

PLANNING BOARD BOROUGH OF BARNEGAT LIGHT FEBRUARY 22, 2011

PLANNING BOARD SECRETARY, GAIL WETMORE called the meeting to order and said that adequate notice of this meeting has been published and posted in accordance with requirements set forth in the New Jersey Open Public Meetings Act.

THE OATH OF OFFICE WAS ADMINISTERED to OROS, PATTERSON, WELLINGTON , AND VOSS (Who was standing in for Larson for the application this evening)

ROLL CALL: WELLINGTON, OROS, PATTERSON, MANOOKIAN, PREISER, VOSS, GUTOWSKI

THE SECRETARY asked for nominations for Chairman of the Planning Board. Al Oros nominated Dick Manookian, seconded by Mary Jane Preiser. There were no other nominations.

VOTE: AYES: WELLINGTON, OROS, PATTERSON, PREISER, VOSS, GUTOWSKI
NAYS: NONE ABSTAIN: MANOOKIAN ABSENT: LARSON, MIKULETZKY

Chairman Dick Manookian asked for nomination for vice chair. Jimmy Gutowski nominated Chris Patterson. Gail commented that Chris was just put on as a regular member. Jimmy then nominated Al Oros. Gail explained that he can not be Vice Chairman - only Class I members can do so. Jane Preiser was Vice-Chair last year. Jimmy nominated her, seconded by Wellington.

VOTE: AYES: WELLINGTON, OROS, PATTERSON, MANOOKIAN, VOSS, GUTOWSKI
NAYS: NONE ABSENT: LARSON AND MIKULETZKY ABSTAIN: PREISER

THE PLEDGE OF ALLEGIANCE FOLLOWED.

THE CHAIR asked for a motion to approve the minutes of January 26, 2010 meeting. Oros so moved, seconded by Patterson to approve the minutes.

MOTION: OROS

SECOND: PATTERSON

VOTE: AYES: WELLINGTON, OROS, PATTERSON, MANOOKIAN, PREISER, VOSS
NAYS: NONE ABSTAIN: GUTOWSKI
ABSENT: LARSON AND MIKULETZKY

RESOLUTION 2011-01

**RESOLUTION OF THE PLANNING BOARD OF THE
BOROUGH OF BARNEGAT LIGHT, COUNTY OF
OCEAN, STATE OF NEW JERSEY, SETTING THE
TIME, DATE AND PLACE OF THE MEETINGS**

WHEREAS, the Planning Board of the Borough of Barnegat Light is a public body, which convenes regular meetings for the purpose of action on applications submitted to it pursuant to N.J.S.A. 40:55D-1, et.

seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-6, et. seq. mandates that the public be advised of all regular meeting dates; and

WHEREAS, the Board proposes to conduct regular meetings on the dates hereinafter specified with each meeting to be convened at 7:30pm at the Borough Hall, 10 East 7th Street, Barnegat Light, NJ 08006.

NOW THEREFORE BE IT RESOLVED, this 22nd day of February, 2011 as follows:

1. The board shall meet on the following dates:
March 22, April 26, May 24, June 28
July 26, August 23, September 27, October 25,
November 22, December 27 and Organization 2012 on
January 24, 2012.

The Meetings will take place at 7:30pm on the above mentioned dates, at the Borough Hall, 10 East 7th Street, Barnegat Light, NJ.

2. The notice shall be:

Prominently posted in at least one (1) place reserved for similar announcements. Mailed, telephoned telegraphed or hand delivered to at least two (2) newspapers, which newspapers shall be designated by the public body to receive such notices because they have the greatest likelihood of informing the public within the area of jurisdiction of the public body of such meetings. Filed with the Borough Clerk as well.

3. The notice mentioned in paragraph two (2) hereof is to be given within seven (7) days of the date.

4. Not withstanding anything contained herein to the contrary, the Board may call special meetings upon giving at least 48 hours advance notice in the manner specified in paragraph two of this resolution.

DATED: FEBRUARY 22, 2011

MOTION: PREISER

SECOND: OROS

**VOTE: AYES: WELLINGTON, OROS, PATTERSON, MANOOKIAN, PREISER,
VOSS, GUTOWSKI**

NAYS: NONE

ABSENT: MIKULETZKY AND LARSON ABSTAIN: NONE

RESOLUTION 11-002

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY
OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE
AWARDING OF A PROFESSIONAL SERVICES CONTRACT
WITHOUT COMPETITIVE BIDDING OR FAIR & OPEN
ADVERTISING**

- PLANNING BOARD ATTORNEY

WHEREAS, there exists a need for the services of a Planning Board Attorney for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of is contract will not exceed \$17,500; and

WHEREAS, Russell Cherkos is qualified to hold the position of Planning Board Attorney in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5.

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Barnegat Light, in the County of Ocean, State of New Jersey, as follows:

1. That Russell Cherkos, Esq., is hereby appointed Planning Board Attorney for the Borough of Barnegat Light for the year 2011. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Determination of Value shall be placed on file with this resolution.

3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:

Temporary Budget Planning Board O and E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to Russel Cherkos, Esq., and the Borough Treasurer.

DATED: FEBRUARY 22, 2011

MOTION: OROS

SECOND: PATTERSON

**VOTE: AYES: WELLINGTON, OROS, PATTERSON, MANOOKIAN,
PREISER, VOSS, GUTOWSKI**

NAYS: NONE

ABSENT: MIKULETZKY AND LARSON

ABSTAIN: NONE

RESOLUTION 11-003

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE AWARDING OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING OR FAIR & OPEN ADVERTISING

- PLANNING BOARD ENGINEER

WHEREAS, there exists a need for the services of a Planning Board Engineer for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of is contract will not exceed \$17,500; and

WHEREAS, Frank Little, Jr. is qualified to hold the position of Planning Board Engineer in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5.

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Barnegat Light, in the County of Ocean, State of New Jersey, as follows:

1. That Frank Little, Jr., is hereby appointed Planning Board Engineer for the Borough of Barnegat Light for the year 2011. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Determination of Value shall be placed on file with this resolution.

3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:

Temporary Budget Engineering Services O and E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to Frank Little, Jr., and the Borough Treasurer.

DATED: FEBRUARY 22, 2011

MOTION: OROS

SECOND: PATTERSON

**VOTE: AYES: WELLINGTON, OROS, PATTERSON, MANOOKIAN, PREISER,
VOSS, GUTOWSKI
NAYS: NONE ABSENT: MIKULETZKY AND LARSON
ABSTAIN: NONE**

APPLICATION 2011-001 COX MAJOR SUB DIVISION

- James Rhatican introduced himself as the attorney for the applicants. Jim Brzozowski, Engineer from Horn, Tyson and Yoder's credentials were accepted and he was sworn in. Affidavit and mailing cards were marked as A-1. Frank Little, Planning Board Engineer spoke. He understood they had turned in a revised plan that shifted a lot line and no longer were in need of a variance. Cafra Permit conditions have to be met. There are no variances at this time. Lots serviced by public water which is in the street. He looked at aerial mapping and it looks like the area in question is being used for parking and boat storage. There are 89 parking spaces needed for the number of boat slips. Mr. Little provided the board with the aerials which were marked as B-2. Russ said Frank should enter the photos into the record now. January 28, 2011 is the date on the revised plans and they were marked as A-2. There is a list of other outside agency approvals that would have to be done. Russ Cherkos asked Frank Little if he was familiar with the site. Frank said he was. Photo was 2010 during or close to the summer. Frank said he thought this was all one marina operation. You need this lot as part of the original site approval. You might need an amended sight plan with a variance for parking. Both are owed by same people. That is the first hurdle we need to clear in order to get to the sub division. Zoning Officer, Administrator no approvals that we have seen by this board or any one else. This Marina was before we had zoning. You have a pre existing condition. Separated by a street. Can continue as you are unless you come before a board with an application. You need a site plan to show if you take the other property away you need. The engineer for the applicant didn't know about the marina. They asked to take a moment and went into the audience and spoke to a gentleman who was seated there and the applicant for several minutes. Frank pointed out that land for parking can be within 300 feet. He appreciated the boards indulgence. He asked to carry application. They need a chance to evaluate the parking on the marina site. They may need to come back with a site plan if it becomes necessary. Russ asked would you be asking to carry without further notice. We may need another application for the site plan. March meeting without further notice carry it. Oros motion to carry, seconded by Patterson and carried by all. March 22 is the date of the next meeting. Application is carried until the next meeting said Russ. The applicant may decide to revise so there will be new notices. Planning Board Members should contact Gail if we are going to hear this in March.

There being no further business before the board at this time, on a motion by Patterson the meeting was adjourned.

**GAIL J. WETMORE
PLANNING BOARD SECRETARY**