

October 26, 2021

A Regular Meeting of the Township Council of the Township of Toms River was held in the L. Manuel Hirshblond Meeting Room, Municipal Complex, 33 Washington Street, Toms River, New Jersey at 6:00 PM.

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

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

OPEN PUBLIC MEETINGS ACT
STATEMENT

This meeting is convened in accordance with the provisions of the Open Public Meetings Act of New Jersey. Let the official Minutes reflect that adequate notice of this meeting has been provided by publishing a notice in the Asbury Park Press on Friday, January 8, 2021, the Press of Atlantic City and the Star Ledger and also forwarded to the Toms River Times, Toms River Patch and WOBN News on Wednesday, January 6, 2021, and thereafter posting same on the Town Hall bulletin board for such notices, and filing same with the Township Clerk, pursuant to a resolution adopted by the Township Council on Tuesday, January 5, 2021. The meeting dates have also been posted on the Township web page.

Roll Call:

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

APPROVAL OF MINUTES

A motion was made by Council Member Turnbach, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, and Turnbach and with Council President Geoghegan voting yes, to approve the **Regular Meeting of October 12, 2021**. The reading of these Minutes was dispensed with, as each member of the Township Council has reviewed a certified copy hereof.

HONORING RESOLUTIONS AND PRESENTATIONS

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

Mayor and Council Members introduced and presented Grand Marshals Steven M. Giordano & Ralph A. Moranz. Each gave a short biography and received sashes and plaques.

Township of Toms River

Proclamation

November 11, 2021

WHEREAS, Veterans Day, once known as Armistice Day, is a recognized day of remembrance of all past, present and future veterans of war and is memorialized each year in order for all citizens of the United States of America to recognize and honor all servicemen and women who served and sacrificed themselves through active war duties; and

WHEREAS, this day is a permanent day of remembrance and recognition of the ending of the fighting in World War I and most importantly, serves to honor all servicemen and women who fought for our great country to protect our rights of liberty, justice and most of all freedom; and

WHEREAS, many veterans of war have lost their lives or been permanently disabled through active combat while protecting our nation and need to be duly recognized by the Toms River Veterans Commission, various organizations and the Township Council of the Township of Toms River ; and

NOW, THEREFORE, We, Mayor Maurice “Mo” B. Hill and Council President Kevin M. Geoghegan of the Township of Toms River in the County of Ocean and State of New Jersey, with the full concurrence of the Township Council, wish to honor our veterans for their many sacrifices and are humbled by their selfless acts.

Mayor Maurice B. Hill, Jr.

*Kevin M. Geoghegan
Council President*

Laurie A. Huryk

Joshua D. Kopp

Matthew W. Lotano

Maria L. Maruca

Daniel T. Rodrick

Terrance L. Turnbach

Township of Toms River

Proclamation

WHEREAS, Ralph A. Moranz is being honored as the Grand Marshal for the 2021 Ocean County Veterans Day Parade;

WHEREAS, Ralph A. Moranz started his military service in the U.S. Army, serving with the 82nd Airborne Division, and was later assigned to the 3rd Infantry Division serving during the Vietnam War and Cold War; and

WHEREAS, after being discharged from the Army with the rank of Sergeant and a break in service, **Ralph A. Moranz** then served aboard the USS Oak Hill (LSD-51) as an Officer and then joined the N.J. Naval Guard where he was assigned to the small boat operations; and

WHEREAS, on September 11, 2001, **Ralph A. Moranz** received active-duty orders and was assigned to small boat operations in Sandy Hook where he assisted the Coast Guard in transporting numerous groups to and from ground zero including the National Guard, bridge security, port security and others; and

WHEREAS, Ralph A. Moranz is currently a United States Naval Sea Cadet Officer, developing youth for military and civilian careers, Council President of the Lakehurst Chapter, Navy League of the United States, and Vice Commander of the George P. Vanderveer Post 129 American Legion in Toms River; and

WHEREAS, Ralph A. Moranz received multiple medals and ribbons including – the National Defense Medal, Army Commendation, Overseas Ribbon, 9-11 Coast Guard Service Ribbon and the NJ State Service Ribbon.

NOW, THEREFORE, I, Mayor Maurice B. Hill of the Township of Toms River in the County of Ocean and State of New Jersey, with the full concurrence of the Township Council, wish to acknowledge **Ralph A. Moranz** as this year's Veterans Day parade **Grand Marshal** and thank him for his selfless service to our country.

Mayor Maurice B. Hill, Jr.

*Kevin M. Geoghegan
Council President*

Laurie A. Huryk

Joshua D. Kopp

Matthew W. Lotano

Maria L. Maruca

Daniel T. Rodrick

Terrance L. Turnbach

Township of Toms River

Proclamation

WHEREAS, Steven M. Giordano is being honored as the Grand Marshal for the 2021 Ocean County Veterans Day Parade;

WHEREAS, Steven M. Giordano joined the U.S. Army in 2004, and while in the 82nd Airborne Infantry completed a six-month tour in Afghanistan and a fifteen-month deployment in Iraq; and

WHEREAS, while on guard duty for the Task Force FALCON command post, Joint Special Operations Task Force Iraq, charged with finding and eliminating Al Qaeda terrorist cells, **Specialist Giordano's** position came under attack and;

WHEREAS, after warning his post they were about to be ambushed, **Specialist Giordano** was wounded when an RPG exploded above his fighting position and;

WHEREAS, after being removed from the fight to receive medical attention, **Specialist Giordano** returned to fighting as the attack was ongoing against his post; and

WHEREAS, Specialist Giordano qualified for medical evacuation but his sincere desire to continue fighting precluded this. Although wounded, he chose to return to fighting because his comrades were still in contact with the enemy. He received a stop-loss and was honorably discharged in April 2008.

NOW, THEREFORE, I, Mayor Maurice B. Hill of the Township of Toms River in the County of Ocean and State of New Jersey, with the full concurrence of the Township Council, wish to acknowledge **Steven M. Giordano** as this year's Veterans Day parade **Grand Marshal** and thank him for his selfless service to our country.

Mayor Maurice B. Hill, Jr.

*Kevin M. Geoghegan
Council President*

Laurie A. Huryk

Joshua D. Kopp

Matthew W. Lotano

Maria L. Maruca

Daniel T. Rodrick

Terrance L. Turnbach

Council President Geoghegan and President of Veterans Commission Dave Corbin introduced the 2021 Veteran's Day Essay Contest Winners as follows:

Intermediate School Level (Grades 6-8)

Kiran Kanugo, First Place, Intermediate East 8th Grade, \$150. gift card.
Gaelle Abisiaman, Second Place, Intermediate North 6th Grade, \$100 gift card:
Samantha Fallon, Third Place, Intermediate North 6th Grade, \$100 gift card

High School Level (Grades 9-12) each received gift card

Shannon Briles, High School East 10th Grade
Madolyn Hay, High School East 10^h Grade
Libbie Diamond, High School North 10th Grade

Council President Geoghegan spoke regarding Family Court Awareness Month. Proclamation to be delivered at a later date.

Township of Toms River

Proclamation

October 26, 2021

WHEREAS, the Township of Toms River desires to recognize the Month of November 2021 as **National Family Court Awareness Month**; and

WHEREAS, the mission at One Mom's Battle (OMB) and the Family Court Awareness Month Committee (FCAMC) is to increase awareness on the importance of a family court system that prioritizes child safety and acts in the best interest of children, and;

WHEREAS, the mission at the FCAMC is to increase awareness on the importance of education and training on domestic violence, childhood trauma and post separation abuse for all professionals working within the family court system, and;

WHEREAS, the mission at the FCAMC is to educate judges and other family court professionals on the empirical data and research that is currently available. Such research is a critical component to making decisions that are truly in the best interest of children. This research includes The Adverse Childhood Experiences (ACE) Study (CDC-Kaiser Permanente), Saunder's Study (Us Department of Justice), The Meier Study: Child Custody Outcomes in Cases Involving Abuse Allegations, and the Santa Clara Law Study (Confronting the Challenge of High-Conflict Personality in Family Court), and;

WHEREAS, the mission at the FCAMC is fueled by the desire for awareness and change in the family court system while honoring the 100(+) children in the United States who have been murdered by a parent after a custody court rejected the other parent's plea for protection.

NOW, THEREFORE, We, Mayor Maurice "Mo" B. Hill and Council President Kevin M. Geoghegan of the Township of Toms River in the County of Ocean and State of New Jersey, with the full concurrence of the Township Council, do hereby recognize November 2021 as **National Family Court Awareness Month** in Toms River, New Jersey and encourage our citizens to learn more.

Mayor Maurice B. Hill, Jr.

*Kevin M. Geoghegan
Council President*

Laurie A. Huryk

Joshua D. Kopp

Matthew W. Lotano

Maria L. Maruca

Daniel T. Rodrick

Terrance L. Turnbach

Council President Geoghegan spoke regarding Extra Mile Day. Proclamation will be delivered at a later day.

Township of Toms River

Proclamation

Extra Mile Day

October 12, 2021

WHEREAS, Toms River Township is a community which acknowledges that a special vibrancy exists within the entire community when its individual citizens collectively “go the extra mile” in personal effort, volunteerism, and service; and

WHEREAS, Toms River Township is a community which encourages its citizens to maximize their personal contribution to the community by giving of themselves wholeheartedly and with total effort, commitment, and conviction to their individual ambitions, family, friends, and community; and

WHEREAS, Toms River Township is a community which chooses to shine a light on and celebrate individuals and organizations within its community who “go the extra mile” in order to make a difference and lift up fellow members of their community; and

WHEREAS, Toms River Township acknowledges the mission of Extra Mile America to create 550 Extra Mile cities in America and is proud to support “Extra Mile Day” on November 1, 2021.

NOW, THEREFORE, I, MAURICE B. HILL, JR., Mayor of the Township of Toms River, New Jersey on behalf of myself, the Township Council, and the residents of the Township of Toms River do hereby proclaim November 1, 2021 to be Extra Mile Day. I urge each individual in the community to take time on this day to not only “go the extra mile” in his or her own life, but to also acknowledge all those who are inspirational in their efforts and commitment to make their organizations, families, community, country, or world a better place.

Mayor Maurice B. Hill, Jr.

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**Kevin M. Geoghegan
Council President**

Laurie A. Huryk

Joshua D. Kopp

Matthew W. Lotano

Maria Maruca

Daniel T. Rodrick

Terrance L. Turnbach

Stacy Georgaklis and Cindy Asay spoke regarding Zenon Najdzinowicz, Record Department, and presented him with a plaque.

A motion was made by Council Member Maruca, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes, to approve the following Resolution.

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING SUBMISSION OF THE “BEST PRACTICES INVENTORY”, TO THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS

OCTOBER 26, 2021

WHEREAS, the Township of Toms River has submitted the CY2021/SFY 2021 Best Practices Inventory; and

WHEREAS, the Township scored 19.5 out of a possible 23 on the 2021 submission which enables the Township to receive the full allotment of 2022 municipal state aid; and

WHEREAS, said application was subject to presentation and public discussion at the Council Meeting of the Township of Toms River on October 26, 2021, pursuant to Local Finance Notice 2021-17;

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

1. The appropriate municipal officials are hereby authorized to submit such application to the State of New Jersey, Department of Community Affairs.
2. The Municipal Clerk is authorized to certify that the inventory and results thereof were discussed publicly.
3. The Municipal Clerk shall provide certified copies of the Resolution to each of the following:

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Chief Financial Officer
- e) Township Attorney
- f) State of New Jersey
Department of Community Affairs
101 South Broad Street
PO Box 803

CERTIFICATION BY MUNICIPAL CLERK

I, HEREBY CERTIFY that the CY2021 Best Practices Inventory and results thereof of the Township of Toms River were discussed publicly at a regular meeting of the Township Council on October 26, 2021.

ALISON CARLISLE
MUNICIPAL CLERK
TOWNSHIP OF TOMS RIVER

CONSENT AGENDA

Township Clerk Carlisle announced the consideration of the Consent Agenda and noted if anyone had a desire to discuss an individual item it would be removed from the Consent Agenda.

A motion was made by Council Member Huryk, seconded by Council Member Lotano, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and Council President Geoghegan voting yes, to approve all the following items listed on the Consent Agenda except item **E, G, and N**, which were done separately.

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 401.04 LOT 8 EFFECTIVE JANUARY 1, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED

OCTOBER 26, 2021

WHEREAS, the owner of real property in the Township of Toms River known as Block 401.04, Lot 8 located at 650 Wyoming Drive, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective January 1, 2021 and

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

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

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

1. All 2021 real property taxes for Block 401.04, Lot 8 due on or after January 1, 2021 shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 401.04, Lot 8 if any, shall be refunded on a pro-rated basis from January 1, 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.

4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Mayor
 - b) Business Administrator
 - c) Township Attorney
 - d) Chief Financial Officer
 - e) Township Assessor
 - f) Township Tax Collector

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A 100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 258, LOT 9 EFFECTIVE JANUARY 1, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED

OCTOBER 26, 2021

WHEREAS, the owner of real property in the Township of Toms River known as Block 258, Lot 9, located at 234 Arkansas Avenue, has been certified by the Tax Assessor as a a of a 100% Disabled Veteran, effective January 1, 2021 and

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

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

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

1. All 2021 real property taxes for Block 258, Lot 9 due on or after January 1, 2021 shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 258, Lot 9, if any, shall be refunded on a pro-rated basis from January 1, 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Mayor
 - b) Business Administrator
 - c) Township Attorney
 - d) Chief Financial Officer
 - e) Township Assessor
 - f) Township Tax Collector

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A 100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 724.83, LOT 7 EFFECTIVE MARCH 29, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS OF THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED

OCTOBER 26, 2021

WHEREAS, the owner of real property in the Township of Toms River known as Block 724.83, Lot 7, located at 2108 Red Cedar Street, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective March 29, 2021 and

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

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

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

1. All 2021 real property taxes for Block 724.83, Lot 7 due on or after March 29, 2021 shall be cancelled.
2. All real property taxes from the date of this Resolution paid on Block 724.83, Lot 7, if any, shall be refunded on a pro-rated basis from March 29, 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Mayor
 - b) Business Administrator
 - c) Township Attorney
 - d) Chief Financial Officer
 - e) Township Assessor
 - f) Township Tax Collector

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, CERTIFYING ENTITLEMENT OF A
100% DISABLED VETERANS STATUS FOR THE OWNER OF BLOCK 1083.01, LOT 1
EFFECTIVE MAY 24, 2021, AND PROVIDING THAT PROPERTY TAXES FOR 2021, AS OF
THE EFFECTIVE DATE, BE CANCELLED AND/OR REFUNDED**

OCTOBER 26, 2021

WHEREAS, the owner of real property in the Township of Toms River known as Block 1083.01, Lot 1, located at 520 Roosevelt Avenue, has been certified by the Tax Assessor as a of a 100% Disabled Veteran, effective May 24, 2021 and

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

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

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

1. All 2021 real property taxes for Block 1083.01, Lot 1 due on or after May 24, 2021 shall be cancelled.

2. All real property taxes from the date of this Resolution paid on Block 1083.01, Lot 1, if any, shall be refunded on a pro-rated basis from May 24, 2021.
3. This exemption shall continue for future tax years provided that the owner of this real property continues to qualify for an exemption under N.J.S.A. 54:4-3.30A.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Mayor
 - b) Business Administrator
 - c) Township Attorney
 - d) Chief Financial Officer
 - e) Township Assessor
 - f) Township Tax Collector

RESOLUTION

OCTOBER 26, 2021

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

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

WHEREAS, the party or parties have delivered to the municipality and executed voucher for same.

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

1. *A refund shall be processed to party or parties to wit as follows:*

<i>NAME</i>	<i>BLOCK</i>	<i>LOT</i>	<i>Qual/Year</i>	<i>Amount</i>
<i>NEW HORIZONS IN AUTISM (S POPAL)</i>	<i>591.21</i>	<i>15</i>	<i>2021/4</i>	<i>\$2,807.00</i>
<i>TOTAL:</i>				<i>\$2,807.00</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

OCTOBER 26, 2021

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
ROSEANNA CAPRIO	1501.24	9	2021/2	2,537.28
TOTAL:				\$2,537.28

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

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE TOWNSHIP TO ENTER INTO A CONTRACT WITH USGOVBID AUCTION LIQUIDATION SERVICES, TO AUCTION SURPLUS ITEMS NO LONGER NEEDED BY THE TOWNSHIP

OCTOBER 26, 2021

WHEREAS, the Division of Purchasing is preparing to auction surplus items no longer needed by the Township; and

WHEREAS, the Local Unit Technology Program and Study Act (PL 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, USGovBid Auction Liquidation Services is a full-service vendor who will perform the online auction services at a fee of 6.5% of the proceeds, and a 2.5% Buyer's Internet Service Fee; and

WHEREAS, this contract is not expected to exceed the pay-to-play threshold; and

WHEREAS, the contract term will be from November 2021 through November 2022, in accordance with the terms of the original agreement between the Township of Toms River and USGovBid Auction Liquidation Services;

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:

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1. It hereby authorizes the Township to enter into a contract with USGovBid Auction Liquidation Services, to auction surplus items no longer needed by the Township. USGovBid Auction Liquidation Services is a full-service vendor who will perform the online auction services at a fee of 6.5% of the proceeds, and a 2.5% Buyer's Internet Service Fee. This contract is not expected to exceed the pay-to-play threshold. The contract term will be from November 2021 through November 2022.

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) Chief Financial Officer
- c) Township Attorney
- d) Police Department
- e) Public Works Department
- f) Division of Parks, Buildings & Grounds
- g) Youth Services
- h) Animal Control
- i) USGovBid Auction Liquidation Services
P.O. Box 1216
Eatontown, N.J. 07724
- j) USGovBid Auction Liquidation Services
1 Industrial Way West
Bldg. A
Eatontown, N.J. 07724
- k) Department of Community Affairs
Division of Local Government Services
Attn: Director
P.O. Box 803
Trenton, N.J. 08625-0803

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE SECOND AND FINAL ONE (1) YEAR EXTENSION OF THE OPEN-ENDED CONTRACTS FOR THE RETREADING AND REPAIRING OF PNEUMATIC TIRES WITH SERVICE TIRE TRUCK CENTERS AND CUSTOM BANDAG, INC., EFFECTIVE DECEMBER 13, 2021 THROUGH DECEMBER 12, 2022

OCTOBER 26, 2021

WHEREAS, resolution of the Township Council dated November 13, 2018, authorized the award of open-ended contracts for the Retreading and Repairing of Pneumatic Tires, to Service Tire Truck Centers and Custom Bandag, Inc., for a two (2) year term, effective December 13, 2018 through December 12, 2020; and

WHEREAS, the terms of this contract award included the provision authorized pursuant to N.J.S.A. 40A:11-15 which allows for this contract to be extended for up to two (2) additional one-year terms, or one (1) additional two-year term upon the expiration of the original contract; and

WHEREAS, a resolution of the Township Council dated December 8, 2020, authorized the first one (1) year contract extension for the Retreading and Repairing of Pneumatic Tires, to Service Tire Truck Centers and Custom Bandag, Inc. commencing December 13, 2020 through December 12, 2021; and

WHEREAS, the Purchasing Division and Department of Public Works has determined that it is in the best interest of the Township to extend this contract for the

second and final one (1) year extension term, commencing December 13, 2021 through December 12, 2022;

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 second and final one (1) year contract extension with Service Tire Truck Centers and Custom Bandag, Inc., for the Retreading and Repairing of Pneumatic Tires, commencing December 13, 2021 through December 12, 2022.

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

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

- a) Purchasing Division
- b) Chief Financial Officer
- c) Township Attorney
- d) Department of Public Works
- e) Service Tire Truck Centers
3 Sutton Place
Edison, NJ 08817
- f) Custom Bandag, Inc.
401 E. Linden Avenue
Linden, NJ 07036

CERTIFICATION

THIS IS TO CERTIFY that the funds for the second and final one (1) Year Extension of the open-ended contracts for the Retreading and Repairing of Pneumatic Tires with Service Tire Truck Centers and Custom Bandag, Inc., are contingent upon the availability of funds in the appropriate municipal budget.

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

JUDITH TUTELA
CHIEF FINANCIAL OFFICER

Dated: October 26, 2021

RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE TOWNSHIP TO JOIN THE CENTRAL JERSEY HEALTH INSURANCE FUND

OCTOBER 26, 2021

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the CENTRAL JERSEY HEALTH INSURANCE FUND (hereafter referred to as "the FUND"), as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

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WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs, and has been operational since the date of approval; and

WHEREAS, the statutes and regulations governing the creation and operation of a joint health insurance fund, establishing certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to the FUND; and

WHEREAS, the Township Council has determined that membership in the FUND is in the best interest of the Township of Toms River:

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

- i. The Township of Toms River joins the FUND for the period outlined in the Township's Indemnity and Trust Agreements.
- ii. The Township will participate in the following type(s) of coverage(s):
 - *Health Insurance and/or Dental Insurance and/or Prescription Coverage as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.*
- iii. The Township adopts and approves the FUND's bylaws.
- iv. The Township authorizes an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

BE IT FURTHER RESOLVED that Louis A. Amoruso is hereby appointed as FUND Commissioner, and Ralph Stocco is hereby appointed as Alternate FUND Commissioner, representing the Township of Toms River.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Township Attorney
- e) Human Services
- f) Personnel
- g) Conner Strong
Attn: Scott Davenport
Managing Director, Public Entity &
HIF Practice Leader
231 Main Street
PO Box 2017
Toms River, NJ 08754

**RESOLUTION IMPOSING CHARGES INCURRED UNDER SECTION 111 OF THE 2006
INTERNATIONAL PROPERTY MAINTENANCE CODE AS A LIEN ON REAL PROPERTY, AND
DIRECTING THE TAX COLLECTOR TO COLLECT THESE COSTS, AND IMPOSE INTEREST ON
UNPAID COSTS, IN THE SAME MANNER AS PROVIDED FOR IN THE COLLECTION OF REAL
ESTATE TAXES IN THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY**

OCTOBER 26, 2021

WHEREAS, the Township of Toms River adopted the 2006 International Property Maintenance Code (the “Code”) as part of Chapter 335 (Housing and Rental Property Standards) of the Township Code; and

WHEREAS, Section 111 of the Code provides that costs incurred by the Township in remediating conditions on properties in violation of the Code are to be assessed and levied upon lands, and bear interest at the same rate as real property taxes, and be collected and enforced in the same manner as provided for the collection of real property taxes; and

WHEREAS, the Housing and Property Maintenance Supervisor, has filed a Certification of Costs incurred by the Township, which costs are outlined on Schedule “A “, attached to and made part 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) The Township Council determines the Certification of Costs as set forth as Schedule "A" to be accurate.

2) The Tax Collector is authorized and directed to collect the costs listed on the Certification of Costs. The amount shown on the Certification of Costs shall be charged, become, and form part of the real estate taxes next to be assessed and levied upon such property, and shall bear interest at the same rate as real property taxes, and shall be collected and enforced in the same manner as provided for in the collection of real property taxes.

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

- a) Mayor Maurice B. Hill, Jr.
- b) Business Administrator
- c) Chief Financial Officer
- d) Tax Collector
- e) Township Attorney
- f) Housing & Property Maintenance
- g) Code Enforcement
- h) Director, Parks, Buildings & Grounds
- i) David & Joni Foerter
3000 Cedarwood Lane
Falls Church, VA 22042
- j) PHH Mortgage
3000 Leadenhall Road
Mt. Laurel, NJ 08084
- k) Champion Mortgage
2780 Lake Vista Drive
Lewisville, TX 75067
- l) Carrington Mortgage Services
350 Highland Drive #100
Lewisville, TX 75067
- m) Barbara Christie
1085 Westlake Drive
Toms River, NJ 08753
- n) Dominick & Marilyn Iorio
1928 Teakwood Road
Toms River, NJ 08753

SCHEDULE "A"

CERTIFICATION OF COSTS

	<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY ADDRESS</u>	<u>TOTAL</u>
1.	1082.14	39	586 Garfield Avenue	\$557.57
2.	392.04	116.02	1736 Cathedral Court	\$1,214.89
3.	1062	13	400 Sunset Drive N.	\$1,208.41
4.	724.64	45	1943 New Street	\$1,087.73
5.	1501.35	17	1085 Westlake Drive	\$656.95
6.	724.58	57	1928 Teakwood Road	\$557.57

***If there are any questions concerning the work/labor liens, please

contact Craig Ambrosio at 732-341-1000 Ext. 8417. Thank you***

**RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER,
OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE MAYOR TO EXECUTE AND
THE TOWNSHIP CLERK TO ATTEST TO A RIGHT-OF-WAY ACCESS
AGREEMENT BETWEEN THE TOWNSHIP AND VERIZON WIRELESS, INC., FOR
THE INSTALLATION OF 5G WIRELESS INFRASTRUCTURE PURSUANT TO
ORDINANCE NO. 4696-21**

October 26, 2021

WHEREAS, on April 27, 2021, the Township Council enacted Ordinance No. 4696-21, which established federally-compliant local regulations governing the installation of 5G wireless facilities in public rights-of-way; and

WHEREAS, pursuant to that ordinance, prior to receiving the required permits to install wireless facilities in the public rights-of-way, carriers are required to enter into a right-of-way access agreement with the Township, based substantially on the template established in the ordinance; and

WHEREAS, the Township and Verizon Wireless, Inc., have negotiated a right-of-way access agreement, attached hereto as Schedule A, for a 24-facility small cell build in accordance with those requirements:

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

1. The right-of-way access agreement between the Township and Verizon Wireless, Inc., attached hereto as Schedule A, is hereby approved. The Mayor is authorized to execute and the Township Clerk to attest to the agreement accordingly.

2. A certified copy of the attached agreement shall remain on file in the office of the Township Clerk and be provided to the following parties:

- a. Mayor
- b. Business Administrator
- c. Township Attorney
- d. Chief Financial Officer
- e. Township Engineer
- f. Township Planner
- g. Peter Lupo
Hoplite Communications, LLC
197 Route 18, Suite 3000
East Brunswick, NJ 08816
- h. Verizon Wireless, Inc.
Attn: Network Real Estate
180 Washington Valley Road
Bedminster, New Jersey 07921

SCHEDULE "A" – SEE ATTACHMENTS

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE EXECUTION OF A SCHEDULE "C" AGREEMENT WITH THE COUNTY OF OCEAN FOR 2022 FOR THE PROVISION OF SERVICES, MATERIALS, AND EQUIPMENT (ROAD DEPARTMENT SERVICES - \$49,000.00, VEHICLE SERVICES - \$21,000.00), FOR A TOTAL MAXIMUM AMOUNT NOT TO EXCEED \$70,000.00

OCTOBER 26, 2021

WHEREAS, the Uniform Shared Services and Consolidations Act, N.J.S.A. 40A:65-1 et. seq., authorizes the Township of Toms River to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5, requires such a contract to be authorized by resolution; and

WHEREAS, it is the desire of the governing body to authorize the execution of a contract with the County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto;

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. Maurice B. Hill, Jr., Mayor of the Township of Toms River, is hereby authorized to execute, and Alison Carlisle, Township Clerk, to attest to a Schedule "C" agreement with the County of Ocean in accordance with the provisions of the law to include \$49,000.00 for Road Department Services, \$21,000.00 for Vehicle Services, for a total maximum amount not to exceed \$70,000.00, and funds are available in Account No. 2-01- -L25-547, contingent upon availability of funds and the adoption of the CY22 budget. The certification of funds available statement with respect to this resolution is on file in the Office of the Township Clerk. A copy of the said agreement is attached hereto and made part hereof.

2. This agreement is for the period January 1, 2022 through December 31, 2022.

3. A copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

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) Township Attorney
- d) Chief Financial Officer
- e) Public Works Department
- f) Purchasing Division
- g) Ocean County Road Department
129 Hooper Avenue
PO Box 2191
Toms River, NJ 08754-2191
Attn: Scott J. Waters
County Road Supervisor

CERTIFICATION

I, Alison Carlisle, Municipal Clerk of the Township of Toms River, do hereby certify that the foregoing resolution was duly adopted by the Township Council of the Township of Toms River, Ocean County, New Jersey at the regular meeting of October 26, 2021.

ALISON CARLISLE
MUNICIPAL CLERK

**RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF
PLENARY RETAIL
DISTRIBUTION LIQUOR LICENSE
1507-44-045-007 FROM MRS.D, INC.
TO MRS D ORTLEY, LLC**

OCTOBER 26, 2021

WHEREAS, an application has been filed for **PERSON-TO-PERSON TRANSFER** for Plenary Retail Distribution License Number **1507-32-015-006**, heretofore issued to Crossroads Spirits LLC. located at Route 35 Seaside Heights, NJ 08751 and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, funding sources have been disclosed 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 and has disclosed the source of funds for said 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:

October 26, 2021 19

1. It hereby does authorize the **Person-To-Person Transfer** of Plenary Retail Distribution Liquor License Number 1507-44-045-007 from **Mrs. D, Inc. to Mrs. D Ortley, LLC.**

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) Township Attorney
- d) State of New Jersey
Division of Alcoholic Beverage Control
140 E. Front Street
P.O. Box 087
5th Floor
Trenton, N.J. 08625-0087
- e) Frank Mandia, Jr
685 Neptune Blvd.
Neptune, NJ 07753

**RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF
PLENARY RETAIL CONSUMPTION LIQUOR LICENSE WITH BROAD
PACKAGE PRIVILEGE 1507-32-015-006 FROM MRS.D, INC. TO
CROSSROADS SPIRITS, LLC**

OCTOBER 26, 2021

WHEREAS, an application has been filed for **PERSON-TO-PERSON TRANSFER** for Plenary Retail Consumption License Number 1507-32-015-006, heretofore issued to Crossroads Spirits LLC. Located at 2 Route 37 West, Toms River, NJ 08753 and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, funding sources have been disclosed 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 and has disclosed the source of funds for said 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 does authorize the **Person-To-Person Transfer** of Plenary Retail Consumption Liquor License Number 1507-32-015-006 from **Mrs. D, Inc. to Crossroads Spirits, LLC.**

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) Township Attorney
- d) State of New Jersey
Division of Alcoholic Beverage Control
140 E. Front Street
P.O. Box 087
5th Floor
Trenton, N.J. 08625-0087
- e) Frank Mandia, Jr
685 Neptune Blvd.

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF CONTRACT TO HOPE SHEDS LIGHT, INC., THROUGH THE COMPETITIVE CONTRACTING PROCESS, FOR THE TOMS RIVER OPIOID RESPONSE TEAM AND DATA MAPPING, IN THE TOTAL MAXIMUM AMOUNT NOT TO EXCEED \$200,000.00, USING GRANTS PROVIDED BY THE US DEPARTMENT OF JUSTICE, AND THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY

OCTOBER 26, 2021

WHEREAS, proposals were invited for the Toms River Opioid Response Team & Data Mapping through the competitive contracting process; and

WHEREAS, one proposal was received on October 8, 2021, from the following vendor:

Hope Sheds Light, Inc.
253 Chestnut Street
Toms River, NJ 08753

<u>Position</u>	<u>Hourly Rate</u>	<u>Total</u>
CEO	\$70.91	\$ 29,500.00
Program Coordinator	\$25.53	\$ 53,100.00
Data Analyst	\$31.73	\$ 33,000.00
Family Peer Coach	\$22.00	\$ 22,880.00
Peer Recovery Specialists	\$22.00	\$ 45,760.00
Outreach Materials & Supplies		<u>\$ 15,760.00</u>
		\$200,000.00

WHEREAS, the review committee for this solicitation was led by Chief Little, Capt. Miller, Lt. Bachonski and Sgt. Mooney from the Toms River Police Department; and

WHEREAS, before reviewing any proposals, each person on the committee reviewed the Ownership Disclosure Documents for each vendor and executed the statement certifying that there was no conflict of interest in accordance with the Local Government Ethics Law NJSA 40A:9-22.1 et seq.; and

WHEREAS, the Division of Purchasing reviewed the proposal and determined that all paperwork was in order; and

WHEREAS, committee members reviewed the proposal and determined that Hope Sheds Light, Inc. meets all the qualifications required with no exceptions; and

WHEREAS, the Committee unanimously agreed that the contract should be awarded to Hope Sheds Light, Inc., at a total contract price of \$200,000.00, using grants provided by the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance through the Office of the Attorney General, New Jersey Department of Law and Public Safety;

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 Hope Sheds Light, Inc., Toms River, New Jersey, which meets all the qualifications required with no exceptions, for the Toms River

Opioid Response Team & Data Mapping, through the competitive contracting process, for a total maximum contract amount not to exceed \$200,000.00, as stated above.

2. The report prepared has been posted to the Township website more than 48 hours in advance of award of contract, and shall become part of the public record and shall reflect the final action of the governing body. Contracts shall be executed pursuant to section 14 of P.L.1971, c.198 (C.40A:11-14).

3. The Township Clerk shall publish a notice in the official newspaper summarizing the award of a contract, which shall include, but not be limited to, the nature, duration, and amount of the contract, the name of the vendor and a statement that the resolution and contract are on file and available for public inspection in the Office of the Township Clerk.

4. Funds in the amount of \$200,000.00 from grants provided by the US Department of Justice and the New Jersey Department of Law and Public Safety are available in the following accounts:

Account No. X-99-907-748	\$115,000.00
Account No. X-99-907-775	\$ 85,000.00

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) Mayor Maurice B. Hill, Jr.
- b) Township Council
- c) Business Administrator
- d) Division of Purchasing
- e) Chief Financial Officer
- f) Township Attorney
- g) Police Department
- h) Hope Sheds Light, Inc.
253 Chestnut Street
Toms River, NJ 08753

CERTIFICATION

THIS IS TO CERTIFY that the funds for the contract awarded to Hope Sheds Light, Inc., Toms River, New Jersey, for the Toms River Opioid Response Team and Data Mapping, in the total contract amount not to exceed \$200,000.00, from grants provided by the US Department of Justice and the New Jersey Department of Law and Public Safety, and are available in the following accounts:

Account No. X-99-907-748	\$115,000.00
Account No. X-99-907-775	<u>\$ 85,000.00</u>

Total: \$200,000.00

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

JUDITH TUTELA
CHIEF FINANCIAL OFFICER

Dated: October 26, 2021

A motion was made by Council Member Huryk, seconded by Council Member Maruca, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Turnbach, voting yes,

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and Council Member Rodrick voting no, and with Council Member Geoghegan abstaining, to approve the following Resolution.

RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE RENEWAL OF CONTRACTS BETWEEN THE TOWNSHIP OF TOMS RIVER AND UNITED HEALTHCARE, INC., BENECARD, AND HORIZON FOR HEALTH INSURANCE COVERAGE FOR ACTIVE AND RETIRED TOWNSHIP EMPLOYEES

October 26, 2021

WHEREAS, by resolution dated June 9, 2020, the Township awarded a contract pursuant to N.J.S.A. 40A:11-5(1)(m) to United HealthCare, Inc. (“UHC”), for a Medicare Advantage PPO and an Employer Group Waiver Plan (EGWP), for the provision of medical and prescription coverage for Medicare-eligible retirees, covering the periods from September 1, 2020, through December 31, 2020, and January 1, 2021, through December 31, 2021, which expires on December 31, 2021; and

WHEREAS, the Township also has contracts with Benecard for prescription coverage for active Township employees and non-Medicare eligible retirees, and Horizon for dental coverage for active and retired Township employees, both of which likewise expire on December 31, 2021; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3(a), the Township’s insurance broker solicited competitive quotations from various insurance carriers to secure the most cost-effective medical and prescription plans with the appropriate levels of coverage for active employees and retirees for calendar year 2022; and

WHEREAS, based on the analysis conducted by the Township’s insurance broker, the Business Administrator and the Chief Financial Officer recommend the following:

- Renewal of the contract with UHC, as the best overall provider of medical and prescription coverage for Medicare-eligible retirees, for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$975,000.00;
- Renewal of the contract with Benecard for prescription coverage for active and non-Medicare eligible Township employees for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$3,300,000.00.
- Renewal of the contract with Horizon for dental coverage for active and retired Township employees for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$500,000.00.

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(m), these contracts can be awarded without public advertising and public bidding as an extraordinary unspecifiable service (“EUS”); and

WHEREAS, pursuant to N.J.A.C. 5:34-2.3(b), the Business Administrator has filed with the Township Council the required certification stating that the procurement of these services satisfies the legal requirements governing the procurement of extraordinary unspecifiable services; and

WHEREAS, the value of these contracts, individually and in the aggregate, exceed \$17,500; and

WHEREAS, UHC, Benecard, and Horizon have completed and submitted Business Entity Disclosure Certifications, certifying that they have not made any reportable contributions to a political candidate or committee in the Township of Toms River in the previous one year and that they are prohibited from making any such reportable contributions through the term of the contracts; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for the duration of these contracts in Account No. 2-01- -F41-401, which certification is attached hereto and incorporated herein:

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

1. The contract with UnitedHealth Care Inc., for a Medicare Advantage PPO and Employer Group Waiver Plan (EGWP), is hereby renewed for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$975,000.00.

2. The contract with Benecard for prescription coverage for active Township employees and non-Medicare eligible retirees is hereby renewed for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$3,300,000.00.

3. The contract with Horizon for dental coverage for active and retired Township employees is hereby renewed for the period from January 1, 2022, through December 31, 2022, in an amount not to exceed \$500,000.00.

4. Because these contracts involve the procurement of insurance services, they are awarded as an extraordinary unspecifiable service in accordance with N.J.S.A. 40A:11-5(1)(m).

5. The Mayor is hereby authorized to execute and the Township Clerk to attest to all documents, and to take all necessary actions, to effectuate the contractual arrangements authorized by this resolution.

6. Pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) and N.J.A.C. 5:34-2.3(c), notice of this action shall be published in the Township's official newspapers. As required by N.J.S.A. 40A:11-5(1)(a)(i), this notice shall provide the following information: the nature of this action; the duration of the contracts awarded; the services procured; the amount of the contracts awarded; and that a certified copy of this resolution and the contracts awarded are on file and available for public inspection in the office of the Township Clerk. The Township Clerk is hereby directed to publish this notice.

7. Certified copies of this resolution shall remain on file in the Office of the Township Clerk and provided to the following parties:

- a. Mayor
- b. Business Administrator
- c. Chief Financial Officer
- d. Township Attorney
- e. Conner, Strong & Buckelew
c/o Scott Davenport
231 Main Street
Toms River, New Jersey 08753

CERTIFICATION

THIS IS TO CERTIFY that funds for the following contracts and amounts for the period from January 1, 2022, through December 31, 2022, will be available in Account No. 2-01- -F41-401:

- Contract with UnitedHealth Care, Inc., for medical and prescription coverage for Medicare-eligible retirees, in an amount not to exceed \$975,000.00.
- Contract with Benecard for prescription coverage for active and non-Medicare eligible Township employees in an amount not to exceed \$3,300,000.00.
- Contract with Horizon for dental coverage for active and retired Township employees in an amount not to exceed \$500,000.00

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

Dated: October 20, 2021

JUDITH TUTELA
Chief Financial Officer

SCHEDULE “A” - SEE ATTACHMENTS

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

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE MAYOR TO EXECUTE AND THE TOWNSHIP CLERK TO ATTEST TO AN AGREEMENT FOR AFFORDABLE HOUSING AND CONDITIONS OF APPROVAL BETWEEN THE TOWNSHIP OF TOMS RIVER AND 1606 LAKEWOOD ROAD, LLC (DEVELOPER), IN CONNECTION WITH PROPERTY KNOWN AS BLOCK 364, LOTS 24, 26.01 AND 65.01, FOR A PROJECT KNOWN AS THE WOODS AT TOMS RIVER

OCTOBER 26, 2021

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

1. The Mayor is authorized to execute and the Township Clerk to attest to an Agreement for Affordable Housing and Conditions of Approval between the Township of Toms River and 1606 Lakewood Road, LLC (Developer), in connection with property known as Block 364, Lots 24, 26.01, and 65.01. This affordable housing project is commonly known as The Woods at Toms River a/k/a 1606 Lakewood Road, LLC.

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) Township Council
- c) Business Administrator
- d) Township Attorney
- e) Chief Financial Officer

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- f) Engineering Division
- g) Township Planner
- h) Tax Collector
- i) Tax Assessor
- j) Planning Board
- k) Township Planner
- l) Bassam F. Gergi, Esq.
Fair Share Housing Center
510 Park Boulevard
Cherry Hill, NJ 08002
- m) Kelly M. Carey, Esq.
Ansell, Grimm & Aaron, PC
1500 Lawrence Avenue
Ocean, New Jersey 07712

Councilwoman Maruca questioned the following Resolution., She asked Township Engineer Chankalian to elaborate on specific areas.

A motion was made by Council Member Maruca, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes, to approve the following Resolution.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING AWARD OF CONTRACT
FOR THE ROAD ELEVATION OF CANAL LANE AND HARBOR COURT, TO EARLE ASPHALT
COMPANY, AS THE LOWEST BIDDER MEETING ALL THE BID SPECIFICATIONS, FOR A TOTAL
CONTRACT NOT TO EXCEED \$1,561,313.13**

OCTOBER 26, 2021

WHEREAS, bids were invited for the Road Elevation of Canal Lane and Harbor Court; and

WHEREAS, bids were received on October 21, 2021, as follows:

	<u>Total Bid</u>
Green Construction, Inc. 26 Elizabeth Street PO Box 550 South River, NJ 08882	\$1,676,114.08
Earle Asphalt Company PO Box 556 Farmingdale, NJ 07727	\$1,561,313.13

WHEREAS, the bids have been reviewed by the Purchasing Division and the Engineering Division, and they recommend that the award of a contract be made to Earle Asphalt Company, as the lowest bidder meeting all the bid specifications, for a total contract not to exceed \$1,561,313.13;

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 Earle Asphalt Company, as the lowest bidder meeting all the bid specifications, for the Road Elevation of Canal Lane and Harbor Court, for a total contract not to exceed \$1,561,313.13. The award of this contract is subject to all the terms and conditions of the bid specifications.

2. Funds in the amount of \$1,561,313.13 are available in the following accounts:

Account No. X-04- -247-001	\$1,196,313.13
Account No. X-99- -907-746	\$ 365,000.00

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

- a) Purchasing Division
- b) Chief Financial Officer
- c) Township Attorney
- d) Engineering Division
- e) Aforementioned Bidders

CERTIFICATION

THIS IS TO CERTIFY that the funds for the Roadway Elevation of Canal Lane and Harbor Court to Earle Asphalt Company in the total contract not to exceed \$1,561,313.13, are available in the following accounts:

Account No. X-04- -247-001	\$1,196,313.13
Account No. X-99- -907-746	<u>\$ 365,000.00</u>
	\$1,561,313.13

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

JUDITH TUTELA
CHIEF FINANCIAL OFFICER

Dated: October 26, 2021

REPORTS - NONE

APPROVAL OF BILLS

Council President Geoghegan asked for a report on the bills.

The Bill List, dated **October 21, 2021**, was approved on motion by Council Member Turnbach, seconded by Council Member Kopp, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and with Council President Geoghegan voting yes.. **The following respective exceptions to their votes were noted as abstentions to this vote:**

Council President Geoghegan abstained due to Business conflicts on the following:

Purchase Order 21-02398, payable to Board of Fire Commission District Two in the amount of \$9,898.35.

Purchase Order 21-05544, payable to Silverton First Aid Squad, Inc., in the amount of \$19,832.13.

Purchase Order 21-05430, payable to United Healthcare in the amount of \$80,134.46.

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

Purchase Order 21-05435, & 21-05436, payable to Dasti McGuckin Attorneys at Law in the amount of \$26,472.85.

Purchase Order 21-05373, & 21-05512, payable to N.J. Motor Vehicle Commission in the amount of \$600.00.

Purchase Order 21-05552, payable to NJ MVC Lease Program in the amount of \$3,891.50.

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

Purchase Order 21-05552, payable to Recreation Salaries in the amount of \$9,586.82.

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

Purchase Order 21-02398, payable to Board of Fire Commission District Two in the amount of \$9,898.35.

Purchase Order 21-05544, payable to Silverton First Aid Squad, Inc., in the amount of \$19,832.13.

Purchase Order 21-05298, payable to Borough of South Toms River in the amount of \$274.70.

Council Member Lotano - None

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

Purchase Order 21-05435, & 21-05436, payable to Dasti McGuckin Attorneys at Law in the amount of \$26,472.85.

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

Purchase Order 21-00653, 21-05121, & 21-05391, payable to Citta, Holzapfel, Zabarsky in the amount of \$8,150.00.

Purchase Order 21-05435, & 21-05436, payable to Dasti McGuckin Attorneys at Law in the amount of \$26,472.85.

Purchase Order 21-05552, payable to Magistrate Salaries in the amount of \$6,937.41.

ELECTED OFFICIALS COMMENTS

Mayor Hill mentioned that Halloween Parade in on November 30th and Trick or Treat is on Sunday, October 31st.

Councilman Rodrick wished everyone a Happy Halloween and be safe.

Councilman Lotano mentioned that Halloween Parade start at 7:00 p.m.; scarecrow contest by BID up until Halloween; and return ballot to Shoppes at Main.

Councilman Turnbach worked with students at High School South from Political Science class – and he appreciates all the efforts the students put in; S-2 comments, how to address the cuts; 501©3 Toms River Education Foundation – raised \$30,000; “stabilization Aid” – aid to districts like ours, 50M has been set aside to get a part of it.

Councilwoman Maruca spoke regarding agenda “E” and “F” – asked Administration Lou Amoruso and he explained it would be 1.1 M savings going to Aetna. No change to retirees; “Operation BBQ” providing meals on Hope Center November 6th between 12-2 p.m.; and Veterans Day Parade coming up.

Councilwoman Huryk spoke regarding Clean Ocean Action Beach Sweep past Saturday – every April and Every October; Exit 82 Rocky Horror Movie showing after Parade; Festivities going on with local eateries, and Early Voting comments.

Councilman Kopp last meeting Veterans Day Parade – time change to 10:30 a.m. due to bussing schedules, ceremony with speakers afterwards. Spoke regarding agenda “E” and “F”.

PUBLIC COMMENTS

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

Ken Gouch spoke regarding cannabis comments, after elections, he wants to get back to recreational ordinance. Thanks to Council Members for their comments.

Chris Golembeski invited Council to enjoy food at 4pm at First Aid Building before Halloween Parade.

Joe DeFalco, 16th Street, Volunteer Football Coach-asking to build a football and cheer complex; described the difficulty they have working around the schools’ students activities and would like to meet with Township Engineer and discuss ideas. Possible Land Use Meeting 732-233-7136.

Dana Tormolono thanked Councilman Turnbach for looking after our kids; instead of mailers, he made a \$5,000 donation to the Toms River Education Fund. Thanks to Jen Howe for NJ Education Association/ Political Comments.7

Paul Williams told Councilman Rodrick, you are a disgrace, wanted to clarify his prior comments on drug treatment centers.

Jen Howe, Admiral Avenue, thanked the Council Members that have reached out to the students.

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

With no other business appearing, Public Comment was closed at 7:46 PM, and on motion with Council Member Maruca, seconded by Council Member Huryk, and carried with Council Members Huryk, Kopp, Lotano, Maruca, Rodrick, Turnbach, and Council President Geoghegan voting yes, the Council 7:47 meeting was adjourned.

KEVIN GEOGHEGAN, COUNCIL PRESIDENT

ALISON CARLISLE, TOWNSHIP CLERK