

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

**TOWNSHIP COMMITTEE MEETING MINUTES
September 18, 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 Monsignor Ken Tuzeneu, Pastor of St. Mary's Church

4. Salute to the flag

Swearing in of Matthew Andrew Watts as a Volunteer Firefighter for the Barnegat Township Volunteer Fire Department

Presentation of a check to the Barnegat Food Pantry from the Jersey Outlaws Racing Association

Resolution 2012-468 *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: Update on the Shoreline facility; the property goes up for bid Sept. 24th the town wants a better use for this area, very concerned what goes there.

L. Morano: We should do all we can to prevent residential development on that site, possibly light industry or commercial for ratable. Great summer at the dock with concerts.

J. Melchiondo: Chamber of Commerce's Pirate's day reported a very good day, with concert moved to the High School, thank you to Superintendent in setting that up. Look into costs to upgrade traffic signals with battery back up so they would not go out with a power outage which would cause us to bring extra in police personnel.

A. Bille: Pirate's Day; Ginny did a great job congrats to all who participated. Big Lots! opened last week. Shoreline would need to be looked at as far as the zoning on that piece of property. Would like to continue going to adult communities to update them on what's going on in town. Bengals Senior Football voted best football uniform in Ocean County. Proposed to move Fireworks to July 5th, money would be saved we would get a band also for that Friday and concerts would be all weekend,

7. Administrator's Report

Presentation on insurance claim for damages done for this past summer's severe storms in town; various wells and the Cox house downtown. Insurance proceeds and donations will be used to begin repairs on the ox house. Explained ordinances and resolutions on this agenda.

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

Jake Taylor – 106 Newark Road: There is no money in Open Space fund to buy shoreline property, the advisory committee all quit. Open Space provides for purchase of property, no property purchased. Now is the time to purchase open space with the fund.

Mayor: Are we going to take a chance on that property not knowing what it contains and absorb the costs associated with purchase and development?

Frank Pecci – 11 Hemlock Drive: When I was on the Planning Board, I suggested the shoreline property should be commercial. I thought this Committee was for Open Space, we are not stopping the development. You can change the zoning for that property. Engineering study for the public works facility, why are we doing a study that was already done? Your agendas are long because of the time between meetings.

Open Space states to buy land for recreational purpose, not for building field houses and such.

Sunday Darcangelo – 164 Bowsprit, Manahawkin: What is the plan for Open Space?

Admin: The voters passed a referendum to create a fund that would pay for the acquisition, development, maintenance and upkeep of open space, recreation historical preservation and farmland preservation, this money has been used for these four purposes. With regards to your broad based question is that the Township is addressing the needs of the community by using the open space fund properly and correctly and in accordance with the law. What is preserved?

Admin: Barnegat was designated as a regional growth zone by the Pinelands Commission, which earmarked Barnegat as a high density growth area, and private lands are being cleared for development purposes. Please make an appointment with myself and the engineer and we will answer your detailed questions.

Mayor: explained the role of the Planning and Zoning boards and engineer within the Township.

Ray Leszczak – 116 Redwood Drive: Are we building beyond our available water supply?

Engineer: No, we have plenty of water.

Rent Leveling Board meeting recently, issues at the meeting seemed to be handled by the Rent Leveling Board attorney. The management company needs to be pushed to get changes made.

Senator Connors will look into who regulates the Rent Leveling Board.

Kirsten Askins – 100 Taylor Lane: Public Works has been very good this past summer after storms to re-grade the road. There are still issues with drainage on this road even though it is being maintained; can this be looked into again?

Albert Miller – 164 Bowsprit, Manahawkin: Is there any land in the Ocean Acres area that won't be developed? Engineer: many studies have been completed over the years and 800 less lots will be developed than previously approved in the 1970's.

Elaine Taylor – 147 Spruce Circle North: Instructed that the minutes are on the website. Route 9 COAH property clearing; Admin: explained that this lot was cleared by Walters Development not the Township.

***Motion to close Public Comment: J. Melchiondo
All are in favor***

Second: A. Bille

8. New Business:

Ordinance 2012-25

An Ordinance authorizing conveyance of vacant property known as Block 193, Lots 3, 4, 13 and 17 for a total purchase price of \$9,500.00

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

Ordinance 2012-26

An Ordinance cancelling certain funded and unfunded appropriation balances heretofore provided for various Water and Sewer Capital projects totaling \$85,000. And reappropriating such funded and unfunded appropriation balances for various Water and Sewer Capital Improvements and to reappropriate the sum of \$85,000.00 to pay the cost thereof

Motion to Introduce Ordinance: L. Morano **Second: M. Lisella**
Roll Call: Lisella: Yes **Morano: Yes** **Melchiondo: Yes**
Bille: Yes **Cirulli: Yes**

Approval of Minutes for the Regular Township Committee Meeting of August 20, 2012

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

9. Old Business

Ordinance 2012-19 (Second Reading)

An Ordinance amending and supplementing Chapter 17 of the Barnegat Township Code entitled "Vehicles & Traffic"

Motion to open Public Hearing: J. Melchiondo **Second: M. Lisella**
All are in favor

Engineer explained this ordinance and traffic issues.

Dorothy Ryan – 92 Sandpiper Road: Comments on traffic; W. Bay Avenue is now wide enough for a u-turn in front of Heritage Bay need more u-turn barriers on Lighthouse Drive at first entrance to Wawa.

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

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

Ordinance 2012-20 (Second Reading)

An Ordinance amending and supplementing Chapter 36 entitled "Brush, Weeds, Obnoxious Growth"

Motion to open Public Hearing: J. Melchiondo **Second: L. Morano**
All are in favor

Motion to close Public Hearing: A. Bille **Second: M. Lisella**
All are in favor

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

Ordinance 2012-21 (Second Reading)

An Ordinance authorizing acquisition of a portion of Block 165, Lot 22.01 from Burprop, LLC

Motion to open Public Hearing: A. Bille **Second: M. Lisella**
All are in favor

Motion to close Public Hearing: A. Bille **Second: L. Morano**
All are in favor

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

Ordinance 2012-23 (Second Reading)

An Ordinance cancelling certain unfunded appropriation balances heretofore provided for various General Capital Projects totaling \$85,000.00 and reappropriating such unfunded appropriation balances for various General Capital Improvements and to reappropriate the sum of \$85,000.00 to pay the cost thereof

Motion to open Public Hearing: A. Bille **Second: L. Morano**
All are in favor

Motion to close Public Hearing: A. Bille **Second: M. Lisella**
All are in favor

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

Ordinance 2012-24 (Second Reading)

An Ordinance establishing revised Water and Sewer Connection fees as required by State Statute

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

Second: M. Lisella

Motion to close Public Hearing: J. Melchiondo
All are in favor

Second: A. Bille

Motion to adopt Ordinance: A. Bille

Second: M. Lisella

Roll Call: Lisella: Yes Morano: Yes
Bille: Yes Cirulli: Yes

Melchiondo: Yes

10. Formal Action Agenda

Resolution 2012-469

Resolution authorizing payment of Bill List in the amount of \$4,895,782.57

Motion to adopt resolution: J. Melchiondo

Second: M. Lisella

Roll Call: Lisella: Yes Morano: Yes
Bille: Yes Cirulli: Yes

Melchiondo: 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 the Barnegat Township Fire Department use of Township Bus for a shuttle service for their Wine, Beer and Food Tasting on Saturday, September 29, 2012

Approval of an On-Premise raffle for the Mariners Lodge #150 on September 29, 2012

Approval of Brianne Lombardi to paint the fire hydrant red, white and blue in honor of a resident who lost his life on September 11, 2011

Approval of an Eagle Scout Project to assemble and care of a monarch butterfly way station/butterfly garden at Meadow Edge Park

Approval of Dennis Cassar as a Volunteer First Aid Member for the Barnegat Township First Aid Squad

Approval of Thomas A. Cooper as a Volunteer Firefighter for the Barnegat Township Fire Department

Approval of Zachary Lilley as a Junior Volunteer Firefighter for the Barnegat Township Fire Department

Resolution 2012-470

Resolution authorizing a refund of premium paid at Tax Sale on Block 161, Lot 21.19, also known as 15 Allison Way

Resolution 2012-471

Resolution authorizing a refund of premium paid at Tax Sale on Block 161.10, Lot 17.22, also known as 6 Benjamin Court

Resolution 2012-472

Resolution authorizing a refund of premium paid at Tax Sale on Block 92.53, Lot 7, also known as 25 Catalina Avenue

Resolution 2012-473

Resolution authorizing the Tax Collector to refund payment erroneously paid for Real Estate Taxes on Block 92.67, Lot 6, also known as 24 Mutineer Avenue

Resolution 2012-474

Resolution authorizing the Tax Collector to refund payment erroneously paid on Block 92.59, Lot 3, also known as 116 Nautilus Drive

Resolution 2012-475

Resolution authorizing a refund of premium paid at Tax Sale on Block 253, Lot 36, also known as 24 Ridgeway Street

Resolution 2012-476

Resolution authorizing the Tax Collector to refund payment erroneously paid for Real Estate Taxes on Block 114.31, Lot 8, also known as 97 Village Drive

Resolution 2012-477

Resolution authorizing a refund of premium paid at Tax Sale on Block 172, Lot 18, also known as 725 West Bay Avenue

Resolution 2012-478

Resolution authorizing a refund of premium paid at Tax Sale on Block 114.31, Lot 34, also known as 100 Windward Drive

Resolution 2012-479

Resolution authorizing approval of Engineering Certificate No. 4 (Final) to Seminole Construction, LLC for completion of Site Improvements for Blue Claw Estates in the amount of \$18,588.20

Resolution 2012-480

Resolution designating September as National Preparedness Month which is designed to educate and empower Americans to take simple steps to prepare for emergencies

Resolution 2012-481

Resolution supporting the Ecological and Economical Success of the Barnegat Bay

Resolution 2012-482

Resolution authorizing reimbursement of Summer Camp Fees

Resolution 2012-483

Resolution appointing Crossing Guard for the 2012/2013 School Year

Motion to Adopt Consent Agenda: A. Bille

Second: M. Lisella

Roll Call: Lisella: Yes Morano: Yes

Melchiondo: Yes

Bille: Yes Cirulli: Yes

12. Motion to Adjourn: L. Morano

Second: M. Lisella

All are in favor

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

Municipal Clerk