

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

**TOWNSHIP COMMITTEE MEETING MINUTES
July 5, 2022, 6:30 P.M.**

Call to Order the July 5, 2022 Township Committee Meeting:

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 of the date, time and location in the official newspapers, and by posting on the official bulletin board, and in the office of the Municipal Clerk for public inspection.

Pledge of Allegiance:

Roll Call of Officials:

Committeeman Bille - Present
Committeeman Farmer - Present
Committeeman Marte - Present
Deputy Mayor Pipi- Present
Mayor Cirulli – Present

Committee Reports; Bille, Farmer, Marte, Pipi

Al Bille: Spoke about why they cancelled the fireworks. Committee will be meeting with the state officials to discuss the proposed increase in Veterans Tax Deduction, Resolution 2021-276. Senate Bill 330 has passed.

Bill Farmer: Went over water/sewer report for the month of June.

Joseph Marte: Gave police report. There was 1294 calls for service. Spoke about 5 Officers for the month of June. They are Detectives signed to the Crime Reduction Unit where they have made several arrest and collected over \$90,000 in drugs. The Officers for the month of June are Det. Simko, Det. Carlo, Det, Martinez, Det. Russoniello and Sgt. Nowak. Job Well done!!

Pat Pipi: Code enforcement report for the month of June – There were 28 rental inspections, 56 letter of no interest, 96 zoning permits, 50 summons and 396 warning stickers were issued. Complimented on our DPW, Mike Ball and his crew. Spring and summer clean-up was terrific!

Mayor's Report – Alfonso Cirulli - National Night Out will be on August 2, 2022 at the High School. Trying to increase the water pressure within the town. Working on a new water tower.

Kurt Otto: Mentioned that the Mirage Tank is to increase the water pressure within the town and should be completed by end of July.

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: AI Bille

Second: Joseph Marte

Pat Dagnall: 5 Ivy Court – There has been conflict of information regarding setbacks/easements. Would there be notification giving out? What does the town do about encroachment? Wants to know, does the HOA have to approve? Feels adult communities need to coordinate in zoning/easement.

Joe Pergola: 106 Pine Oak Blvd. - **Looking** for clarification on setback regulations. Wants to know, what is the town's procedure when a resident does not apply to their association or to the town for a permit and installs a patio illegally? How does the town enforce a code if the official does not go out to site?

David Kirstick: 186 Chestnut Dr. - Has a complaint for the weekend of June 4th. There was an emergency water repair and nobody in the park was notified during the weekend. Monday morning there was a sign that said boil water advisory. The problem is that there is no management in building. Upset that they are drinking contaminated water. Spoke with Mr. Carbone to set up a plan for notification with the township. Can the town fine the association? He is asking for help. The Mayor said he will call Mr. Carbone.

Diane Grockenberger: 108 Redwood Dr. - Complaining about the water in Pinewood Estate. Water report says it is perfect. That is impossible! Residents had to bring in bottled water. Asking for help to get the State Attorney's office down here. Now charging different rent in park. Also, constant fight with lawn maintenance. We need help with the higher ups. Been fighting for 17 years of water complaints. Mentioned that bad water can affect people taking medication. Mr. Dasti advised to contact DCA.

Jane Pan: 275 Bay Shore Dr. - Wants to know, what is the procedure on short term rentals? Having problems getting in touch with Code Enforcer. Mayor said when you send email to Code Enforcer to cc him a copy and he will follow up.

Andrew Wallack: 303 Bay Shore Dr. – Has an issue with short term rentals. Called to complain and now being harassed by neighbor. Owner is renting weekly. Problem is growing. Town needs to be aware of what's happening. Maybe raise the fine and it needs to be enforced.

Ray Bragg: 45 Savannah Dr. Jackson – In contract with Paramount Homes for the property of 45 Daybreak Dr. Asking for a solution to get a CO for his new home. Understands the requirements the town needs for affordable housing. Paramount Homes claims it will be completed within 6 months. Mortgage rates are increasing and the township is losing out on municipal tax rates. Asking for help from the township. Can a developer's agreement be drafted? Why are permits being issued?

I Miller: 22 Moonlight Dr. - House is completely finished and now stuck. Upset that she has lost mortgage rate. Builders are now saying won't be in until 2023. Not fair! Question is, If the builders knew the formula, why isn't he being fined? Trying to resolve as per Mr. Dasti.

John Murrin: 38 Pierhead Dr. - Made a suggestion to move fireworks to September, Labor Day weekend. Mentioned that it is a state law that fireworks have to be used the year they are made. Spoke about last general election that there were signs that covered the town. Thought it didn't look good for the town. It is hazardous and the signs blocked your view while driving. As per Mayor, suggested to put up a non-binding referendum.

Fred Rubenstein: 4 Hickory Circle - Spoke about a research he has done on public transits. NJ Transit will have electric buses worth \$800,000. Bad news, there was not enough room to build a bus shelter to have bus stop on and off parkway. Buses will run through Rt. 9 and some stops will be moved.

John Gennarelli: 102 Pine Oak Blvd. - Discussed how frustrated he is over quality of life issues. Looking for help. Will help committee with quality of life.

Phil Cecchia: 12 Windward Dr. - Spoke about township property on bay that people are encroaching on it. Wants to know who owns where the bulkhead is? As per Mr. Dasti, a builder owns the property and DEP gave them permits for the bulkhead. Asking if we have an ordinance on rentals to require them to mow lawn. Upset that we need people to enforce code.

Pat Dagnall: 5 Ivy Court - Read the Public Health Nuisance Code.

David Padgett: 56 Mutineer Ave. – Has a Bar Mitzvah project and was wondering if there was anything that would benefit the town that he can do? Mayor will find something for him to do.

Lori Padgett: 56 Mutineer Ave. - **Spoke** about a vacant lot behind her property and at one time it was on her deed and now it's not. Was wondering how can she find out about it? Mr. Dasti mentioned to contact the Tax Assessors Office.

Motion to Close Public Session: Al Bille

Second: Joseph Marte

Unfinished Business:

Ordinance 2022-14

(Second Reading) **SEE ATTACHED**

Ordinance creating Chapter 55-30A of the Township Code Entitled "Small Wireless Facilities"

Motion to open Public Comment: Al Bille

Second: Joseph Marte

Motion to close Public Comment: Al Bille

Second: Joseph Marte

Motion to adopt ordinance: Al Bille

Second: Joseph Marte

Roll Call: Committeeman Bille: Yes

Committeeman Farmer: Yes

Committeeman Marte: Yes

Deputy Mayor Pipi: Yes

Mayor Cirulli: Yes

Ordinance 2022-15 (Second Reading) **SEE ATTACHED**
Ordinance amending Chapter 10 of the Township Code Entitled “Ethics, Code of”

Motion to open Public Comment: AI Bille Second: Joseph Marte
Motion to close Public Comment: AI Bille Second: Joseph Marte

Motion to adopt ordinance: AI Bille Second: Joseph Marte
Roll Call: Committeeman Bille: Yes Committeeman Farmer: Yes
Committeeman Marte: Yes
Deputy Mayor Pipi: Yes Mayor Cirulli: Yes

Ordinance 2022-16 (Second Reading) **SEE ATTACHED**
Ordinance amending Ordinance 2022-2, Amending and Supplementing Chapter 3 of the Township Code Entitled, “Engineer, Municipal”

Motion to open Public Comment: AI Bille Second: Joseph Marte
Motion to close Public Comment: AI Bille Second: Joseph Marte

Motion to adopt ordinance: AI Bille Second: Joseph Marte
Roll Call: Committeeman Bille: Yes Committeeman Farmer: Yes
Committeeman Marte: Yes
Deputy Mayor Pipi: Yes Mayor Cirulli: Yes

Ordinance 2022-17 (Second Reading) **SEE ATTACHED**
Ordinance amending Various Sections of Chapter 55 of the Township Code, Entitled “Land Use”

Motion to open Public Comment: AI Bille Second: Joseph Marte
Motion to close Public Comment: AI Bille Second: Joseph Marte

Motion to adopt ordinance: AI Bille Second: Joseph Marte
Roll Call: Committeeman Bille: Yes Committeeman Farmer: Yes
Committeeman Marte: Yes
Deputy Mayor Pipi: Yes Mayor Cirulli: Yes

Formal Action:

Resolution 2022-208
Resolution authorizing payment of Bill List in the amount of \$4,072,583.34

Motion to adopt resolution: AI Bille Second Joseph Marte:
Roll Call: Committeeman Bille: Yes Committeeman Farmer: Yes
Committeeman Marte: Yes
Deputy Mayor Pipi: Yes Mayor Cirulli: Yes

New Business:

Approval of the Township Committee minutes from the June 9, 2022 meeting

Motion to adopt resolution: Al Bille

Second: Joseph Marte

Roll Call: Committeeman Bille: Yes Committeeman Farmer: Yes
Committeeman Marte: Yes
Deputy Mayor Pipi: 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 individual items. If discussion is desired, the item will be removed from the Consent Agenda and will be considered separately.

Approval of On Premise 50/50 to Mirage Men's Club Foundation on October 4, October 13, November 1 and December 9, 2022

Approval of On Premise 50/50 to the Barnegat Sports Boosters on, September 1, September 16, September 24, October 7, October 14, October 28 and November 11, 2022

Approval of Gift Basket Raffles to the Barnegat Sports Boosters on September 24, 2022

Approval of Pocket Book Bingo to the Barnegat Sports Boosters on September 24, 2022

Approval of membership for Keni Lopez-Guevara to the Barnegat First Aid Squad
Approval of membership for Kenneth G. Minor to the Barnegat First Aid Squad

Approval of Annual Stop, Drop & Run event sponsored by the Barnegat Fire Department on Saturday, September 3, 2022.

Resolution 2022- 209

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

Resolution 2022 – 210

Resolution authorizing a Lien be placed of various properties for failure to comply with Obnoxious Growth Violations

Resolution 2022 – 211

Resolution authorizing execution of a new collective bargaining agreement with the Barnegat Township Water and Sewer Department

Resolution 2022-212

Resolution adopting job description for Public Works Department, "Custodian"

Resolution 2022-213

Resolution authorizing the Clerk to advertise for One (1) Full time Custodian for Public Works Department

Resolution 2022-214

Resolution urging the NJ Department of Transportation to earmark funds for Infrastructure investment and jobs act for widening and improvement of Route 9 and Route 70

Resolution 2022-215

Resolution urging the swift passage of S-330 which restores energy tax receipts

Resolution 2022-216

Resolution seeking increase in Municipal Aid and Direct Property Tax Relief

Resolution 2022-217

Resolution authorizing the Administrator to sign a contract with CIT Bank for 1 Kyocera TA2553ci Color Copier for the Recreation Department

Resolution 2022-218

Resolution Authorizing Person to Person Transfer of Liquor License #1533-33-011-001 from Golf Consultants, Inc. to Peter Fabian

Resolution 2022-219

Resolution authorizing the hiring of Michael LoBosco as a Full Time Patrolman in the Barnegat Township Police Department

Resolution 2022-220

Resolution authorizing acceptance of Change Order #19, 20 & 21 to Frankoski Construction Co. for the New Municipal Building project

Resolution 2022-221

Resolution authorizing progress Payment #16 to Frankoski Construction Co. for the New Municipal Building project

Resolution 2022-222

Authorizing disposal of miscellaneous surplus property by govdeals.com online auction

Resolution 2022-223

Resolution awarding Modernfolds Styles, Inc to install two Accordion Doors in the Recreation Department through a Fair and Open bid process

Resolution 2022-224

Resolution authorizing an extended unpaid medical leave to Marna DiPietrantonio until September 15, 2022

Resolution 2022-225

Resolution authorizing the refund of Escrow deposit to WaWa, Inc

Motion to adopt Consent Agenda: Al Bille

Second: Joseph Marte

Roll Call: Committeeman Bille: Yes

Committeeman Farmer: Yes

Committeeman Marte: Yes

Deputy Mayor Pipi: Yes

Mayor Cirulli: Yes

Resolution 2021 – 226

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

Motion to adopt resolution: Al Bille

Second: Joseph Marte

Roll Call: Committeeman Bille: Yes

Committeeman Farmer: Yes

Committeeman Marte: Yes

Deputy Mayor Pipi: Yes

Mayor Cirulli: Yes

Motion to Adjourn: Al Bille

Second: Joseph Marte

Time: 7:52 pm _____

**Next scheduled meeting
August 2, 2022 at 10:00 AM**

I hereby certify that the foregoing minutes were formally adopted by the Township Committee on August 2, 2022.

Municipal Clerk