordinance 4641-19, Ordinance 4673-20, Ordinance 4683-20, Ordinance 4708-21, Ordinance 4741-22, Ordinance 4742-22, Ordinance 4743-22, Ordinance 4763-22 and Ordinance 4778-23 the "Ordinances") which authorized the issuance of bond anticipation notes; and

**WHEREAS**, the Township intends to issue its Bond Anticipation Notes in an aggregate amount not to exceed \$25,000,000 (the "Notes") under the Ordinances for the purpose of financing the cost of new capital improvements and the acquisition and improvement by the Township of properties for open space purposes; and

**WHEREAS**, all matters pertaining to the sale of the Notes have been delegated by the Ordinances to the Chief Financial Officer of the Township; and

**WHEREAS**, in connection with the offering and sale of the Notes, the Township intends to distribute a Preliminary Official Statement and final Official Statement setting forth certain information relating to the Township and the Notes, and the Township also intends to enter into a Continuing Disclosure Certificate.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN, NEW JERSEY, AS FOLLOWS:**

**SECTION 1. Authorization for Official Statement.** The distribution by the Township, and its financial advisor, of the Preliminary Official Statement relating to the Notes (a draft of which is attached hereto as **Exhibit A** and shall be filed with the records of the Township) is hereby approved in substantially such form, with such insertions, deletions and changes therein and any supplements thereto as bond counsel may advise and the Township officer executing the same may approve, such approval to be evidenced by such Township officer's execution thereof. The Chief Financial Officer is hereby authorized to deem the Preliminary Official Statement "final" within the meaning

of Rule 15c2-12 of the Rules of the Securities and Exchange Commission and to execute and deliver a certificate to that effect. The Chief Financial Officer is hereby authorized to approve the contents and terms of the final Official Statement in respect of the aforementioned notes in substantially the form of the Preliminary Official Statement. The Chief Financial Officer is hereby authorized to sign such Official Statement on behalf of the Township, in substantially such form, with such insertions, deletions and changes therein and any supplements thereto as bond counsel may advise and the Township officer executing the same may approve, such approval to be evidenced by such Township officer's execution thereof.

SECTION 2. Continuing Disclosure. The form of the Continuing Disclosure Certificate in substantially the form attached hereto as **Exhibit B** is hereby approved, and the execution of the Continuing Disclosure Certificate by the Chief Financial Officer of the Township is hereby authorized. The Township hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate executed by the Township and dated the date of issuance and delivery of the Notes, as originally executed and as it may be amended from time to time in accordance with the terms thereof. Notwithstanding any other provision of this Resolution, failure of the Township to comply with the Continuing Disclosure Certificate shall not be considered a default on the Notes; however, any holder may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Township to comply with its obligations under this Section.

Section 3. Further Action. Any matter relating to the award, sale or execution of the Notes which has been delegated by the Ordinances to the Chief Financial Officer may be performed by said officer. On behalf of the Township, the appropriate representatives of the Township are authorized and directed to take all steps which are necessary or convenient to effectuate the terms of this Resolution with respect to the issuance, sale and delivery of the Notes, including, but not limited to the execution of all tax certificates and other closing documentation. All such actions heretofore taken are hereby ratified, approved and confirmed.

Section 4. Effective Date. This Resolution shall take effect upon adoption.

T.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF TWO (2) JOHN DEERE GATOR XUV825M S4 (MODEL YEAR 2023), (REPLACING #25 TORO 2015 AND #27 TORO 2015), FROM DEERE & COMPANY FOR THE DEPARTMENT OF PUBLIC WORKS, UTILIZING NJ STATE APPROVED CO-OP #65MCECCPS, ESCNJ 22/23-12 FOR THE TERM OF 2/22/23 THROUGH 2/23/24, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$39,176.10**

**JUNE 28, 2023**

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

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

2. NJ State Approved Co-Op #65MCESSCCPS, ESCNJ 22/23-12 for the term of 2/22/23 through 2/23/24, for the Purchase of Two (2) John Deere Gator XUV825M S4 (Model Year 2023), (Replacing #25 TORO 2015 and #27 TORO 2015), for the Department of Public Works, from Deere & Company, 2000 John Deere Run, Cary, NC, 27513, for a total contract amount not to exceed \$39,176.10, as follows:

Deere & Company  
 2000 John Deere Run  
 Cary, NC 27513

<u>Quantity</u>	<u>Item</u>	<u>Price</u>	<u>Total</u>
2	John Deere Gator XUV825M (MODEL YEAR 2023)	\$ 19,588.05	\$ 39,176.10
	<b>Total</b>		<b>\$ 39,176.10</b>

3. Funds in the amount of \$39,176.10 are available in Account No. X-04- - 261-202.

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) Division of Purchasing
- b) Certified Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Deere & Company  
 2000 John Deere Run  
 Cary, NC 27513

U.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF ONE (1) JOHN DEERE 6110M CAB TRACTOR FOR THE DEPARTMENT OF PUBLIC WORKS, UTILIZING ESCNJ 22/23-12, FOR THE TERM OF 2/22/23 THROUGH 2/23/24, FROM DEERE & COMPANY, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$97,642.16**

**JUNE 28, 2023**

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



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

2. ESCNJ 22/23-12 for the term of 2/22/23 through 2/23/24, for the Purchase of One (1) John Deere 6110M Cab Tractor for the Department of Public Works, from Deere & Company, 2000 John Deere Run, Cary, NC, 27513, for a total contract amount not to exceed \$97,642.16, as follows:

**Deere & Company  
2000 John Deere Run  
Cary, NC 27513**

<b>Quantity</b>	<b>Item</b>	<b>Price</b>
	1 John Deere 6110M Cab Tractor	\$ 97,642.16
	Total	\$ 97,642.16

3. Funds in the amount of \$97,642.16 are available in Account No. X-04- -261-204.

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) Department of Public Works
- e) Deere & Company  
2000 John Deere Run  
Cary, NC 27513

V.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE PURCHASE OF DIAMOND MOWER & ATTACHMENTS FOR THE DEPARTMENT OF PUBLIC WORKS, UTILIZING ESCNJ 22/23-12, FOR THE TERM OF 2/22/23 THROUGH 2/23/24, FROM CENTRAL JERSEY EQUIPMENT, LLC, IN THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$100,015.20**

**JUNE 28, 2023**

**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:

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

2. ESCNJ 22/23-12 for the term of 2/22/23 through 2/23/24, for the Purchase of Diamond Mower & Attachments for the Department of Public Works, from Central Jersey Equipment, LLC, 100 Route 206, Hammonton, NJ, 08037, for a total contract amount not to exceed \$100,015.20, as follows:

Central Jersey Equipment LLC  
100 Route 206  
Hammonton, NJ 08037

Quantity	Item	Price
1	90" OFFCENTER 3-POINT HITCH MOWER	\$ 17,189.00
1	FACTORY AUTHORIZED MOUNTING	\$ 11,654.00
1	FOUR-FUNCTION IBC JOYSTICK	\$ 11,200.00
1	HYDRAULIC TRAP DOOR	\$ 1,322.00
1	22" REAR CRADLE BOOM	\$ 51,091.00
1	50" BOOM ROTARY	\$ 15,752.00
1	IBC SMART SCREEN	\$ 2,920.00
	TOTAL	\$ 111,128.00
	10% DISCOUNT	-\$ 11,112.80
	GRAND TOTAL	\$ 100,015.20

3. Funds in the amount of \$100,015.20 are available in Account No. X-04- -261-204.

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) Department of Public Works
- e) Central Jersey Equipment, LLC  
100 Route 206  
Hammonton, NJ 08037

## APPROVAL OF BILLS

Council President Lotano asked for a report on the bills.

The Bill List, dated **June 8, 2023**, was approved on motion by Council Member Kopp, seconded by Council Vice-President Geoghegan, and carried with Council Members Ciccozzi, Kopp, Lamb, Quinlisk, Rodrick, Council Vice-President Geoghegan and with

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Council President Lotano voting yes. **The following respective exceptions to their votes were noted as abstentions to this vote:**

**Council President Lotano** abstained due to Business conflicts on the following:

Purchase Order 23-00224, payable to Autoshred (Imwoth) in the amount of \$214.50

**Council Member Geoghegan** abstained due to Business conflicts on the following:

Purchase Order 23-01836, payable to Board of Fire Comm. Dist. 2 in the amount of \$701,108.40

Purchase Order 23-03410, payable to Silverton First Aid Squad Inc. in the amount of \$459.01

Purchase Order 12-03659, payable to United Healthcare in the amount of \$85,048.94

**Council Member Ciccozzi** – NONE

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

Purchase Order 23-01836, payable to Board of Fire Comm. Dist. 2 in the amount of \$701,108.40

Purchase Order 23-03503, payable to Owen Little & Assoc., in the amount of \$3,217.50.

Purchase Order 23-03410, payable to Silverton First Aid Squad Inc. in the amount of \$459.01

**Council Member Lamb** abstained due to Business conflicts on the following:

Purchase Order 23-00036, payable to Borough of Lavallette in the amount of \$892.07.

Purchase Order 23-00754, 23-00755 & 23-00862, payable to Citta, Holzapfel, Zarbarsky in the amount of \$8,629.00

Purchase Order 23-03393, payable to Magistrate Salaries in the amount of \$4,119.23.

**Council Member Quinlisk** abstained due to Business conflicts on the following:

Purchase Order 23-01836, payable to Board of Fire Comm. Dist. 2 in the amount of \$701,108.40

Purchase Order 20-00569, payable to Remington & Vernick Engineers in the amount of \$184.62.

**Council Member Rodrick** Voted No to the following bill:

Purchase Order 23-02331, payable to Direct Development LLC in the amount of \$2,700.00.

## **ELECTED OFFICIALS' COMMENTS**

Council Member Lamb wished everyone a happy and safe 4<sup>th</sup> of July.

Council Member Quinlisk had no comment.

Council Member Rodrick had no comment.

Council Vice-President Geoghegan wished everyone a happy and safe 4<sup>th</sup> of July.

Council Member Kopp had no comment.

Council Member Ciccozzi discussed Mr. Luyster, a teacher at High School South, and his Environmental students participating in a beautification project at the First Methodist cemetery. The project accomplishments include cleaning headstones, landscaping and painting a border wall surrounding the cemetery. Ciccozzi also mentioned Christine Girtain being named teacher of the year for 2022-2023. He asks if a Council Member cannot make a meeting, please do not phone in.

Council President Lotano wished Toms River Township a Happy 256<sup>th</sup> Birthday. He spoke on the great review from the audit, and wished everyone a happy and safe 4<sup>th</sup> of July.

Mayor Hill spoke on the primary election and the negativity directed towards his family and campaign. He also discussed the RLUIPA Lawsuit, Tax revaluations, traffic in Toms River Township, and the MCCUO Ordinance.

## **PUBLIC COMMENTS**

Geri Ambrosio, 938 Millstone Court, wished everyone a happy 4<sup>th</sup> of July and thank you to everyone who has served our country. Geri asked the status of EMS service in Ortley Beach and if they came up with a plan to get them 24/7 coverage.

Council President Lotano replied by telling her there is coverage from 7am-7pm where they find is the largest about of emergency calls.

Council Member Lamb mentions how the 7am-7pm coverage only last till Labor Day and then they will have no EMS coverage in Ortley Beach.

Dara Clark, 72 Bay Breeze, spoke about houses on her street that are being rented weekly on VRBO when the town has an ordinance that houses can only be rented out a minimum of a month, on the mainland.

Council President Lotano said he will have Code Enforcement look into it right away.

James Golden, 71 Bay Breeze, also complained about 73 Bay Breeze having weekly rentals that destroy the property, and neighborhood.

Kristen, Azalea Ct, asked if Huddy Park was going to be turned into a Parking lot.

Council President Lotano stated that is not the case, nothing will happen to Huddy Park.

Kathy Lazaro, 111 Fairacres Dr., asked if the developer for the Downtown Project is paying taxes.

Attorney McGuckin, responded by saying that the developer is paying the land taxes and will continue to do so.

Frank Davis, 20 West Ridge, thanked everyone for their service. He claims, the Toms River Jewish Community Council posted on social media that they got the win they wanted with Council Member Rodrick winning the Primary.

Paul Williams, 35 Broad St, spoke on his comments from the prior meeting in regard to the issues with the Democratic party. He hopes that Council Member Rodrick can lead by example and work with the Council, and stop the arguing.

Robert Burns, 531 Lilly Rd, discussed the history of Toms River Township.

Dana Tormollan, Messenger St, spoke about the Downtown Redevelopment. She also asked that the disrespect stop and for the people in the town to be heard.

Angie Felton, 2482 Woodbine Lane, states that a house divided will fall, so everyone needs to work together for the town.

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

**W.**

**RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AN EXECUTIVE SESSION TO DISCUSS CONFIDENTIAL MATTERS COVERED UNDER N.J.S.A. 10:4-12b INCLUDING EXECUTIVE SESSION MINUTES REVIEW AND ATTORNEY-CLIENT PRIVILEGE/PENDING LITIGATION**

**June 28, 2023**

**WHEREAS**, the Senator Byron M. Baer Open Public Meetings Act, N.J.S.A. 10:4-6 to -21, permits public bodies to enter into executive or closed session to discuss confidential matters enumerated in N.J.S.A. 10:4-12b; and

**WHEREAS**, the Township Council intends to discuss the following matters, which are excluded from public discussion pursuant to N.J.S.A. 10:4-12b:

- Executive Session minutes review
- Attorney-Client Privilege/Pending Litigation

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

1. Pursuant to N.J.S.A. 10:4-12b, The Township Council will convene in executive session to discuss the following matters:

- Review of minutes from the May 10, 2023, Executive Session
- Attorney- Client Privilege/Pending Litigation: Status of Langenfeld, Et Al V Normandy Beach Association Et Al

2. Pursuant to N.J.S.A. 10:4-13, minutes of this executive session will be kept and may be disclosed to the public once the need for confidentiality no longer exists.

3. A certified copy of this resolution shall be kept on file in the Office of the Township Clerk.

**Went into Executive Session at 7:28 p.m.**

A motion to go **BACK** into Public Session by Council Member Rodrick, Seconded by Council Member Quinlisk, and carried with Council Members Ciccozzi, Kopp, Lamb, Quinlisk, Rodrick, Council Vice-President Geoghegan and with Council President Lotano voting yes at 7:43 p.m.

A motion was made by Council Member Rodrick, seconded by Council Member Kopp, and carried with Council Members Ciccozzi, Geoghegan, Kopp, Lamb, Quinlisk, Rodrick, and with Council President Lotano voting yes, 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:

**May 10, 2023 Regular Meeting**

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

No other business appearing, the meeting was **adjourned** at 7:45 P. M., on motion with Council Member Rodrick, seconded by Council Member Quinlisk, and carried with Council Members Ciccozzi, Geoghegan, Kopp, Lamb, Quinlisk, Rodrick, and with Council President Lotano voting yes.

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MATT LOTANO, COUNCIL PRESIDENT

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MICHAEL CRUOGGIO, TOWNSHIP CLERK