

**BARNEGAT TOWNSHIP COMMITTEE  
OCEAN COUNTY  
900 WEST BAY AVENUE  
BARNEGAT, NJ 08005**

**COMMITTEE MEETING MINUTES  
SEPTEMBER 6, 2011 6:30PM**

- 1. Call to Order by Mayor Melchiondo**
- 2. Provisions of the Open Public Meetings Law read into the minutes by Acting Municipal Clerk**
- 3. Roll Call of Officials Present:**  
Committeeman Bille: Present  
Committeeman Lisella: Present  
Committeeman Morano: Present  
Deputy Mayor Cirulli: Absent  
Mayor Melchiondo: Present

**Invocation by Reverend Erik C. Hall, Pastor of Barnegat Anew United Methodist Church**

- 4. Salute to the flag led by Mayor Melchiondo**
- 5. Resolution 2011-393 \*\*\*TABLED\*\*\***  
Resolution authorizing the Township Committee to retire into closed session for the purpose of discussing personnel, public safety, contractual and litigation matters.

<b>Motion to table resolution: M. Lisella</b>		<b>Second: L. Morano</b>
<b>Roll Call:</b>	<b>Bille: Yes</b>	<b>Morano: Yes</b>
	<b>Cirulli:</b>	<b>Melchiondo: Yes</b>

- 6. Mayor's Report**  
Hurricane Irene Presentations  
Read and made a part of these minutes
- 7. Committee Reports**
- 8. Administrator's Report**  
Hurricane Irene preparation efforts of Barnegat OEM, Ocean Township OEM and the Barnegat Board of Education. Discussions took place on preparing residents for evacuation of the low lying areas of Barnegat and Ocean Township and the Mobile Home parks west of the Parkway. There was a need to combine resources to effectively handle the outcome of this storm which was reported to possibly cause severe damage. Shelters were open and ready for residents; the Boy Scouts & Barnegat Board of Education personnel did an outstanding job in assistance with the shelter at ROBMS. Security and First Aid was provided by and shared with Barnegat & Ocean Twp. No incidents or crime reported in evacuated areas due to police presence. Public Works personnel aided with tree and brush debris removal from over 800 locations. Both Barnegat & Ocean Twp. will pool resources again in the event of an emergency as this proved to be a seamless operation shared between the towns.

Mayor recognized Graelyn Brashear of the Barnegat Patch in keeping residents informed of the developing storm.

Presentation by the Mayor to the Township of Ocean for shared services appreciation during Hurricane Irene.

Presentation by the Mayor to the Barnegat Board of Education for providing shelter to the residents of Barnegat and Ocean Township.

Presentation by the Mayor to the Boy Scout Troop 26, a resolution for their assistance at the shelter during the Hurricane

**Correspondence:**

Thank you card signed by residents of Atlantic City that were bussed to our shelter during the Hurricane

**Len Morano:** Reminder of the last concert of the summer this Saturday and fireworks at the dock after Pirate's Day. Very proud of the Boy Scouts in aiding residents at shelter, and making Atlantic City residents feel welcome.

**Marty Lisella:** Reminding all to attend the 9/11 Ceremony at the Municipal Dock this Sunday. Thank you to Phil Greco in assisting with boat removal from the water in preparation of the hurricane.

**Al Bille:** Very fortunate to have Dave Breeden handling the emergency situation in Barnegat and Ocean Township. He will handle issues at Project Playground, and proud of our staff here in Barnegat.

**Dave Breeden:** reported on article in New Jersey monthly magazine in reference to property tax decrease.

**9. Public Portion:**

**Motion to Open Public Comment: L. Morano**

**Second: A. Bille**

Charlie Giles- E. Bay Avenue: Congratulate Barnegat and Ocean Township on outstanding safety of residents during the hurricane. Police Dept. can register residents on the special needs list in the event of an emergency. Urge residents to sign up for Nixle notification. Invite all to dedication ceremony of the World Trade Center steel displayed at Barnegat High School.

Marianne Clemente-565 E. Bay Avenue: Read letter of resignation from the Climate Action Committee, thanked committee members who supported her efforts. Questioned when the budget will be passed this year. Mayor responded that we are waiting on approval from the State when we can adopt. Wants schools combined in the trash pick-up contract.

Rose Jackson-Marblehead Place: Concerns about Community to be built behind Horizons Development, regarding change in 55+ restrictions. Attorney responded for committee explaining the change made by the State to allow 55+ communities to be changed to non-age restricted communities, with restrictions. Application scheduled to be heard before the

Planning Board, residents within 200' will be notified of changes if any. Desires clarification on the Sunshine Law regarding the cancellation of meetings.

Lillian Decker-W. Bay Avenue: Provided handouts to committee regarding "Agenda 21" regarding Barnegat's inclusion in Sustainable Jersey, financed by the United Nations, inviting committee to attend meeting explaining this program.

Frank Pecci-11 Hemlock Drive: Concerned that the sewers on W. Bay Avenue were the responsibility of Ocean County, engineer responded that it was installed by Barnegat Township.

Frank Gambino- 9 Wave Crest Court: Thanking the Township for the vehicle given to the First Aid Squad.

Ed Brennen-10 Windy Reef Court: Regarding article in the New Jersey Magazine, feels homes in the adult communities have lost value of \$40,000 on average after the hybrid re-assessments, and asked that the Township reviews its re-assessment procedure. Mayor explained the assessed value procedure.

Joe St Pierre-24 Rocky Brook Drive: Suggested contacting the National Guard to re-grade Taylor Lane.

Phil Checcia-12 Windward Drive: Suggested that Phil Greco be given an honorary Commodore Title, for his dedication to the Municipal Dock. On race day, why not charge entrants a small donation, for the food bank, when launching boats?

**Motion to Close Public Comment: A. Bille**

**Second: L. Morano**

## 10. Old Business

### **Ordinance 2011-14 (Second Reading)**

An Ordinance amending Chapter 55, Land Use, of the Code of the Township of Barnegat

**Motion to Open Public Comment: L. Morano**

**Second: M. Lisella**

Jacqueline Rhodes-Pinelands Preservation Alliance, Director for Conservation Policy: PPA would like to see changes made to bonuses associated with a clustering Ordinance.

Frank Pecci-11 Hemlock Drive: Should re-consider cluster ordinance, putting people out into this ecological area near wildfire prone areas may not be beneficial.

**Motion to Close Public Comment: L. Morano**

**Second: A. Bille**

**Motion to adopt ordinance: A. Bille**

**Second: M. Lisella**

**Roll Call:**

**Bille: Yes**

**Lisella: Yes**

**Morano: No**

**Cirulli: Absent**

**Melchiondo: Yes**

### **Ordinance 2011-15 (Second Reading)**

An Ordinance cancelling certain funded appropriation balances provided for various General Capital Projects totaling \$120,000.00 and reappropriating such funded appropriation balances for various General Capital Improvements and to reappropriate the sum of \$120,000.00 to pay the cost thereof

**Motion to Open to Public Comment: L. Morano**  
**Motion to Close to Public Comment: A. Bille**

**Second: M. Lisella**  
**Second: L. Morano**

**Motion to adopt ordinance: M. Lisella**

**Second: A. Bille**

**Roll Call: Bille: Yes Lisella: Yes**  
**Cirulli: Absent Melchiondo: Yes**

**Morano: Yes**

**Ordinance 2011-16 (Second Reading)**

An Ordinance amending and supplementing Chapter 15 entitled "Police Department" to adopt new Rules and Regulations governing the Barnegat Township Police Department

**Motion to Open to Public Comment: L. Morano**  
**Motion to Close to Public Comment: L. Morano**

**Second: M. Lisella**  
**Second: A. Bille**

**Motion to adopt ordinance: M. Lisella**

**Second: A. Bille**

**Roll Call: Bille: Yes Lisella: Yes**  
**Cirulli: Absent Melchiondo: Yes**

**Morano: Yes**

**11. New Business:**

**Minutes Approval:**

Approval of Regular Meeting Minutes of the Township Special Committee Meeting of May 27, 2011

**Motion to approve Minutes: A. Bille**

**Second: L. Morano**

**Roll Call: Bille: Yes Lisella: Yes**  
**Cirulli: Absent Melchiondo: Yes**

**Morano: Yes**

**12. Formal Action Agenda:**

**Resolution 2011-394**

Resolution authorizing payment of Bill List in the amount of \$8,329,118.68

**Motion to adopt resolution: A. Bille**

**Second: L. Morano**

**Roll Call: Bille: Yes Lisella: Yes**  
**Cirulli: Absent Melchiondo: Yes**

**Morano: Yes**

**Resolution 2011-395**

Resolution authorizing Emergency Temporary Appropriations for the Current Fund

**Motion to adopt resolution: M. Lisella**

**Second: A. Bille**

**Roll Call: Bille: Yes Lisella: Yes**  
**Cirulli: Absent Melchiondo: Yes**

**Morano: Yes**

**Resolution 2011-396**

Resolution authorizing Emergency Temporary Appropriations for the Water/Sewer Fund

**Motion to adopt resolution: M. Lisella**

**Second: L. Morano**

**Roll Call: Bille: Yes**

**Lisella: Yes**

**Morano: Yes**

**Cirulli: Absent**

**Melchiondo: Yes**

**Resolution 2011-397**

Resolution designating Michele Smallze as an authorized signer on both the Municipal Court General Account and the Municipal Court Bail Account

**Motion to adopt resolution: M. Lisella**

**Second: A. Bille**

**Roll Call: Bille: Yes**

**Lisella: Yes**

**Morano: Yes**

**Cirulli: Absent**

**Melchiondo: Yes**

**13. Consent Agenda:**

The below listed items are considered to be routine by the Township of Barnegat and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

Approval of Michael Ball and Gregory Genovese as volunteer firemen on the Barnegat Volunteer Fire Department

Approval of a Special Bingo License for Heritage Point Homeowner's Association from October 1, 2011 to October 1, 2013

Approval of a monthly On Premise 50/50 from November 7, 2011 through December 15, 2012 for the Horizons at Barnegat Women's Club

Approval of a monthly On Premise 50/50 from September 23, 2011 through July 27, 2012

Approval of a Calendar Raffle for St. Mary's Church from January 4, 2012 through December 5, 2012

Approval of a Block Party for the residents on Chance Drive on September 3, 2011

Approval of a Block Party for the residents on Deer Run Drive North on September 3, 2011

Approval of a Block Party for the residents on Potomac Court on September 17, 2011

**Resolution 2011-398**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.27, Lot 34, also known as 23 Anchor Road

**Resolution 2011-399**

Resolution authorizing a refund of premium paid at Tax Sale on Block 116.26, Lot 14, also known as 27 Aspen Circle

**Resolution 2011-400**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.14, Lot 10, also known as 107 Barnegat Boulevard

**Resolution 2011-401**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.02, Lot 14, also known as 10 Bayside Avenue

**Resolution 2011-402**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.05, Lot 29, also known as 23 Beacon Drive

**Resolution 2011-403**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.05, Lot 35, also known as 35 Beacon Drive

**Resolution 2011-404**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.22, Lot 22, also known as 44 Bowline Street and Block 114.46, Lot 5, also known as 107 Georgetown Boulevard

**Resolution 2011-405**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.14, Lot 43, also known as 68 Bowline Street

**Resolution 2011-406**

Resolution authorizing a refund of premium paid at Tax Sale on Block 116.16, Lot 11, also known as 10 Buxton Court

**Resolution 2011-407**

Resolution authorizing a refund of premium paid at Tax Sale on Block 116.36, Lot 3, also known as 60 Chestnut Way Circle

**Resolution 2011-408**

Resolution authorizing a refund of premium paid at Tax Sale on Block 116.36, Lot 9, also known as 72 Chestnut Way Circle

**Resolution 2011-409**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.37, Lot 19, also known as 3 Colonial Court

**Resolution 2011-410**

Resolution authorizing a refund of premium paid at Tax Sale on Block 92.58, Lot 1, also known as 21 David Drive

**Resolution 2011-411**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.37, Lot 21, also known as 26 Georgetown Boulevard

**Resolution 2011-412**

Resolution authorizing a refund of premium paid at Tax Sale on Block 99, Lot 10, also known as 38 Highland Drive

**Resolution 2011-413**

Resolution authorizing a refund of premium paid at Tax Sale on Block 161.08, Lot 9.04, also known as 19 Jon Drive

**Resolution 2011-414**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.48, Lot 11, also known as 8 Liberty Court

**Resolution 2011-415**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.34, Lot 29, also known as 4 Longboat Avenue

**Resolution 2011-416**

Resolution authorizing a refund of premium paid at Tax Sale on Block 92.87, Lot 27, also known as 51 Nautilus Drive

**Resolution 2011-417**

Resolution authorizing a refund of premium paid at Tax Sale on Block 144.01, Lot 32.01, also known as 74 Rose Hill Road

**Resolution 2011-418**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.35, Lot 24, also known as 158 Schooner Avenue

**Resolution 2011-419**

Resolution authorizing a refund of premium paid at Tax Sale on Block 102, Lot 7, also known as 10 Seventh Street

**Resolution 2011-420**

Resolution authorizing a refund of premium paid at Tax Sale on Block 100, Lot 18, also known as 11 Seventh Street

**Resolution 2011-421**

Resolution authorizing a refund of premium paid at Tax Sale on Block 103, Lot 10, also known as 16 Sixth Street

**Resolution 2011-422**

Resolution authorizing Tax Collector to refund a duplicate payment on Block 208.09, Lot 13.01, also known as 33 South Seas Court

**Resolution 2011-423**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.14, Lot 54, also known as 3 Spar Court

**Resolution 2011-424**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.14, Lot 53, also known as 5 Spar Court

**Resolution 2011-425**

Resolution authorizing a refund of premium paid at Tax Sale on Block 95.43, Lot 18, also known as 5 Stillwaters Court

**Resolution 2011-426**

Resolution authorizing a refund of premium paid at Tax Sale on Block 116.20, Lot 10, also known as 1 Tanglewood Drive

**Resolution 2011-427**

Resolution authorizing the Tax Collector to refund payment erroneously paid on Block 114.57, Lot 12, also known as 32 Tara Lane

**Resolution 2011-428**

Resolution authorizing a refund of premium paid at Tax Sale on Block 95.39, Lot 11, also known as 12 Trout Run Terrace

**Resolution 2011-429**

Resolution authorizing a refund of premium paid at Tax Sale on Block 107, Lot 1, also known as 952 West Bay Avenue

**Resolution 2011-430**

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.32, Lot 3, also known as 109 Windward Drive

**Resolution 2011-431**

Resolution denying the release of a Performance Guarantee for Site Improvements for Carriage Estates

**Resolution 2011-432**

Resolution denying the release of Maintenance bond for Water System Improvements for Four Seasons at Mirage, Section 6

**Resolution 2011-433**

Resolution denying the release of a Maintenance Bond for Water System Improvements for Four Seasons at Mirage, Section 7

**Resolution 2011-434**

Resolution denying the release of a Maintenance Bond for Concrete Improvements for Four Seasons at Mirage, Section 8

**Resolution 2011-435**

Resolution denying the release of a Maintenance Bond for Water System Improvements for Four Seasons at Mirage, Section 8

**Resolution 2011-436**

Resolution denying the release of a Maintenance Bond for Water System Improvements for Four Seasons at Mirage, Section 9

**Resolution 2011-437**

Resolution authorizing the release of a Performance Guarantee for Sanitary Sewer System for Heritage Point, North, Sections 3A and 4

**Resolution 2011-438**

Resolution authorizing the release of a Performance Guarantee for Water System Facilities for Heritage Point, North Sections 3A and 4

**Resolution 2011-439**

Resolution authorizing the release of a Maintenance Bond for Site Improvements for Heritage Point, South, Section 1

**Resolution 2011-440**

Resolution authorizing the release of a Maintenance Bond for Site Improvements for Heritage Point South, Section 2

**Resolution 2011-441**

Resolution authorizing the release of a Performance Guarantee for Site Improvements for Heritage Point, South, Sections 5A and B

**Resolution 2011-442**

Resolution authorizing approval for Application for Preliminary and Final Sanitary Sewerage Facilities for Laurel Oaks

**Resolution 2011-443**

Resolution authorizing approval for Application for Preliminary and Final Water System Facilities for Laurel Oaks

**Resolution 2011-444**

Resolution authorizing the refund of escrow deposits to Barnegat Animal Clinic

**Resolution 2011-445**

Resolution authorizing the refund of escrow deposits to Colony Bay Properties, LLC/Carriage Estates

**Resolution 2011-446**

Resolution authorizing the refund of escrow deposits to SKB Properties

**Resolution 2011-447**

Resolution authorizing the refund of escrow deposits to 886 West Bay, LLC

**Resolution 2011-448 \*\*\*NOT USED\*\*\***

**Resolution 2011-449**

Resolution accepting the Proposal for Engineering Services for various sewer repairs to Birdsell Services Group

**Resolution 2011-450**

Resolution authorizing reimbursement of OPRA deposit

**Resolution 2011-451**

Resolution authorizing reimbursement of cancellation of Recreation Summer Classes

**Resolution 2011-452**

Resolution authorizing an extension of an unpaid medical leave to Cindy Reeves, Court Administrator

**Resolution 2011-453**

Resolution authorizing a paid medical leave to Communications Officer, Debra LaRoche

**Resolution 2011-454**

Resolution authorizing a Military Leave Annual Training Orders from September 12, 2011 to September 30, 2011

**Resolution 2011-455**

Resolution authorizing a Shared Services Agreement with the Township of Ocean for Uniform Construction Code Inspection Services for Plumbing

**Resolution 2011-456**

Resolution authorizing the Administrator to sign an Agreement with Web Alliance International, Inc. for updating the Municipal Web Site in the amount of \$3,900.00

**Resolution 2011-457**

Resolution joining the National Moment Remembrance of the 10<sup>th</sup> Anniversary of September 11, 2001

**Resolution 2011-458**

Resolution opposing Assembly Bill 3285 which would require public contract bid advertisements to contain certified cost estimates

**Resolution 2011-459**

Resolution supporting Assembly Bill A-4126 which proposes to have the Commissioner of Education to change the deadline for municipal review of defeated school budgets whenever the annual school election date is changed

**Resolution 2011-460**

Resolution appointing a Community Rating System Coordinator for the National Flood Insurance Program

**Resolution 2011-461**

Resolution appointing a Manager of Municipal Operations

**Resolution 2011-462**

Resolution appointing a Superintendent of Public Works

**Resolution 2011-463**

Resolution expressing appreciation for assistance of the Barnegat Township Board of Education during the Hurricane Irene Storm Event

**Resolution 2011-464**

Resolution expressing appreciation for assistance of the Ocean Township Community Emergency Response Team (CERT) during the Hurricane Irene Storm Event

**Resolution 2011-465**

Resolution expressing appreciation for assistance of the Barnegat Boy Scout Troop 26 during the Hurricane Irene Storm Event

**Resolution 2011-466**

Resolution approving a settlement agreement with a former Township Employee Todd Hetzel

**Motion to adopt Consent Agenda: L. Morano**

**Second: M. Lisella**

**Roll Call: Bille: Yes, but abstain from Res. 437, 438, 439, 440 and 441**

**Lisella: Yes, but abstain from Res. 432-436**

**Morano: Yes**

**Cirulli: Absent**

**Melchiondo: Yes**

**14. Motion to Adjourn: L. Morano**

**Second: A. Bille**

**Committee Meeting – September 6, 2011**  
**MAYOR’S REPORT**

**2011 MUNICIPAL BUDGET:**

We anticipate adopting our 2011 municipal budget at the second meeting in September. Final touches are being made now, following requests by Trenton to make some minor adjustments.

**EARTHQUAKES AND HURRICANES:**

As if an earthquake wasn't enough, Hurricane Irene hit the east coast with brutal and deadly force last weekend. By all accounts, Barnegat and most of Ocean County expected to be severely impacted when the storm made landfall, but, we were spared. The hurricane produced 6 inches of rain and 65 mile per hour winds, but left much less damage in its wake than some of the more recent nor'easter's. Both Barnegat and Ocean Townships and our schools were well prepared for the storm and tonight we will be recognizing some of those groups in coordinating their efforts on behalf of our residents. Our administrations, OEM's, Police, Fire, First Aid, schools, the Red Cross, Boy Scouts and CERT volunteers, did an outstanding job in handling all aspects of disaster preparation and control during the weekend event. I want to single out our administrator, Dave Breeden, for taking control of all of the necessary coordination and administration aspects along with handling the hundreds of calls and emails related to the storm. Dave even relocated to Barnegat from Ocean City for the duration of the hurricane. On Sunday we received notice that Ocean County was included in the Federal disaster declaration, thereby allowing all public and private entities to submit for Federal relief funds from FEMA. The Township will be providing information on how to apply and obtain reimbursement for any losses due to the hurricane.

**RECYCLING REVENUE:**

I am happy to announce that Barnegat received a check from Ocean County for \$31,089.70 for our recycling for the first half of 2011. This represents an amount of \$25.96 per ton for 1198 tons of recycled materials.

**Committee Meeting – September 6, 2011**  
**MAYOR’S REPORT**

**POLICE DEPARTMENT ACCREDITATION:**

The Barnegat Township Police Department has completed its CALEA national accreditation program with a three day inspection of their facilities, policies and procedures. The initial response from the group doing the certification was very favorable and we fully expect to hear from them soon with their decision. Once they receive national accreditation, our Police Department will become one of a very elite group of departments, nationwide. Chief Drexler and the entire police force worked tirelessly for this distinction and we all should be very proud of them.

**TOWN HALL IMPROVEMENTS:**

I hope you noticed the improvements to the front of Town Hall as you came in tonight. New trees, shrubs, plants and pavers have been added to enhance the overall appearance of our facilities. Additional improvements, both inside and out, like painting and lighting are scheduled in the near future.

**SEPTEMBER 11<sup>TH</sup> TENTH ANNIVERSARY:**

This Sunday marks the 10<sup>th</sup> anniversary of the terrorist’s attacks of September 11, 2001. The Township will hold a memorial ceremony at the public dock at 11 AM on Sunday to remember all of the victims of that tragic day. Other ceremonies will be held at Heritage Point at 9 AM, for their residents and for the public at St Mary of the Pines Church at 6 PM.

**CECIL S COLLINS SCHOOL:**

You may have heard by now that the Collins School will not be open at the beginning of the school year, which started today, due to issues with mold. The Collins students and teachers will be disbursed throughout the other three elementary schools while the issue is addressed and corrected. The Township will work closely with the school district to assist them with the abatement in whatever capacity we can. Currently it is too early to gauge just how long the clean up process will take or if other measures will need to be taken to accommodate the students and teachers. The safety of the students and staff is the foremost concern of the school district and the Township.

**Committee Meeting – September 6, 2011**  
**MAYOR’S REPORT**

**THE NEW 60 FOOT FLAGPOLE:**

If you haven’t been to the public dock lately, stop down to see our new 60 foot flagpole and our 5 x 10 foot American flag. It’s absolutely beautiful!

**BARNEGAT’S PIRATE’S DAY:**

The 18<sup>th</sup> annual Pirate’s Day is this Saturday, September 10<sup>th</sup>, from 9 AM to 4 PM at the Historic District at Route 9 and East Bay Ave. The event will feature over 100 vendors, non-profit groups and attractions for all ages, along with lots of food, music and trolley tours. Shuttle busses will be running all day from town hall and St Mary’s parking lots. At 6:30 PM, the day concludes with music by the Bent Fenders and a fireworks finale at the public dock. Pirate’s Day is a free event that is co-sponsored by the Barnegat Township Recreation Department and the Barnegat Chamber of Commerce.

Thank you,

Jeffrey M. Melchiondo  
Mayor, Barnegat Township