

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

**REGULAR MEETING AGENDA
April 4, 2017, 6:30 PM**

1. Call to Order Township Committee Meeting of April 4, 2017

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

Invocation: Pastor Joe Faraldi, of Bayside Chapel

4. Salute to the Flag

**Proclamation read by Mayor Bille “May 1 – 30, 2017, Poppy Month”
Proclamation for Joseph Fucci’s 100th Birthday**

5. Committee Reports: Cirulli, Novak, McCabe, Caputo

Al Cirulli- Still working on PBA negotiations. Commended T. Lombarski on having the budget done on time and approved by the state. DPW has informed us that the Dock is open and their two trucks are on order. Deputy Mayor, Caputo and I will be talking to Board of Ed about shared services.

J. Novak- discussed all the police calls and narcotic units accomplishment for the month of March, as well as our detectives solving a burglary incident and recovering some of the property. Overtime has been reduced 73% with 10%

less staff for the month of March. Gave recognition to our CFO, Tom Lombarski for getting the budget done on time and approved by the state.

S. McCabe- Gave CFO Tom Lombarski recognition on the budget and getting it approved along with the police department and their efforts to save money.

F. Caputo- Talked about fire calls, and some brush fires. Barnegat WFSC meets May 11th and is open to the public. Gave our CFO props for getting the budget done and approved on time.

6. Mayor's Report

Al Bille- Deputy Mayor Caputo put together a pamphlet about all the business in Barnegat. The Gravel pit is not a pilot program that is a newspaper misprint. T&K Marina donated the barge for the 4th of July Fireworks. JIF sent 2 awards for Roger Budd and our Water Sewer Department. Buy in Barnegat will begin again on May 1st. Announced our collection rate for taxes last year were 98.2%

7. Motion to Open Public Comment: J. Novak Second: F. Caputo

Phil Checcia , 12 Windward Dr. – Discussed Barnegat High School communications and using our channel to broadcast games or competitions.

Tee Cavagnaro, 8 Drum Court- Vietnamese refugee from 1975. Is looking to do something special for the Vietnam Veterans. Wanted to get her mission some exposure. Looking for resources to identify the Barnegat Vietnam Veterans. She is also looking to finance a Veterans Memorial for Barnegat Veterans.

S. McCabe- Thanked her for coming.

J. Novak- Suggested talking to County Freeholder Jerry Little, and he would touch base with him. Post 232 will definitely support this.

A. Bille- It will be discussed in closed session after this meeting.

A. Cirulli- Gave thanks.

John Jastrebski, 6 Ridge Road- Talked about the Barnegat Soccer club. Learned about the issues with the leagues that can't be resolved. Discussed Ordinance 2016-13. Wants to see how this can be responsibly handled for the kids.

Al Bille- Gave explanation on the discussions on the agreement. We are looking for the soccer clubs to merge.

S. McCabe- Ultimately the behavior demonstrated was condemned by the committee. The goal is to let all the children play. The merger is the best option.

Al Cirulli- As part of this program, gave commendation to both sides for what you do. All Barnegat kids will have a field to play on.

Brooke Brigante, 11 Tedesco Way- Soccer parent. Wanted to be on the record that she never started a petition, she was given the petition to pass around.

Al Bille- Explained the merger and how the trustees would be able to vote.

J. Dasti- The two sides need to get together.

S. McCabe- The Township is not looking to make revenue off the kids.

Soccer Parent- Did go to the meeting, and would spend the time listening to an ineffective meeting. There was nothing productive.

S. McCabe- We will not get rid of any club. We need to get along.

Jillian Kearns, 8 Third St. - Wants to know that her kids have a place to play. Is ok with the merger.

Michaela Spain, 17 Tiller Dr.- Junior at the High School. She is looking for an official proclamation for April to be paint the town purple month for Relay for Life.

Motion S. McCabe Second J. Novak
Proclamation Paint the Town Purple
All in favor

Ken Higgins, 33 Spruce Circle S.- Have been trying to merge these clubs way before this committee.

Diane Grockenberger, 108 Redwood Dr.- Pinewoods won a grant from State Farm for Fire Wise. Inviting the committee to attend National Fire Wise Day, May 6th, 11a-1pm.

Jesse Abraham, 44 Hannah Lee-Discussed Open Space, and Lafayette developer.

M. Lisella- Waiting on the County to send a letter about acquiring the property.

J. Novak- It makes sense to keep it for Open Space. Still waiting on the County.

Matt Robidoux, 108 Ravenwood Blvd.- Asking about new plows for next year. Clarified the fires Deputy Mayor Caputo mentioned. Questioning Resolution 2016-159 and 2017-171. Asked about the police department, and county dispatch.

M. Rivers- Gave explanation about LOSAP

J. Novak- Gave explanation on 2017-171, and financing. In regards to county dispatch it is logged and questioned if there is a problem.

Al Cirulli- Anything that needs to be replaced is being replaced.

Richie Pietrowski, 5 Michael Ave.- Questioning the old Sweet Jenny's spot and CVS. What is the committee doing to attract businesses?

S. McCabe-Economic development committees that meet, to attack these situations.

Al Bille- Gave explanation on what is coming up.

Steven Bauer, 22 Bridgewater Passage- Asked about police dispatch salaries and what he has read in the paper. Asked about income for 911 services.

J. Novak- we have a contract for dispatch so it doesn't apply to us. The income from the 911 services that are billed on your cell phone do not come to the town.

Tony Rizzari, 6 Green Court- Discussed the soccer season.

S. McCabe- We are trying to assist you.

Frank Pecci, 11 Hemlock- Discussed the easement from Barnegat to Stafford. Why are we giving it away? Who owns it? Ordinance 2017-08, where will the money be appropriated.

T. Lombarski- Explained that the money will be reallocated to Lower shore complex, paving the Dock, playgrounds and law enforcement dispatch system.

J. Hess- Tried to give explanation.

J. Novak- Talked about the right-of-ways and how it works.

Paul Roma, 15A Opal Court- A merger has tried to happen before and one side walks away. Why does the lease agreement have a fee. Spoke about the violation of a lease agreement.

J. Novak- Gave an explanation of what the legal ramifications could be and the risks of litigation.

J. Dasti- We are trying to work this for everyone, and will take it in small steps.

Al Bille- Explained that they need to wait. By bringing up certain things you are hurting negotiations.

Al Cirulli-Let the lawyers do this, and you will have a place to play.

Joanna Jason, 22 Sixth St.- We have all been involved with the soccer issue. A merger has been in discussion for a long time. Wants her children to play. These agreements have failed.

Motion to Close Public Comment: F. Caputo Second: S. McCabe

8. Old Business:

Ordinance 2017-06 (Second Reading)

An Ordinance authorizing acquisition of real property known and designated as Block 92.64 Lot 19, 13 Freeboard Avenue, for no consideration

Motion to Open Public Comment: J. Novak Second: S. McCabe

Motion to Close Public Comment: F. Caputo Second: S. McCabe

Motion to adopt ordinance: A. Cirulli Second: S. McCabe

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

Ordinance 2017-07 (Second Reading)

An Ordinance authorizing acquisition of real property known and designated as Block 92.41 Lot 11, 21 Spyglass Lane, for no consideration

Motion to Open Public Comment: F. Caputo Second: A. Cirulli

Daniel Day, 200 Edison Rd.- Why are we taking this property.

J. Dasti- Gave explanation, on the fact there is no value and it will be added to Open Space.

Motion to Close Public Comment: F. Caputo Second: S. McCabe

Motion to adopt ordinance: F. Caputo Second: S. McCabe

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
 Committeewoman McCabe: Yes
 Deputy Mayor Caputo: Yes Mayor Bille: Yes

Ordinance 2017-08 (Second Reading)

An Ordinance cancelling certain funded appropriation balances heretofore provided for various general capital projects totaling \$560,000.00 and reappropriating such funded appropriation balances for various general capital improvements and to reappropriate the sum of \$560,000.00 to pay the cost thereof

Motion to Open Public Comment: F. Caputo Second: S. McCabe

Matt Robidoux, 108 Ravenwood Blvd-Asked about the transfer of funds for the Dock paving project. Do you know who will be doing the paving?

Motion to Close Public Comment: F. Caputo Second: S. McCabe

Motion to adopt ordinance: A. Cirulli Second: S. McCabe

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
 Committeewoman McCabe: Yes
 Deputy Mayor Caputo: Yes Mayor Bille: Yes

Ordinance 2017-09 (Second Reading)

An Ordinance offering for sale at public auction real property owned by the Township known and designated as Block 210.01 Lot 11, 50 Bayview Boulevard

Motion to Open Public Comment: F. Caputo Second: A. Cirulli
Motion to Close Public Comment: A. Cirulli Second: F. Caputo

Motion to adopt ordinance: A. Cirulli Second: S. McCabe

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
 Committeewoman McCabe: Yes
 Deputy Mayor Caputo: Yes Mayor Bille: Yes

Motion to introduce ordinance: J. Novak Second: F. Caputo
Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

Ordinance 2017-15 (First Reading)

An Ordinance amending and supplementing Chapter 55-351.B(2) of the Township Land Use Code, Mandatory Development Fees: Non-Residential

Motion to introduce ordinance: F. Caputo Second: A. Cirulli
Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

Ordinance 2017-16 (First Reading)

An Ordinance amending and supplementing Chapter 15 of the Township General Code entitled "Police Department" Chapter 5 of the Police Department Rules & Regulations

Motion to introduce ordinance: A. Cirulli Second: F. Caputo
Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

10. Formal Action Agenda

Resolution 2017-146

Resolution authorizing payment of Bill List in the amount of \$5,796,862.32

Motion to adopt resolution: A. Cirulli Second: J. Novak
Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes Abstain 02400, 00148
Deputy Mayor Caputo: Yes Mayor Bille: Yes

Resolution 2017-146A

Resolution to read the budget by title only at the public hearing

Motion to adopt resolution: A. Cirulli Second: F. Caputo
Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

**Motion to Open Public Hearing on the 2017 Budget: A. Cirulli
Second: F. Caputo**

Frank Pecci, 11 Hemlock Dr.- Questioned several sheets on the budget.

Matt Robidoux, 108 Ravenwood Blvd.- Asked about the budget being for buying new things for the town. Looking for new plows for the future. Asked if funds will be used to paint the fire trucks at the substation.

**Motion to Close Public Hearing on the 2017 Budget: F. Caputo
Second: A. Cirulli**

Resolution 2017-147 Tom Lombarski Read Amendment
Resolution amending the 2017 Municipal Budget

**Motion to Open Public Comment on amendment: F. Caputo
Second: A. Cirulli**

Daniel Day, 200 Edison Rd.- Asked if the \$800,000 will lower the taxes

T. Lombarski- It's the anticipated surplus. It saves .03 cents on the tax rate.

Art Robidoux, 108 Ravenwood Blvd.- Has this been state approved? Did we get all the FEMA funds?

T. Lombarski- We are still waiting for FEMA reimbursement.

**Motion to Close Public Comment on amendment: F. Caputo
Second: S. McCabe**

Motion to adopt resolution: F. Caputo	Second: A. Cirulli
Roll Call: Committeeman Cirulli: Yes	Committeeman Novak: Yes
Committeewoman McCabe: Yes	
Deputy Mayor Caputo: Yes	Mayor Bille: Yes

Resolution 2017-148
Resolution Adopting the 2017 Municipal Budget: **As Amended**
Be it resolved by the Mayor and Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the Budget herein before set forth, is hereby adopted, and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$25,396,372.81

Motion to adopt budget resolution as amended: A. Cirulli

Second: F. Caputo

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
Committeewoman McCabe: Yes
Deputy Mayor Caputo: Yes Mayor Bille: Yes

Resolution 2017-149 Not used

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 for American Legion and VFW Post #10092 to hold Memorial Day Ceremony at the Gazebo Park on Sunday, May 28, 2017

Approval for the American Legion to host the Annual Memorial Day Parade on May 29, 2017

Approval for the Heritage Point Women's Group to hold on premise 50/50 raffle on the following dates: 6/24, 6/25, 7/23, 8/27 & 12/11/2017

Approval for the Horizons at Barnegat Women's club to hold on premise 50/50 on the following dates: 1/9, 4/3, 5/1, 6/5, 9/11 & 10/2/2017

Approval for Meridian at Home to utilize the Municipal Dock on June 9, 2017 for a Hospice Spring Memorial Service

Resolution 2017-150

Resolution authorizing a refund of premiums paid at tax sale on various Blocks and Lots of the Township

Resolution 2017-151

Resolution authorizing the Tax Collector to refund Homestead Benefit Block 90.17 Lot 8; 18 Duxbury Lane

Resolution 2017-152

Resolution authorizing the Tax Collector to refund Homestead Benefit Block 254 Lot 8; 582 E. Bay Avenue

Resolution 2017-153

Resolution authorizing the Tax Collector to refund Homestead Benefit Block 95.19 Lot 27; 1 Swan Lake

Resolution 2017-154

Resolution authorizing the Tax Collector to Refund Homestead Benefit Block 92.120 Lot 31; 2 Montauk Place

Resolution 2017-155

Resolution authorizing the Tax Collector to refund payment erroneously paid Block 116.05 Lot 25; 2 Quartz Terrace

Resolution 2017-156

Resolution authorizing the Tax Collector to refund payment erroneously paid Block 254 Lot 8; 582 E. Bay Avenue

Resolution 2017-157

Resolution authorizing the Tax Collector to refund payment erroneously paid Block 92.86 Lot 12; 82 Nautilus Drive

Resolution 2017-158

Resolution authorizing the reimbursement for cancellation of recreation program classes

Resolution 2017-159

A resolution certifying the qualified participants in the Length of Services Award Program (LOSAP) for the Barnegat volunteer fire department and first aid squads for the calendar year 2016

Resolution 2017-160

Resolution adopting job description for Dockmaster

Resolution 2017-161

Resolution adopting job description for Dock Helper

Resolution 2017-162

Resolution appointing Kathy Herring and Janet Jimroglou as Summer Camp Directors for 2017

Resolution 2017-163

Resolution appointing Seasonal Personnel for the Municipal Dock

Resolution 2017-164

Resolution authorizing the Township Clerk to advertise for the receipt of bids for the Bike Path extension, west of the Parkway project

Resolution 2017-165

Resolution authorizing the execution of a Memorandum of Agreement with the Ocean County Sheriff's Office for the Automated License Plate Reader Recognition Server

Resolution 2017-166

Resolution authorizing the execution of an amendment to the shared service agreement with the Ocean County Prosecutor's Office for the Traffic Safety Program known as "Driving While Intoxicated Enforcement Program" (DWIEP)

Resolution 2017-167

Resolution awarding a contract to Spohn Ranch, Inc., for skate park equipment and installation purchased through the N.J.P.A Contract #022113 in the amount of \$165,543.50

Resolution 2017-168

Resolution authorizing the Administrator to sign a service agreement with Block Line Systems, for the Municipal Offices and Water & Sewer Department telephone system for 36 months as per contracted rates

Resolution 2017-169

Resolution authorizing a lease renewal for the Water & Sewer Department Utility trailer with Williams Scotsman for three (3) years in the amount not to exceed \$10,764.00

Resolution 2017-170

Resolution authorizing a contract with Kyocera for printers, maintenance and toner supply at \$499.00/month for a term of five (5) years

Resolution 2017-171

Resolution implementing an Asset Management Program for the Jet Vac Truck purchased through NJEIT Financing

Resolution 2017-172

Resolution approving the release of Reforestation Bond for Paramount Escapes, Ocean Breeze Section 3A

Resolution 2017-173

Resolution authorizing the refund of escrow deposits, Cardinale Enterprises & Barnegat Crossing Associates I, LLC

Resolution 2017-174

Resolution authorizing the refund of escrow deposits, K. Hovnanian Homes, Freedom Hills

Resolution 2017-175

Resolution authorizing the refund of escrow deposits, K. Hovnanian Homes, Freedom Hills Affordable Housing Escrow Account

Resolution 2017-176

Resolution authorizing the closing of escrow accounts with a \$0 bank balance

Resolution 2017-177

Resolution authorizing a Lien be placed on properties for failure to comply with chapter 36 violations

Resolution 2017-178

Resolution approving waiver request for a road opening permit submitted by New Jersey Natural Gas for Block 114.26 Lot 11, 18 Anchor Road

Resolution 2017-179

Resolution approving waiver request for a road opening permit submitted by New Jersey Natural Gas for Block 173 Lot 7, 67 Hillside Avenue

Resolution 2017-180

Resolution appointing member to the Municipal Wildfire Safety Council

Resolution 2017-181

Resolution supporting the 2017 UDrive, UText, UPay Distracted Driving Crackdown April 1-21, 2017

Resolution 2017-181A

Resolution accepting the State Distracted Driving Crackdown 2017 Grant

Resolution 2017-182

Resolution recognizing the month of April as National Alcohol Awareness Month

Resolution 2017-183

Resolution recognizing the month of April 2017 as National Youth Sports Safety Month

Resolution 2017-184

Resolution recognizing the month of April 2017 as Minority and Multicultural Health Month

Resolution 2017-185

Resolution recognizing the week of April 22-29, 2017 as National Infant Immunization week

Resolution 2017-186

Resolution recognizing the month of May 2017 as Older Americans Month with the Ocean County Board of Social Services

Resolution 2017-187

Resolution proclaiming Mayor and County Recognition Day for National Service on April 4, 2017 and National Volunteer Week April 23-29, 2017

Motion to Adopt Consent Agenda: A. Cirulli Second: F. Caputo

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
 Committeewoman McCabe: Yes
 Deputy Mayor Caputo: Yes Mayor Bille: Yes

12. Discussion items by the Township Committee:

J. Novak- Is asking the Police Department to evaluate Route 9 south bound near Bayshore Drive. Looking into the need for a right hand turn only lane. The County and State would need to be involved.

Al Bille- Discussed the developments that are coming
Lennar 247 senior single family homes, on Lighthouse Dr.
DR Horton 347 Senior adult homes, past Horizons.
Barnegat crossing (Exit 67) should see their permits soon, and put in the steel. 151 senior apartments at market rate, 90,000sq ft. of retail.
The Edge, 35,000sq ft. retail with luxury apartments

Resolution 2017-188

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

Motion to adopt resolution: J. Novak

Second: A. Cirulli

Roll Call: Committeeman Cirulli: Yes Committeeman Novak: Yes
 Committeewoman McCabe: Yes
 Deputy Mayor Caputo: Yes Mayor Bille: Yes

13. Motion to Adjourn: J. Novak

Second: F. Caputo

All are in favor, motion carried

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

Municipal Clerk