

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

**TOWNSHIP COMMITTEE MEETING MINUTES
April 2, 2019, 10:00 AM**

Call to Order the April 2, 2019 Township Committee Meeting:

Please silence all cell phones

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 more than 48 hours in advance: by publication of the date, time and location in the official newspapers, and by posting for public inspection on the official bulletin board, and in the office of the Municipal Clerk.

Roll Call of Officials:

Committeeman Bille - Present
Committeewoman Kropf - Present
Committeeman Pipi - Present
Deputy Mayor Novak - Present
Mayor Cirulli - Present

Invocation: by Pastor Jeff Brandt, United Faith Church

Pledge of Allegiance:

Chamber of Commerce, Carlos Gomez from the Coast Guards presented the committee with a sign for Life Vest Zones, for the Dock.

Bill Clanton, from Chamber of Commerce presented checks to First Aid, Barnegat Fire Department, Barnegat Food Pantry and Barnegat Recreation.

Robert Wood Johnson, Communities that Care NJ, representatives spoke.

Committee Reports:

Linda Kropf- Discussed Vietnam Veteran event, and thanked the Cavagnaro's and everyone involved.

Pat Pipi- Gave a Code Enforcement statistic report.

Al Bille- Discussed recreation and sports, along with West Bay Avenue repairs. Happy Easter and Passover to all.

John Novak- Discussed our Municipal Court and Police Department. He gave congratulations to Christopher Burke, and also congratulated the Police

Department on having the first female supervisor in the history of Barnegat Police Department, Maryann Cirulli.

Mayor's Report:

Al Cirulli- Discussed the forest fire gave thanks to the Office of the Emergency Management and the fire department. Thanked the Cavagnaro's for the Vietnam Veterans Ceremony. Talked about the Neighborhood Watch and the parking on the street issues. Warning have gone out in regards to the parking laws. The Public Works Building is moving forward.

PUBLIC SESSION COMMENT:

Please feel free to speak to the Township Committee during public session. Comments and discussion will be limited to a five (5) minute period per individual. Each speaker must be recognized by the Mayor and clearly announce their name, address and group affiliation. The Barnegat Township Committee appreciates and welcomes public comment, advice and suggestions intended to assist the Committee. Your anticipated courtesy to the members of the public and the committee is greatly appreciated.

Motion to Open Public Session: A. Bille

Second: L. Kropf

Ray Lesczak, 116 Redwood Dr.- Asked about the turning lane.

C. Dasti- Gave response that they are talking to the NJDOT

Charlie Thomas, 205 Mirage Blvd.- Gave thanks to the Committee and Staff who showed up to the Vietnam Veterans Ceremony.

Frank Pecci, 11 Hemlock Dr.- Questioned Resolution 2019-140 and where the funds go for the meters we sell to developers. Also Resolution 2019-149, why would we send our equipment to Stafford for repair if we have mechanics.

C. Dasti- Gave explanation on co-ops.

M. Lisella- Explained how we cannot repair everything or have the tools to do it.

J. Novak- Gave a more detailed explanation for Mr. Pecci.

Diane Schlagel, 32 Kimberly Dr.- April 13th 'Clean Up Day' at the Community to help residents who can't remove debris. Volunteers from OCVTS come out to help. Also June 1st will be our Fire Wise Day, one topic is mitigation.

Bob Fecso, DR Horton- Asked about bonds and cleaning up section 1 & 2. He would like to get some paving done, and create a new bond for the road to keep heavy equipment of the newly paved roads.

M. Lisella- Gave his thoughts on the situation, and agrees with the concerns for the residents and this is a good solution.

Al Bille- Gave his concerns and referenced the issue they had in Pheasant Run in the past.

J. Hess- Gave his opinion and discussed the miss communication in the beginning.

Doreen Parker, 15 Stillwaters Ct.- Talked about the Vietnam Veterans Ceremony. All involved did a great job.

Motion to Close Public Session: A. Bille

Second: L. Kropf

Old Business:

Ordinance 2019 – 07 (Second Reading)

AN ORDINANCE OF THE TOWNSHIP ESTABLISHING CHAPTER 41A OF THE TOWNSHIP CODE ENTITLED "TRUANCY"

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

SECTION 1. The Township hereby establishes Chapter 41A of the Township Code to be entitled "Truancy" and shall read as follows:

§41A-1. Definitions. As used in this Chapter, the following terms shall have the meanings indicated:

GUARDIAN. A person other than a parent to whom legal custody of a juvenile has been by court order, or who is acting in the place of a parent, or who is responsible for the care and welfare of a juvenile.

JUVENILE. An individual who is under the age of eighteen (18) years.

A PUBLIC PLACE. Any place to which the public has access including but not limited to a public street, road, sidewalk, bridge, alley, plaza, park, recreation or shopping area, parking lot, or any other public building, structure or area and any other structure or area in which the public generally has access.

§41A-2. Truancy Prohibited.

It shall be unlawful for a juvenile under the age of eighteen (18) years to be in any public place during the hours when the juvenile is required to be in attendance at either a public or non-public school unless the juvenile is accompanied by a parent or guardian or is carrying written permission from juvenile's educational authority allowing the juvenile to be in a public place.

§41A-3. Responsibility of Parent or Guardian.

A parent or guardian is prohibited from allowing any juvenile to be in a public place when the juvenile is required to be in attendance at either a public or non-public school. In the event that a juvenile is found to be in violation of this ordinance, it shall be presumed that such was allowed by the juvenile's parent or guardian, but such presumption shall be rebuttable.

§41A-4. Penalties.

Any persons violating any provision of this ordinance shall be required to perform community service and may be subject to a fine up to one thousand dollars (\$1,000.00), in the discretion of the municipal court judge. If both a juvenile and the juvenile's parent or guardian are found to be in violation of this ordinance, they shall be required to perform community service together.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

Motion to Open Public Comment: A. Bille
Motion to Close Public Comment: A. Bille

Second: J. Novak
Second J. Novak

Motion to adopt ordinance: A. Bille

Second: L. Kropf

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Formal Action:

Resolution 2019 – 138

Resolution authorizing payment of Bill List in the amount of \$6,766,464.60

Motion to adopt resolution: A. Bille

Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Abstain: Vendors 00118, 02400,
00148 Mayor Cirulli: Yes

Resolution 2019 – 139

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

Motion to adopt resolution: A. Bille

Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

CFO presented Budget Synopsis

Motion to Open Public Hearing on the 2019 Budget: J. Novak

Second: A. Bille

Motion to Close Public Hearing on the 2019 Budget: A. Bille

Second: J. Novak

Resolution 2019 – 139A

Resolution amending the 2019 Municipal Budget

Motion to Open Public Comment on Amending Resolution: A. Bille

Second: P. Pipi

Motion to Close Public Comment on Amending Resolution: A. Bille

Second: L. Kropf

Motion to adopt Amending Resolution: A. Bille Second: L. Kropf

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Resolution 2019 - 140

Resolution Adopting the 2019 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 \$26,492,097.19

Motion to adopt budget resolution as amended: A. Bille Second: L. Kropf

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

New Business:

Approval of the minutes from the March 5, 2019 meeting

Motion to adopt minutes: J. Novak

Second: A. Bille

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Ordinance 2019 – 8 (First Reading)

Introduction and first reading of Ordinance 2019-08, which was read by title only as follows:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 55, ENTITLED "LAND USE", SPECIFICALLY SECTION 322, ENTITLED "GENERAL STORM WATER DRAINAGE REQUIREMENTS" TO INCLUDE NEW SECTION "F", ENTITLED "ROOF DRAINS AND SUMP PUMPS"

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on May 7, 2019 or as soon thereafter the matter may be reached.

Motion to introduce Ordinance: A. Bille Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Ordinance 2019 – 9 (First Reading)

Introduction and first reading of Ordinance 2019-09, which was read by title only as follows:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 55 ENTITLED "LAND USE", SECTION 141 ENTITLED "APPLICATIONS REQUIRING SITE PLAN APPROVAL", AND SPECIFICALLY SUBSECTION "A", "C" AND NEW SUBSECTION "G"

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on May 7, 2019 or as soon thereafter the matter may be reached.

Motion to introduce Ordinance: A. Bille Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Abstain Mayor Cirulli: Yes

Ordinance 2019 – 10 (First Reading)

Introduction and first reading of Ordinance 2019-10, which was read by title only as follows:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 61 OF THE TOWNSHIP GENERAL CODE ENTITLED "SALE OF PUPPIES AND KITTENS"

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on May 7, 2019 or as soon thereafter the matter may be reached.

Motion to introduce Ordinance: A. Bille Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

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, the item will be removed from the Consent Agenda and will be considered separately.

Approval for the use of Municipal Dock for a Community Easter Sunrise Service on April 21, 2019, all are welcome to attend

Approval for Hackensack Meridian Health to hold Hospice Spring Memorial Service at the Municipal Dock, May 17, 2019, 5:30 – 7PM, all welcome to attend

Approval for Our Gang Players to hold On Premise 50/50 April 26, 27 & 28, 2019

Approval for PTA Cecil S Collins School to hold Pocketbook Bingo, On Premise 50/50 and Merchandise Raffle May 3, 2019

Resolution 2019 – 141

Resolution authorizing a refund of premiums paid at Tax Sale on various properties

Resolution 2019 – 142

Resolution authorizing participation in the Electronic Tax Sale Program

Resolution 2019 – 143

Resolution authorizing the advertisement of Seasonal Dock Helper positions

Resolution 2019 – 144

Resolution authorizing a Family Medical Leave to Shawn Mulrooney

Resolution 2019 – 145

Resolution appointing Edward Stott, Jr. as Full Time Laborer to the Water/Sewer Department

Resolution 2019 – 146

Resolution establishing Petty Cash Fund thresholds in accordance with NJSA 40A:5-21

Resolution 2019 – 147

Resolution changing custodian of the Police Department Special Law and Petty Cash Funds

Resolution 2019 – 148

Resolution authorizing reimbursement for cancelled recreation program classes

Resolution 2019 – 149

Resolution authorizing the purchase of automotive parts, supplies and repairs for vehicles under the Stafford Township Cooperative Pricing System Contract ID#33-OCCPS-2019-003

Resolution 2019 – 150

Resolution authorizing the Township Clerk to advertise for the receipt of bids for the acquisition of one (1) Fire Apparatus

Resolution 2019 – 151

Resolution authorizing the QPA to execute a contract with Forked River Diesel for annual Generator Service Contract for the year 2019 in an amount not to exceed \$14,495.00

Resolution 2019 – 152

Resolution authorizing the release of a Performance Guarantee to Mignatti Companies for the Heritage Point North, Section 6B Site Improvements, 27 Rockland Street

Resolution 2019 – 153

Resolution authorizing a refund of unused Escrow Deposits, PB 17-08 Crest Construction

Resolution 2019 – 154

Resolution authorizing a refund of unused Escrow Deposits, PB 01-11 #2, K Hovnanian, Sea Crest Pines

Resolution 2019 – 155

Resolution authorizing a Lien be placed on various properties for failure to comply with Chapter 36 Obnoxious Growth violations

Resolution 2019 – 156

Resolution supporting the acquisition of private property by the Ocean County Natural Lands Trust Fund Block 81, Lot 5.09

Resolution 2019 – 157

Resolution supporting the *2019 UDrive, UText, UPay Distracted Driving Crackdown* April 1 -21, 2019

Resolution 2019 – 158

Resolution supporting April 2, 2019 as *Day for National Service*, and April 7 – 13, 2019 as *National Volunteer Week*

Resolution 2019 – 159

Resolution recognizing the month of May as *Paint the Town Pink* month

Resolution 2019 – 160

Resolution supporting May as *Older Americans Month*

Motion to Adopt Consent Agenda: A. Bille Second: L. Kropf

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Items of discussion by the Township Committee Members:

Jersey Outlaws Racing Association: request to hold boat races at the Municipal Dock: 12-4pm, June 23, July 21, August 4 & September 1, 2019 (Sunday of Labor Day weekend)

Resolution 2019 - 161

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

Motion to adopt resolution: A. Bille

Second: P. Pipi

Roll Call: Committeeman Bille: Yes Committeewoman Kropf: Yes
Committeeman Pipi: Yes
Deputy Mayor Novak: Yes Mayor Cirulli: Yes

Motion to Adjourn: J. Novak
All in favor. Motion carried.

Second: P. Pipi

Next scheduled meeting
May 7, 2019 at 6:30 PM

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

Municipal Clerk

