

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

**REGULAR MEETING AGENDA
May 3, 2016, 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:

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

3. Roll Call of Officials Present:

Committeeman Caputo – Present
Committeeman Cirulli - Present
Committeewoman McCabe – Present
Deputy Mayor Bille - Present
Mayor Novak – Present

4. Salute to the Flag

Invocation: Deacon Steve of St. Mary's Parish

Barnegat Girl Scout Troop 552 presents "Take Action Journey Project"

Girls Scouts read there letter about project playground and thanked Al. Bille for working on this project. Al. Bille and Al Cirulli on May 24th will be at Project Playground. DPW will be supplying them with things to make the situation better.

Proclamation for U.S. Coast Guard Auxiliary

John Novak read proclamation
Coast Guard- Gave appreciation of the support.

Recognition of Service to Dorothy Ryan

John Novak- Presented Dorothy Ryan a plaque and gave appreciation on her service to the town.

Dorothy Ryan- Thanked all who voted for her when she was running for election. It was a pleasure to serve on this committee for the years she did.

Recognition of Barnegat Firefighters' World Trade Center stair climb

Gary Brown- Gave description of what is involved in the stair climb. Thanked the committee for the support. He also recognized the two year anniversary of combining Station 11 and 12.

5. Committee Reports

A. **Bille-** Addressed Pinewood and Brighton issues. He suggested that Al. Cirulli and him will come to the park, discuss the changes to the Rent Leveling board and explain. I am making a motion tonight to Table the ordinance.

A.Cirulli- I will second that motion tonight.

Also addressed recreation and repairs that have been taken care of what repairs they are going to be making. Buy in Barnegat is back and in place. Thank you to the Chamber of Commerce for funding some of the Sunday concerts at the Dock.

S. McCabe- Gave a heartfelt speech about the police substation and requesting the committee reconsider their position on the sale of the property.

F. Caputo- Police and Fire Department for the month of April. Discussed first Wildfire Safety Council meeting.

A. **Cirulli-** The budget will be discussed in detail with the CFO. Education meeting and developing a great working relationship. Discussed auction items. Complimented the Fire Department and will be doing a general review on the budget with the First Aid Squad.

6. Mayor's Report

J. Novak- Mentioned the Bake Sale for Paint the Town Pink, as well as the plant sale for the Scholarship Fund.

Motion to open Public Comment: A. Bille

Second: F. Caputo

Ray Lesczak, 106 Redwood Dr. - Discussed the Rent Leveling Board, and a past court case.

Alice Hines, 9 Castle Lake Ct. - St. Vincent DePaul Volunteer and talked about the Substation and the area of Settlers. Something should be done. There is a need for something in that area.

Dorothy Ryan, 92 Sandpiper Road- Agrees with maintaining the Substation due to the problems in Settlers Landing.

Rick Snyder, 100 Newark Rd. - Believes the town is not using their man power properly. There should be more patrolling officers in the area.

Vince Green, 89 Sandpiper- Feels the Substation is a waste of time and money.

Carrie Diona, 57 Old Main Shore Rd. - Would like to keep the Substation. There is crime and drugs would like you to keep my neighborhood safe.

Diane Grockenberg, 108 Redwood Dr. - Thanks the committee for tabling the 2016-11. Would like to contact Frank Caputo about the Fire Wise. Substation would be nice, but the police station itself has other issues and needs to be taken care of.

Frank Pecci, 11 Hemlock Dr. - We need more Police exposure and presence. Why do we need two concession stands in the same area? Water Sewer costs need to be looked at, as well as, where revenue is spent.

A. **Bille-** To keep the leagues going they need to sell things to raise their money.

A. **Cirulli-** Everything you are asking about is being addressed.

Linda Kropf, 38 Bridgewater Passage- Regarding the substation, there has to be something we can do for these residents in the area to make if feel safe.

J. Novak- Community members should call the tip line.

John Lewis, 107 Hickory Lane- Looking for clarification about the Rent Leveling Board and what the disputes are about.

J. Novak- Gave explanation on the Rent Leveling board and what the alternatives could be.

Lori Dibble, 2 Matthews Street (Highland NJ about the) MHOBA member. Read a legal memo about rent control, the statue is not applicable to rent control. Someone needs to take another look at the

memo. What Municipal Service fee. We are working on putting Fire Safety programs in place in Pinewood and Brighton.

Garry Miller, 48 Boxwood Dr. Jackson- Member of the Jackson Rent Leveling Board. Our board was brought to court and won all. Left copies with the committee.

Jake Taylor, 106 Newark- Against the Substation. A Substation does nothing. Feels Project Playground is in bad condition because the town did not take care of it. Discussed Open Space.

Bill Murray, 132 Spruce Lane- The Rent Leveling Board should be maintained.

Marianne Clemente, 565 East. Bay Ave- Was there research and cost effectiveness analysis done before the substation purchase. We need real police presence and be active in the community.

S. McCabe- Explained the research and economic effectiveness.

Rob Ciccone, 7 Hannah Lee Rd. - Questioned the taxes being high and the low quality of the parks. Is there a way to have a Police Task Force to come in and clean up this area.

J. Novak- Explains the constraints in the town.

A. **Bille-** 30% of those taxes come to the town. The rest is going to the schools and the county.

Phil Checcia, Windward Dr. - Talked about Schools and their efficiency. Settlers is not the whole area, but there are four developments in that area. I am seeing police presence in the area, we don't need a substation.

Rafael Adorno, 1 Memorial Dr. (Waretown) –Addressed \$20,000 for youth program. Police presence has always been in Settlers. Agrees there is no need for the Substation. School Board, the tax burden is not the schools.

Daniel Day, 200 Edison Road-Questioning beach fees.

J. Novak- Taskforce is looking into beach and dock fees. The taskforce is still looking into other areas which would create revenue.

S. McCabe- Explained that we are bound by Green Acres regulations with the charges.

Motion to close Public Comment: F. Caputo

Second: A. Bille

7. Old Business

Ordinance 2016-10

An Ordinance amending and supplementing Chapter 39 of the Township Code entitled "Construction Codes, Uniform" to include new Subsection 39-11

Motion to open Public Comment: A. Bille

Second: F. Caputo

Motion to close Public comment: A. Bille

Second: S. McCabe

Motion to adopt ordinance: A. Bille

Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes

8. New Business

Approval of the Committee Meeting Minutes for April 5, 2016

Motion to approve minutes: A. Bille

Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes

Ordinance 2016-11

An Ordinance amending and supplementing Chapter 64 of the Township Code entitled "Rent Leveling"

Motion to Tabled ordinance: A. Bille

Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes

Ordinance 2016-12

An Ordinance creating a Municipal Service Fee and establishing procedures for determining the amount and collection of fee in accordance with N.J.S.A 54:4-1.6 et seq.

Motion to Table Failed

Roll Call: Caputo: No Cirulli: No McCabe: Yes
Bille: No Novak: No

Motion to introduce ordinance: F. Caputo Second: A. Bille

Roll Call: Caputo: Yes Cirulli: Yes McCabe: No
Bille: Yes Novak: Yes

Ordinance 2016-13

An Ordinance authorizing a public sale to the highest bidder for Municipal property Block 114.26 Lot 73, 97 Lexington Boulevard

Discussion

F. Caputo- Discussed the town’s fiscal responsibility. Voting yes
A. Cirulli- Being a resident in Settlers, police presence is the key, as well as, the officers moving around. Voting yes.
J. Novak- Explained the financial costs to maintain the substation.

Motion to introduce ordinance: A. Cirulli Second: F. Caputo

Roll Call: Caputo: Yes Cirulli: Yes McCabe: No
Bille: Yes Novak: Yes

9. Formal Action Agenda

Resolution 2016-169

Resolution authorizing payment of Bill List in the amount of \$4,608,635.71

Motion to adopt resolution: F. Caputo Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes **Abstain Vendor 2400**

Resolution 2016-170

Resolution authorizing emergency temporary appropriations for the current fund and water & sewer operating fund

Motion to adopt resolution: F. Caputo Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes

Resolution 2016-171

Resolution setting procedures for payment of prior water charges to homeowners previously charged to common area irrigation meters in the Mirage Community

Motion to adopt resolution: A. Cirulli

Second: A. Bille

Roll Call: Caputo: Abstain Cirulli: Yes McCabe: Yes
 Bille: Yes Novak: Yes

Resolution 2016-172

Resolution adopting the 2016 Municipal Budget

Motion to open Public Comment: F. Caputo

Second: A. Cirulli

Tom Lombarski- Gave presentation on the budget, offered to answer questions and if needed to look into inquiries during the week.

Phil Checcia, 12 Windward Dr. - Commented on the increase not being too bad.

Frank Pecci, 11 Hemlock Dr. - Questioning the budget without the PBA contract being finalized. Concerned about negotiations.

Daniel Day, 200 Edison Rd. - Asking about the new recreation buildings and if they are included in budget.

Marianne Clemente, 565 East Bay Ave. - Questioning if the budget was being acted on tonight and that we will be able to speak again on the budget.

Jake Taylor 106 Newark Rd. - Asking if the Insurance buy backs are still in place

Motion to Close Public Hearing next Township Committee Meeting:

A. Cirulli Second: F. Caputo

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
 Bille: Yes Novak: Yes

10. 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 Alexander Boyer as member of the First Aid Squad

Approval of Devon Wainwright as member of the First Aid Squad

Approval for Barnegat Girl Scout Troop 552 to clean up Project Playground for their "Take Action Journey Project"

Approval for Barnegat Sports Boosters to hold off premise raffle on August 2, 2016

Approval for Heritage Point Women's Group to hold on premise 50/50 on June 26, 2016

Approval for American Legion to hold off premise 50/50 on October 2, 2016

Approval for the American Legion to hold off premise 50/50 on October 15, 2016

Approval of a Social Affairs permit for the American Legion on July 30, 2016, rain date July 31, 2016

Approval for Meridian to hold Hospice Spring Memorial Service at the Municipal Dock at 5:30 pm on June 10, 2016

Approval for Barnegat Employees Scholarship Fund to hold plant sale in the Town Hall parking lot

Resolution 2016-173

Resolution authorizing the Tax Collector to refund payment erroneously paid on Block 104 Lot 7; 10 Fifth Street

Resolution 2016-174

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 104 Lot 7; 10 Fifth Street

Resolution 2016-175

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 254 Lot; 8 582 E. Bay Avenue

Resolution 2016-176

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 95.19 Lot 27; 1 Swan Lake Court

Resolution 2016-177

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 93.02 Lot 15; 42 Dogwood Drive

Resolution 2016-178

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 93.25 Lot 47; 2 Battery Court

Resolution 2016-179

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 95.44 49; 10 Overbrook Court

Resolution 2016-180

Resolution authorizing the Tax Collector to refund Homestead Rebate due to Totally Disabled Veteran status on Block 90.17 Lot 8; 18 Duxbury Lane

Resolution 2016-181

Resolution authorizing the Tax Collector to transfer funds from Tax account to the Water Sewer account for Block 114.24 Lot 18; 82 Windward Drive

Resolution 2016-182

Resolution authorizing a refund of premiums paid at tax sale on Block 114.27 Lot 32, 19 Anchor Road; Block 114.36 Lot 15, 163 Schooner Ave; Block 95.38 Lot 27, 75 Pond View Circle; Block 208.01 Lot 22, 201 Biscayne Blvd; Block 114.46 Lot 7, 103 Georgetown Blvd; Block 116.27 Lot 3, 15 Ravenwood Blvd; Block 116.24 Lot 2, 43 Ravenwood Blvd; Block 114.14 Lot 33, 44 Schooner Ave; Block 116.33 lot 23, 2 Tulip Court; Block 142.06 Lot 4, 8 Melissa Drive; Block 94.01 Lot 88, 1 Beechwood Court; Block 116.21 Lot 2, 15 Briargrove Road; Block 114.29 Lot 7, 133 Village Drive; Block 94.01 Lot 120, 9 Sequoia Court; Block 93.01 Lot 32, 29 Dogwood Drive; Block 114.36 Lot 33, 4 James Hollow Drive; Block 114.36 Lot 38, 14 James Hollow Drive; Block 253 Lot 2.03, 32 Ridgeway Street; Block 94.01 Lot 93, 140 Pine Oak Blvd.

Resolution 2016-183

Resolution authorizing the disposal of surplus property by auction at GovDeals.com

Resolution 2016-184

Resolution authorizing the reduction of Performance Guarantee for Water System Improvements to R. Stone & Company for the Stone Hill @ Barnegat project

Resolution 2016-185

Resolution authorizing the reduction of Performance Guarantee for Sanitary Sewer System Improvements to R. Stone & Company for the Stone Hill @ Barnegat project

Resolution 2016-186

Resolution authorizing the reduction of Performance Guarantee for Site Improvements to R. Stone & Company for the Stone Hill @ Barnegat project

Resolution 2016-187

Resolution approving release of Maintenance Bond to Mignatti Companies for the Heritage Point North, Section 7A Sanitary Sewer Improvements

Resolution 2016-188

Resolution accepting Change Order #1 and authorizing Payment #3 Final, to ABS Electric, Inc. for the Emergency Generator Well #4 Project in the amount of \$18,496.54

Resolution 2016-189

Resolution authorizing the refund of escrow deposits to Bayside Chapel

Resolution 2016-190

Resolution authorizing the closing of escrow accounts for Frank Santolla

Resolution 2016-191

Resolution authorizing the refund of escrow deposits for Barnegat Dental

Resolution 2016-192

Resolution authorizing the refund of escrow deposits for Rod Hoffmann

Resolution 2016-193

Resolution authorizing the release of reforestation bonds to Cardinale Enterprises, LLC for the Barnegat Crossing Project

Resolution 2016-194

Resolution approving reimbursement for mailbox damage

Resolution 2016-195

Resolution authorizing reimbursement for cancelled recreation program classes

Resolution 2016-196

Resolution authorizing the Administrator to sign service agreement for annual generator maintenance and inspection services to Forked River Diesel, 1426 Clearview Street, Forked River, NJ 08731 in the amount of \$14,000.00

Resolution 2016-197

Resolution authorizing the Administrator to sign a lease agreement with CIT Leasing for a Kyocera TA6551ci copier for the Clerk's office in the amount of \$487.19 per month

Resolution 2016-198

Resolution awarding a three (3) year contract for uniform rentals on a weekly basis to American Wear

Resolution 2016-199

Resolution certifying qualified participants in the Length of Service Awards Program (LOSAP) for the Fire Department and the First Aid Squad

Resolution 2016-200

Resolution appointing members to the Open Space Advisory Committee

Resolution 2016-201

Resolution appointing Seasonal Dock master helpers, Seasonal Water & Sewer Department personnel and Part-time temporary personnel to the Recreation Department

Resolution 2016-201A

Resolution appointing Summer Camp Directors for the 2016 season

Resolution 2016-202

Resolution granting Preliminary approval for Water System Facilities to M & T at Barnegat, LLC for The Edge at Barnegat project

Resolution 2016-203

Resolution granting Preliminary approval for Sanitary Sewerage System Facilities to M & T at Barnegat, LLC for The Edge at Barnegat project

Resolution 2016-204

Resolution authorizing the filing of the 2015 recycling tonnage grant application

Resolution 2016-205

Resolution authorizing purchase of vehicle for the Building Department

Resolution 2016-206

Resolution authorizing the purchase of Taos Model Chase Restroom building for the Lower Shore Recreation Complex through the NJPA Cooperative Pricing System

Resolution 2016-207

Resolution authorizing the purchase of Musco Light Structure Green System equipment for the Little League Recreation Complex through the NJPA Cooperative Pricing System

Resolution 2016-208

Resolution authorizing the Municipal Clerk to advertise for bids for two (2) storage buildings for the Recreation Department

Motion to Adopt Consent Agenda: A. Bille Second: A. Cirulli

Roll Call: Caputo: Yes Cirulli: Yes McCabe: Yes
Bille: Yes Novak: Yes

Resolution 2016-209 Tabled**

Resolution authorizing the Township Committee to retire into closed session for the purpose of discussing personnel matters

Motion to Table resolution: A. Bille Second: A. Cirulli
All in Favor

Motion to Adjourn: F. Caputo Second: A. Cirulli
All In Favor

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

_____ Municipal Clerk