

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

**TOWNSHIP COMMITTEE MEETING MINUTES
October 15, 2012, 6:30 PM**

1. Call to Order

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.

ANNOUNCEMENT: At this time we ask everyone to please turn all cell phones or pagers to either **OFF** or **VIBRATE**.

3. Roll Call of Officials Present:
Committeeman Lisella – Present
Committeeman Morano – Present
Committeeman Melchiondo – Present
Deputy Mayor Bille – Present
Mayor Cirulli – Present

Invocation by Pastor Glen Swank, Pastor Barnegat Bay Assembly of God

4. Salute to the flag

Presentation of certificates to the Barnegat Jr. Bengals, Mighty Mite Cheerleaders

Presentation of certificates to the Barnegat Jr. Bengals, Pee Wee Cheerleaders

Presentation of certificates to Patrolmen Martin, Parsley and Venuto

Presentation of County Park status by County Freeholder John Bartlett and Mike Fiore Assistant Director of County Parks & Recreation. Capital Improvement projects' funding has been cut, so we have slowed down the project completion rate. Construction is in progress on these unique Barnegat areas. Cedar Bridge Tavern site to portray significant historical research as to the building construction. The National Geographic Association is conducting analysis on lead bullets found on site. Barnegat Branch Rail Trail as so called by the Railroad that ran this route will be 14 miles from Barnegat to South Toms River. Barnegat North to the Lacey Twp line is now completed. Lochiel Creek County

Park has total acreage of 288 acres; some of the most unique landscape in Ocean County perfect for hiking trails will contain restrooms and parking spaces which will join the existing ball fields which will join the Rail Trail. Cloverdale Farm County Park; the original house has burned down so the foundation will become the restroom facility; this setting will exemplify the 150 year old working cranberry farm as passive recreation. These County Parks will serve all of the Ocean County residents.

Steve Cotton: status update of the Lower Shore Road fields. First obligation of the league is to the children. The season is over this week and we will be able to devote more time to fulfill our commitment of building this field for the next season. Thank you to the volunteers that have been there from the beginning.

Resolution 2012-502 **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: J. Melchiondo

Second: L. Morano

Roll Call: Lisella: Yes

Morano: Yes

Melchiondo: Yes

Bille: Yes

Cirulli: Yes

5. Mayor's Report read and made a part of these minutes

6. Committee reports

M. Lisella: Thank you to the police officers for their quick thinking, and the cheerleaders on their accomplishments.

L. Morano: Not happy with the zoning of the K. Hovnanian property west of the parkway. It is a disgrace of the approval of this property not being a senior community. Give back the Cox house to the County it is costing us a fortune.

J. Melchiondo: Chamber of Commerce report; Farmers Market still open, Barnegat Bay Blitz for clean up through DEP. Attended fundraiser benefit for resident with cancer.

A. Bille: voted against the zoning of the K. Hovnanian property, will discuss with committee the status of the Cox House.

7. Administrator's Report

Report on the Horizon's drainage basin, have open communication with DEP and the Ocean County Health Dept. regarding the Tanner's pit clean up. Cleared up confusion over who installed drain on Railroad Ave from previous meeting. Insurance reimbursement received for repairs to the Cox House. Explained resolutions and ordinances on this agenda.

Motion to open Public Comment: A. Bille
All are in favor

Second: J. Melchiondo

Rose Jackson – 12 Marblehead Place: Very happy about the extra money to finish the

Horizon's basin work. The K. Hovnanian decision to change the age restriction of the adult community is upsetting to those that purchased in that area. This will mean an increase in students for the school system; will this mean a new school?

J. Dasti gave explanation of the changes made in 2009 Conversion Law of the option to change an adult community status of a development, to accept non 55+ residents.

Jake Taylor – 106 Newark Road: The consideration of the committee on the age-restriction would benefit the Township; this decision is not good for the community. It is a shame the Cox House has fallen into such disrepair; let's get rid of it. My complaint about the drain on Railroad Ave. was because we already paid the engineer, and then we had to pay additional to fix this.

Denise Pilovsky – 26 Aphrodite Drive: asked if the committee had a chance to read the redevelopment plan for Tanner's Pit. Engineer explained some of the questions she had with the report and provided clarification.

Ray Leszczak – 116 Redwood Drive: Reference Rent Leveling Board's meeting the past week, some of the items he did not feel were addressed properly or resolved. Has an environmental concern about the Oyster Creek facility.

Rafael Adorno – I am all about volunteerism in the community, I have done it myself. I want the committee to look into the future expense of the fields, I want it finished to move on, and appreciate the volunteer time if it lasts. You have a fiduciary duty to us to keep us informed.

Motion to close Public Comment: A. Bille
All are in favor

Second: L. Morano

8. New Business:

Approval of Minutes for the Regular Township Committee Meeting of September 18, 2012

Motion to approve Minutes: M. Lisella

Second: A. Bille

Roll Call: Lisella: Yes

Morano: Yes

Melchiondo: Yes

Bille: Yes

Cirulli: Yes

9. Old Business

Ordinance 2012-22 (Second Reading)

Ordinance approving and adopting the Zoning Map which incorporates the revisions for the lots in Ocean Acres, Phase 3, from Residential Conservation (RC) Zone to Residential High (RH) Zone

Motion to Open Public Comment: J. Melchiondo **Second: A. Bille**
All are in favor

Jake Taylor – 106 Newark Road: These 136 homes are going to bring in more children into our schools. The Pinelands has not approved it yet, and nothing can be done there until then, wait for their decision to approve this. Everything possible should be done to stop this construction.

Engineer explained that this map must be adopted before they will certify the Ordinance, and want the zoning map revised; they want to verify that the boundaries are accurate. Regardless of what we decide, the Pinelands will have the final decision.

Rose Jackson – 12 Marblehead Place: I am against any building in that area.

Motion to close Public Comment: J. Melchiondo Second: L. Morano
All are in favor

Motion to adopt ordinance: J. Melchiondo Second: A. Bille
Roll Call: Lisella: Abstain Morano: No Melchiondo: Yes
Bille: Yes Cirulli: Yes

10. Formal Action Agenda

Resolution 2012-503

Resolution authorizing payment of Bill List in the amount of \$289,344.39

Motion to adopt resolution: M. Lisella Second: J. Melchiondo
Roll Call: Lisella: Yes Morano: Yes Melchiondo: Yes
Bille: Yes Cirulli: Yes

Resolution 2012-504

Resolution amending Resolution 2012-485 due to typographical error

Motion to adopt resolution: J. Melchiondo Second: A. Bille
Roll Call: Lisella: Yes Morano: Yes Melchiondo: Yes
Bille: Yes Cirulli: Yes

Resolution 2012-505

Resolution requesting approval of items of revenue and appropriation per NJSA 40A:4-87 in the amount of \$16,054.57 from the 2012 Drunk Driving Enforcement Fund

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

Resolution 2012-506

Resolution requesting approval of items of revenue and appropriation per NJSA 40A:4-87 in the amount of \$17,873.18 from the 2012 Ocean County Recycling Program Fund

Motion to adopt resolution: J. Melchiondo Second: M. Lisella
Roll Call: Lisella: Yes Morano: Yes Melchiondo: Yes

Bille: Yes

Cirulli: Yes

11. 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 an On Premise 50/50 for Cecil S. Collins PTA on November 3, 2012

Resolution 2012-507

Resolution authorizing a refund of premium paid at Tax Sale on Block 94.01, Lot 127, also known as 4 Arrowwood Court

Resolution 2012-508

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.37, Lot 48, also known as 42 Georgetown Boulevard

Resolution 2012-509

Resolution authorizing the Tax Collector to refund payment erroneously paid on Block 92.120, Lot 27, also known as 10 Montauk Place

Resolution 2012-510

Resolution authorizing a refund of premium paid at Tax Sale on Block 114, 19, Lot 16, also known as 31 Nautilus Avenue

Resolution 2012-511

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.52, Lot 12, also known as 8 Potomac Court

Resolution 2012-512

Resolution authorizing a refund of premium paid at Tax Sale on Block 116, 24, Lot 22, also known as 2 Sandstone Court

Resolution 2012-513

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.36, Lot 17, also known as 167 Schooner Avenue

Resolution 2012-514

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.24, Lot 7, also known as 61 Village Drive

Resolution 2012-515

Resolution authorizing the Tax Collector to refund payment erroneously paid from the Police Department for Discovery

Resolution 2012-516

Resolution authorizing a refund based on a successful Tax Appeal on Block 92.112, Lot 42.05, also known as 775 Lighthouse Drive, Block 92.112, Lot 42.06, also known as 785 Lighthouse Drive, Block 92.112, Lot 42.07, also known as 795 Lighthouse Drive, Block 92.112, Lot 42.09, also known as 935 West Bay Avenue and Block 92.112, Lot 42.10, also known as 925 West Bay Avenue

Resolution 2012-517

Resolution authorizing the release of a Performance Bond for Sanitary Sewer Improvements for Bay Avenue Estates contingent on the posting of a Maintenance Bond in the amount of \$11,099.79

Resolution 2012-518

Resolution authorizing the release of a Performance Bond for Site Improvements for Bay Avenue Estates contingent upon the posting of a Maintenance Bond in the amount of \$78,956.10

Resolution 2012-519

Resolution authorizing the release of a Maintenance Bond for Heritage Point South, Section 4, Site Improvements

Resolution 2012-520

Resolution authorizing the release of a Maintenance Bond for Heritage Point North, Section 5 Sanitary Sewer System Improvements

Resolution 2012-521

Resolution authorizing the release of a Maintenance Bond for Heritage Point North, Section 5 Water System Improvements

Resolution 2012-522

Resolution authorizing reimbursement of cancellation of Summer Recreation Programs

Resolution 2012-523

Resolution authorizing the refund of Escrow Deposits to Leflor's LLC due to receiving approval for release

Resolution 2012-524

Resolution authorizing the Township Administrator to sign a Contract Agreement for Maintenance on Sony BM-246 Recorder in the amount of \$743.00 for the Municipal Court

Resolution 2012-525

Resolution authorizing the Township Administrator to execute a contract under NJ State Contract #A76369 for the purchase of various Firefighter Protective Clothing not to exceed \$8,632.20

Resolution 2012-526

Resolution accepting and approving the Interlocal Services Agreement for two Law Enforcement Officers (SRO's) with the Barnegat Township Board of Education

Resolution 2012-527

Resolution appointing Part-Time Aides for the Barnegat Recreation Department

Resolution 2012-528

Resolution recognizing National Breast Cancer Awareness Month and “Pretty in Pink” Day

Resolution 2012-529

Resolution authorizing the Municipal Clerk to advertise for the receipt of bids for the resurfacing of Hillside Avenue

Resolution 2012-530

Resolution authorizing the Municipal Clerk to advertise for the receipt of bids for the Redevelopment of Well #3 and Well #5

Resolution 2012-531 (Not Used)

Resolution 2012-532

Resolution authorizing the Township Administrator to execute a contract under NJ State Contract #A53804 for the purchase of Motorola Radios not to exceed \$28,090.80

Resolution 2012-533

Resolution authorizing the Township Administrator to execute a contract under NJ State Contract #A80964 for the purchase of various firefighter protective clothing and equipment not to exceed \$18,823.89

Resolution 2012-534

Resolution authorizing Municipal Clerk to advertise for the receipt of bids for Water Meters for the Barnegat Township Water and Sewer Department

Motion to Adopt Consent Agenda: J. Melchiondo Second: M. Lisella
Roll Call: Lisella: Yes Morano: Yes Melchiondo: Yes
Bille: Yes, Abstain from 2012-519, 2012-520 & 2012-521
Cirulli: Yes

12. Motion to Adjourn: L. Morano Second: J. Melchiondo
All are in favor

**I hereby certify that the foregoing
minutes were formally approved by
the Barnegat Township Committee:**
