

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

**COMMITTEE MEETING MINUTES
December 5, 2011 6:30PM**

1. Call to Order

Mayor announced that meetings will be video taped

2. Provisions of the Open Public Meetings Law:

Pursuant to the requirements of the OPEN PUBLIC MEETINGS LAW, adequate Public Notice of this meeting has been given:

- a. By publication in the required newspapers of the date, time and location of this meeting more than 48 hours in advance.
- b. By posting advance written notice on the official Bulletin Board in the Municipal Building.
- c. By filing advance written notice with the Township Clerk for the purpose of Public inspection.

3. Roll Call of Officials Present:

Committeeman Bille - Absent
Committeeman Lisella - Present
Committeeman Morano - Present
Deputy Mayor Cirulli - Present
Mayor Melchiondo - Present

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

4. Salute to the flag led by Mayor Melchiondo

5. Resolution 2011-586 *TABLED*****

Resolution authorizing the Township Committee to retire into closed session for the purpose of discussing personnel, public safety, contractual and litigation matters.

Motion to table resolution: L. Morano

Second: A. Cirulli

Roll Call: Bille: Absent

Lisella: Yes

Morano: Yes

Cirulli: Yes

Melchiondo: Yes

6. Mayor's Report Read into, and made a part of these minutes

7. Committee Reports

M. Lisella: Please visit the various Angel Trees offered by businesses around town. This weekend is the Township lighting by Santa. Read letter from the County Tax office confirming meeting set to discuss Tax Assessment issues in Barnegat.

L. Morano: First Aid Squad installation dinner was this weekend, thanked them for their long hours and dedication. He attended the American Legion Pearl Harbor ceremony on Sunday.

A. Cirulli: Also attended the First Aid installation dinner, expressed how important it is what they do.

8. Administrator's Report

Explained Ordinance 19, this ordinance will fund the update of the Township Master Plan, and the obtaining a designation of a Town Center, that is required as part of this Master Plan. Ordinance 20, these Capital Improvements are fully funded and will not increase the overall debt of the Township. Ordinance 21, General Capital Improvement expenses which will increase the overall debt of the Township. December 2007 is the last time the Township increased its debt.

Mayor: workshop meeting to discuss this bond ordinance at 5pm prior to the next meeting December 19.

9. Public Portion:

*Motion to Open Public Comment: L. Morano Second: Marty Lisella
All in favor*

Frank Pecci – 11 Hemlock Drive: alarmed that fire equipment manufacturers limit bidding by other companies in New Jersey.

Vince Green – 89 Sandpiper Road: concerned about proposed retail center on W. Bay Ave for resident pedestrians, and entrance to development. Also wants 300' of sidewalk on south side of the street completed. Questioned Committeeman Cirulli about return of money incurred on Mirage. Admin. Responds: attorney holding funds, in litigation with Ocean County and Menk. Wants to know how much was paid to Birdsall Engineering, Admin. Responds that most of engineer fees are paid by developers through escrow.

Jake Taylor - Newark Road: Schools collected over 4,000 items of food for the Pantry, Thank you to the residents for their generosity. Engineer fees for Bowline Street paving. Reported at a Zoning Board meeting that the Fire Department had adequate equipment to handle the three-story buildings proposed for Route 9 COAH development, and a letter confirming would be forthcoming. Attorney explained zoning application approval process and that conditions are required for approval. Bond for Fire Truck not for other items in tonight's ordinance.

Marianne Clemente – 565 E. Bay Ave.: Commend the committee on using Nixle alert about meetings.

Maxine Blumenthal – 160 Brighton Road: Thank you to Jerry Dasti for his assistance with Home Town America and helping to get the septic tanks cleaned out.

Casey McKenna – 14 Lilac Lane: wants to know the status of the skate park repairs/opening. Admin. responds: we are looking into a new design, need to comply with JIF in process of design, construction may begin spring/summer 2012.

John Murrin - 38 Pierhead Drive: All for the purchase of fire truck, residential insurance policies can be affected if town's fire rating is not acceptable.

Ed Brennan – 10 Windy Reef Ct: Can he attend meeting with the County Tax Assessor? No. Marty Lisella will provide details of that meeting.

Joseph Inserra – 20 Stillwaters Ct: Will Skate Park be monitored? Yes, by video via police dept.
The cost of our insurance will cover participants from other towns? Yes.

Motion to Close Public Comment: L. Morano Second: A. Cirulli
All are in favor

10. New Business:

Ordinance 2011-21 (First Reading)

Ordinance providing for various General Improvements and other related expenses and appropriating \$2,225,000 and providing for the issuance of \$2,113,750 in bonds or notes to finance the same

Motion to introduce Ordinance: A. Cirulli Second: M. Lisella
Roll Call: Bille: Absent Lisella: Yes Morano: Yes
Cirulli: Yes Melchiondo: Yes

Minutes Approval:

Approval of Regular Meeting Minutes of the Township Committee Meeting of November 21, 2011.

Motion to approve Minutes: L. Morano Second: M. Lisella
Roll Call: Bille: Absent Lisella: Yes Morano: Yes
Cirulli: Yes Melchiondo: Yes

11. Old Business

Ordinance 2011-19 (Second Reading)

Ordinance providing for a special Emergency Appropriation in the amount of \$190,000.00 For the engagement of special consultants for the preparation of a Master Plan

Motion to Open to Public Comment: L. Morano Second: M. Lisella

Frank Pecci – 11 Hemlock Dr: Why are we hiring more professionals along with our current professionals to look at our Master Plan?

John Murrin – 38 Pierhead Drive: Will fees for ordinances be covered by this money? Yes.

Jake Taylor – Newark Road: Why was this done if the engineer already drafted a sufficient master plan? Engineer responds: that we need to update every six years, and we were required to for the Town Center designation as per the state requirements. John Hess did a very good job developing the Master Plan; your knowledge of Barnegat's engineering is exemplary. We should examine the state requirements for engineering/inspecting fees.

Motion to Close to Public Comment: M. Lisella Second: A. Cirulli
All are in favor

Motion to adopt Ordinance: A. Cirulli Second: M. Lisella
Roll Call: Bille: Absent Lisella: Yes Morano: Yes
Cirulli: Yes Melchiondo: Yes

Ordinance 2011-20 (Second Reading)

Ordinance providing for Various Capital Improvement Projects and other related expenses appropriating the amount of \$226,913.13 for said improvements

Motion to Open to Public Comment: L. Morano

Second: A. Cirulli

Motion to Close to Public Comment: A. Cirulli

Second: M. Lisella

Motion to adopt Ordinance: A. Cirulli

Second: M. Lisella

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

Morano: Yes

12. Formal Action Agenda:

Resolution 2011-587

Resolution authorizing payment of Bill List in the amount of \$1,007,375.18

Motion to adopt resolution: A. Cirulli

Second: M. Lisella

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

Morano: Yes

Resolution 2011-588

Resolution authorizing transfers within the 2011 Municipal Budget, Current Fund

Motion to adopt resolution: A. Cirulli

Second: M. Lisella

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

Morano: 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 the Friends of the Cox House to host mystery dinners during the months of February and May, 2012

Resolution 2011-589

Resolution authorizing the Tax Collector to refund duplicate payment on Block 93.11, Lot 6, also known as 19 Carriage Way

Resolution 2011-590

Resolution authorizing a refund of premium paid at Tax Sale on Block 95.48, Lot 2, also known as 3 Mountain Stream Court

Resolution 2011-591

Resolution cancelling taxes and authorizing a refund pursuant to N.J.S.A. 54:4-3.32 Totally Disabled Veterans Tax Exemption on Block 114.25, Lot 34, also known as 8 Sextant Drive

Resolution 2011-592

Resolution authorizing the Tax Collector to refund overpayment of taxes on Block 92.111, Lot 24.07, also known as 945 West Bay Avenue

Resolution 2011-593

Resolution authorizing the release of Performance Guarantee for Four Seasons at Mirage, Section 12 for Site Improvements

Resolution 2011-594

Resolution authorizing the release of a Performance Guarantee for Green Thumb Day Care & Nursery School contingent upon the post of a two-year maintenance bond in the amount of \$1,338.00 which represents fifteen percent (15%) of the original estimated construction cost of \$8,922.50

Resolution 2011-595

Resolution authorizing the release of a Maintenance Bond for Patriot's Cove, Sanitary Sewer System Facilities contingent upon the posting of escrow fees pursuant to Land Use Code 55-80.5

Resolution 2011-596

Resolution authorizing the refund of escrow deposits to Metro PCS New York, LLC for Zoning Board Review Fees

Resolution 2011-597

Resolution authorizing the refund of escrow deposits to Virginia Cross for Planning Board Review Escrow

Resolution 2011-598

Resolution authorizing the refund of escrow deposits to Tetra Tech F/K/A The Thomas Group for Water/Sewer Review Escrow – Barnegat High School

Resolution 2011-599

Resolution requesting the State of New Jersey Department of Environmental Protection (DEP) waive fees for Municipalities

Resolution 2011-600

Resolution authorizing the Township Clerk to advertise for the receipt of bids for 15% Sodium Hypochlorite Solution and Bell Mine Hydrated High Calcium Lime

Motion to adopt Consent Agenda: A. Cirulli

Second: M. Lisella

Roll Call: Bille: Absent

Lisella: Yes

Morano: Yes

Cirulli: Yes

Melchiondo: Yes

15. Motion to Adjourn: L. Morano
All are in favor

Second: A. Cirulli