BARNEGAT TOWNSHIP OCEAN COUNTY, NJ 900 WEST BAY AVENUE BARNEGAT. NJ 08005

TOWNSHIP COMMITTEE MEETING AGENDA October 6, 2020, 10:00 A.M.

Call to Order the October 6, 2020 Township Committee Meeting:

Provisions of the Open Public Meetings Law:

Pursuant to the requirements of the <u>Open Public Meetings Law</u>, 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 on the Municipal website for public inspection.

Pledge of Allegiance:

Roll Call of Officials:

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

Committee Reports; Kropf, Bille, Cirulli, Pipi

Linda Kropf-Water Sewer report, water conservation ended, she welcomed the new police officers and reminded the community about the Scarecrow Contest.

Al Bille- Talked about recreation events and farmers market. Congratulated the new police officers and mention how low our crime rate is. He discussed the Ocean County paving contract grant. He informed the residents that the municipal tax increase was only 1%. He asked any concerned residents to please reach out to him personally with questions or concerns instead of social media.

Al Cirulli- Talked about how proud he is of the Adopt-a-Street program. He mentioned the beach replenishment would be in the spring and the Classic Car Show. He congratulated the new police officers.

Pat Pipi- Gave a code enforcement report and talked about the Classic Car Show.

Mayor's Report

John Novak- He talked about the police department and the low crime rate. He congratulated the new police officers for being top candidates.

Public Session Comment:

Comments will be limited to a five (5) minute period per individual.

Each speaker must be acknowledged by the Mayor and clearly announce their name, address and group affiliation for the record.

Motion to Open Public Session: A. Bille Second: P. Pipi

All in favor

Charlie Cunliffe, 135 Rockrimmon Blvd.-Good to interact with everyone after 6 months. He is glad that we are following all the COVID guidelines and thankful for the meeting.

Fred Rubenstein- Made statements on how he is against frivolous lawsuits against the town. Commended the Township Committee, employees and professionals.

Bill Neyenhouse 9 Maple Ave. - Discussed the lawsuit and OPMA requirements.

J. Novak- referenced Politics OC 2016 transparency and Barnegat was #1. Zoom meetings are hijacked, and it just happened recently in our own courts.

Motion to Close Public Session: A. Bille Second: L. Kropf

All in favor

Old Business:

Ordinance 2020 – 11 (Second Reading) **Tabled

An Ordinance of the Township amending and supplementing various sections of Chapter 55 of the Township Land Use Code, Section 55-19 CN Neighborhood Commercial Zone, 55-57 Neighborhood Commercial Zone, 55-305 Definitions and Word Usage, 55-173 Minimum Parking Requirements

Motion to open Public Comment: A. Cirulli Second: A. Bille Motion to close Public Comment: A. Bille Second: P. Pipi

Motion to Table ordinance: A. Cirulli Second: L. Kropf Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 – 12 (Second Reading) **See Attached**

Amending and supplementing Chapter 55 of the Township Land Use Code, Section 34.3 Definitions, Section 34.7 TC-CPHD Zone, Section 34.8 TC-CN Zone, Sections34.9 TC-CV Zone

Motion to open Public Comment: A. Bille Second: P. Pipi Motion to close Public Comment: A. Bille Second: A. Cirulli

Motion to adopt ordinance: A. Bille Second: P. Pipi Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 – 14 (Second Reading)

An ordinance of the Township amending Ordinance 2017-27 cancelling certain unfunded appropriation balances heretofore provided for the construction of a New Public Works Building totaling \$1,000,000.00 and reappropriating such balances for the construction of the New Township Municipal Building

BE IT ORDAINED by the Township Committee of Barnegat, County of Ocean, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) pursuant to the Local Bond Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

SECTION 1. The following appropriations remaining as a balance in the bond ordinance heretofore adopted by the Township of Barnegat, County of Ocean, New Jersey ("Township") are hereby cancelled/re-appropriated:

Ordinance #2017-27 (Part 2) – Construction of a New Public Works Building - \$1,000,000.00

SECTION 2. The aggregate sum of \$1,000,000.00 is hereby re-appropriated from the bond ordinance referred to in Section 1 to the following purposes:

Ordinance #2017-27 (Part 1) - Construction of a New Town Hall

1. Construction of a new Town Hall for the Township, such building to be not less than Class "B" construction as defined in Section 40A:2-22 of the Local Bond Law, to be located on either of the following locations, as to be determined by subsequent resolution of the Township Committee: (i) the Township's existing Town Hall property located at 900 West Bay Avenue, Barnegat, designated on the Township tax map as Block 116.01, Lot 2.04. Said project to include, but is not limited to, the improvement of real property and the construction of a new building, including, but not limited to, all demolition, testing, remediation, engineering and architectural design work, surveying, construction planning, preparation of plans and specification, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances, including associated landscaping, sidewalk, curbing, parking, lighting, electrical, communication, HVAC and any associated furnishings, computer hardware and software, technology and other equipment, all in

accordance with the plans and specifications therefor to be developed.

Total Amount of New Appropriation -- \$13,000,000.00

SECTION 3. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extend of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the clerk and available for inspection.

SECTION 4. This ordinance shall take effect as provided by Law.

Motion to open Public Comment: A. Bille Second: L. Kropf Motion to close Public Comment: A. Bille Second: L. Kropf

Motion to adopt ordinance: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 – 16 (Second Reading)

An Ordinance of the Township amending Ordinance 2017-27, cancelling certain funded appropriation balances from Ordinance 2015-7 and Reappropriating such balances for the construction of the New Township Municipal Building in addition to additional appropriation from Capital Improvement Fund for the same

BE IT ORDAINED by the Township Committee of Barnegat, County of Ocean, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) pursuant to the Local Bond Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

SECTION 1. The following appropriations remaining as a funded balance in the bond ordinance heretofore adopted by the Township of Barnegat, County of Ocean, New Jersey ("Township") are hereby cancelled/re-appropriated:

Ordinance #2015-07 (Part 3) – Design and Construction of a paved parking lot or area at the Barnegat Municipal Dock: -\$90,000.00

Ordinance #2015-07 (Part 6) – (Previously amended by Ordinance 2017-8) Acquisition of law enforcement computer aided dispatch CAD system: - \$360,000.00

Ordinance #2015-07 (Part 12) – Upgrading and expansion of the municipal storm management or drainage system: - \$45,000.00

SECTION 2. The aggregate sum of \$495,000.00 is hereby re-appropriated from the bond ordinance referred to in Section 1 to the following purposes:

Ordinance #2017-27 (Part 1) - Construction of a New Town Hall

1. Construction of a new Town Hall for the Township, such building to be not less than Class "B" construction as defined in Section 40A:2-22 of the Local Bond Law, to be located on either of the following locations, as to be determined by subsequent resolution of the Township Committee: (i) the Township's existing Town Hall property located at 900 West Bay Avenue, Barnegat, designated on the Township tax map as Block 116.01, Lot 2.04. Said project to include, but is not limited to, the improvement of real property and the construction of a new building, including, but not limited to, all demolition, testing, remediation, engineering and architectural design work, surveying, construction planning, preparation of plans and specification, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances, including associated landscaping, sidewalk, curbing, parking, lighting, electrical, communication, HVAC and any associated furnishings, computer hardware and software, technology and other equipment, all in accordance with the plans and specifications therefor to be developed.

SECTION 3. In addition to the aforementioned reappropriation of \$495,000, it is hereby appropriated from the Capital Improvement Fund the sum of \$700,000 for the Construction of a New Town Hall, including all work and materials necessary therefor or incidental thereto.

Total Amount of New Appropriation (including reappropriation and Capital Improvement Fund funding from sections 2 and 3 above: \$14,195,000.00

SECTION 4. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extend of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the clerk and available for inspection.

SECTION 5. This ordinance shall take effect as provided by Law.

Motion to open Public Comment: A. Bille Second: P. Pipi Motion to close Public Comment: A. Bille Second: P. Pipi

Motion to adopt ordinance: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Formal Action:

Resolution 2020 – 267

Resolution authorizing payment of Bill List in the amount of \$6,171,162.85

Motion to adopt resolution: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

New Business:

Approval of the minutes from the September 1, 2020 meeting minutes

Motion to adopt minutes: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Resolution 2020 – 268

Authorizing award of a bid for construction of the New Town Hall Municipal Complex to Frankoski Construction Co., Inc. in an amount not to exceed of \$12,964,000.00

Motion to adopt Resolution: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 –17 (First Reading)

Introduction and first reading of Ordinance 2020-17, which was read by title only as follows:

An Ordinance of the Township amending and supplementing Chapter 70D of the Township Code entitled "Wildlife Feeding, Prohibited"

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on November 5, 2020 or as soon thereafter the matter may be reached.

Motion to introduce ordinance: A. Bille Second: P. Pipi
Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 – 18 (First Reading)

Introduction and first reading of Ordinance 2020-18, which was read by title only as follows:

An Ordinance of the Township amending and supplementing Chapter 63B of the Township General Code entitled "Rental Properties"

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on November 5, 2020 or as soon thereafter the matter may be reached.

Motion to introduce ordinance: A. Cirulli Second: A. Bille Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Ordinance 2020 – 19 (First Reading)

Introduction and first reading of Ordinance 2020-19, which was read by title only as follows:

An Ordinance of the Township authorizing the sale of real property known as Block 126 Lot 5, 51 Cape May Avenue

Was introduced and passed on first reading and will be further considered for final passage after public hearing to be held on November 5, 2020 or as soon thereafter the matter may be reached.

Motion to introduce ordinance: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: 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 individual items. If discussion is desired, the item will be removed from the Consent Agenda and will be considered separately.

Approval for Zzak G. Applaud Kids Foundation, Inc. to hold virtual merchandise raffle on October 22, 2020

Approval for Barnegat Sports Boosters, Inc. to hold off premise 50/50 raffle on December 16, 2020

Approval for St. Mary's Church to hold Calendar Raffle for the year 2021

Approval of membership to the Barnegat First Aid Squad for the following individuals; Reannah Cooper, Amanda Honebein, Heather Lynn, Thomas Fraim, Jr.,

Approval of membership to the Barnegat Fire Department for the following individuals; Anthony L. Robinson, Jr., Michael Bayer, John Burns, Joshua W. Hennedy, and as Junior Firefighter: Riley M. Hill

Resolution 2020 - 269

Authorizing a refund of premiums paid at Tax Sale, various properties

Resolution 2020 – 270

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 93.25 Lot 31; 71 Portland Street

Resolution 2020 – 271

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 93.20 Lot 44; 40 Mission Way

Resolution 2020 - 272

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 93.23 Lot 9; 29 Mission Way

Resolution 2020 – 273

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 111.03 Lot 3; 1 Green Court

Resolution 2020 - 274

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 92.37 Lot 2; 35 Watts Avenue

Resolution 2020 – 275

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 114.27 Lot 27; 9 Anchor Road

Resolution 2020 – 276

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 115.07 Lot 12; 61 Quail Road

Resolution 2020 – 277

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 116.26 Lot 13; 25 Aspen Circle

Resolution 2020 – 278

Authorizing the Tax Collector to cancel 2020 taxes and authorize a refund payment for totally disabled veteran Block 196.01 Lot 47; 131 Beverly Drive

Resolution 2020 – 279

Authorizing the Tax Collector to refund payment erroneously paid Block 174 Lot 42.13; 7 Cherry Street

Resolution 2020 – 280

Authorizing the Tax Collector to cancel taxes considered exempt on Block 114.51 Lot 2.01

Resolution 2020 - 281

Authorizing reimbursement for damaged fence Block 255 Lot 21; 7 Maple Avenue

Resolution 2020 – 282

Authorizing an unpaid medical leave extension to Michael Ball

Resolution 2020 – 283

Authorizing a medical leave for Linda Bernal

Resolution 2020 – 284

Authorizing a medical leave for Joanne Gelato

Resolution 2020 – 285

Authorizing appointment full time Laborer for the Water/Sewer Department Richard Rolence

Resolution 2020 – 286

Authorizing Full time appointment for Certified Police Officer Kenneth Calicchio

Resolution 2020 – 287

Authorizing Full time appointment for Certified Police Officer Nicholas Castrovilly

Resolution 2020 – 288

Authorizing Full time appointment for Certified Police Officer Nicole Lentini

Resolution 2020 – 289

Authorizing application to the New Jersey Department of Community Affairs for a matching grant to enhance Recreational Programs for Individuals with Special Needs

Resolution 2020 – 290

Authorizing the Administrator to sign a lease contract with Cannon Solutions for the Water/Sewer Department, \$141.00/month for 60 months

Resolution 2020 – 291

Authorizing purchase of Case Model 580 Super N T4F Backhoe from GT Mid-Atlantic LLC through the Sourcewell Cooperative Pricing Program Contract #32119-CNH in an amount not to exceed \$103,931.94

Resolution 2020 – 292

Authorizing the refund of Escrow Deposits, Walters Development Co., LLC, PB 13-15, Block 92.23 Lots 1, 2 & 30

Resolution 2020 – 293

Authorizing the refund of Escrow Deposits, Walters Development Co., LLC, PB 13-16, Block 92.66 Lots 7, 8 & 23

Resolution 2020 - 294

Awarding Final Water and Sanitary Sewer Facilities approval to ZB 16-01, Merritt Plaza, LLC, Block 159 Lot 4, project 455 North Main Street

Resolution 2020 – 295

Authorizing the release of Monument Bond to Bunker Hill Homes, Block 174 Lot 46.02

Resolution 2020 – 296

Denying the release of Road Opening Bond to Moonstone for 113 Bengal Boulevard

Resolution 2020 - 297

Authorizing a Lien be placed on various properties for failure to comply with Obnoxious Growth Violations

Resolution 2020 – 298

Resolution opposing a constitutional amendment legalizing recreational cannabis use and sales

Al Cirulli commented how this will effect kids, and encourages people to vote no.

Resolution 2020 – 299

Resolution opposing JCP&L Verified Petition for a rate increase and request the appointment of a Special Master to audit

J. Novak commented that their equipment is old and they should put money into their infrastructure

Resolution 2020 – 300

Resolution urging JCP&L to reimburse residents for spoiled food and medicine during the power outage that began on August 4, 2020

Resolution 2020 - 300A

Authorizing employment separation with Tax Assessor Personnel Gail Zalfa

Motion to adopt Consent Agenda: A. Bille Second: A. Cirulli Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

• Any items of discussion by Committee members:

Resolution 2020 – 301

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

Motion to adopt resolution: A. Cirulli Second: L. Kropf Roll Call: Committeeman Bille: Yes Committeeman Cirulli: Yes

Committeewoman Kropf: Yes

Deputy Mayor Pipi: Yes Mayor Novak: Yes

Motion to Adjourn: A. Cirulli Second: P. Pipi

Abstention List October 6, 2020 Township Committee Meeting

The following Barnegat Township Committee members have abstained from the below noted items on this agenda

Mayor Novak: Vendor(s): #00118, 00148, 00513, 02400

Deputy Mayor Pipi:	
Committeeman Bille:	
Committeeman Cirulli:	
Committeewoman Kropf:	
I hereby certify that the foregoing minutes were formally approved by the Barnegat Town Committee:	ıship
Municipal Clerk	