

December 30, 2013

A Regular Meeting of the Township Council of the Township of Berkeley was held on Monday, December 30, 2013, at the Berkeley Township Elementary School, 10 Emory Avenue, Bayville, New Jersey immediately following the Caucus Meeting. Present were Council Members Ray, Grosse, Siddons, Noonan, Bacchione, Askew, and Council President Byrnes. Also present were Mayor Amato, Administrator Ebenau, Attorney Staiger, and Engineer Dittenhofer.

Township Clerk read the following Open Public Meetings Statement:

Ladies and Gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Law, adequate notice of this meeting has been given. This meeting is posted on the Bulletin board located in the corridor of this building and published in the **Asbury Park Press** and **Press of Atlantic City** on January 14, 2013. The change in the meeting place was published in the newspapers and on the Township website on December 21, 2013 and also posted on the front and back doors of the Municipal Building.

Councilwoman Noonan offered a prayer and Councilman Askew led in the Pledge of Allegiance at the Caucus Meeting prior to this meeting.

ROLL CALL:

PRESENT: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes
ABSENT: None

On motion by Councilwoman Noonan, seconded by Councilman Grosse, approval of the Official Minutes for **November 1, & 18, 2013**.

Council President asked if there were any questions on the motion. There being none.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes
NAY: None
ABSTAIN: Siddons (November 18th)

On motion by Councilwoman Noonan, seconded by Councilman Askew, approval of the Monthly Reports for **September & October** and ordered filed.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes
NAY: None

On motion by Councilwoman Noonan, seconded by Councilman Ray, approval of Resol. #13-416-R re: Bills & Payroll. Bills **\$ 947,535.60** Payroll **\$ 757,177.73**
Total \$ 1,704,713.33

Council President asked if there were any questions on the motion. There being none.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes
NAY: None

Council President announced the time and place of a public hearing on **Ordinance #13-56-OA re: AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF BLOCK 46, LOT 110, FROM CARRIE HESTER AND JACOB HESTER, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)**. Council President Byrnes read the Ordinance by title, as copies had been made available to the public upon request; it had been posted on the Bulletin Board in Town Hall and published in the newspaper as required by law.

Council President invited anyone in the public who wished to speak for or against the adoption of the Ordinance to be heard. *There being none.*

On motion by Councilwoman Noonan, seconded by Councilman Askew, to close the public hearing and adopt Ordinance **#13-56-OA** (*to be found in full at the end of the minutes.*)

Council President asked if there were any questions on the motion. There being none.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes
NAY: None

Council President announced the time and place of a public hearing on **Ordinance #13-57-OA re: ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY FOR THE CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE LAYOFF OR RETIREMENT OF TOWNSHIP EMPLOYEES IN ACCORDANCE WITH N.J.S.A. 40A:4-53**. Council President Byrnes read the Ordinance by title, as copies had been made available to the public upon request; it had been posted on the Bulletin Board in Town Hall and published in the newspaper as required

December 30, 2013

by law.

Council President invited anyone in the public who wished to speak for or against the adoption of the Ordinance to be heard. *There being none.*

On motion by Councilwoman Noonan, seconded by Councilman Ray, to close the public hearing and adopt Ordinance **#13-57-OA** *(to be found in full at the end of the minutes.)*

Council President asked if there were any questions on the motion. There being none.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes

NAY: None

On motion by Councilwoman Noonan, seconded by Councilman Askew, approval of Resol. #13-417-R re: Consent Agenda.

Council President asked if there were any questions on the motion. There being none.

ROLL CALL:

AYE: Ray, Grosse, Siddons, Noonan, Bacchione, Askew, Byrnes

NAY: None

1. Resol. #13-418-R re: Deferred Local School Tax
2. Resol. #13-419-R re: Deferred Regional School Tax
3. Resol. #13-420-R re: Authorizing the Release of Site Improvement Performance Guarantee Posted by F&P Contractors for the NJDEP Green Acres Manitou Park Improvements Conditioned upon the Posting of a Maintenance Guarantee
4. Resol. #13-421-R re: Authorizing Cancellation of Grant Receivable Balances
5. Resol. #13-422-R re: Resolution Authorizing Cancellation of Unspent Grant Reserve Balances
6. Resol. #13-423-R re: Authorizing Certain Budgetary Transfers
7. Resol. #13-424-R re: Award of Contract for Roadway Improvements to Tivoli Street, Marquis Street, & El Dorado Street to Earle Asphalt for \$149,013.13
8. Resol. #13-425-R re: Authorization to Advertise and Receive Bids for Bowsprit Road Repairs
9. Resol. #13-426-R re: Authorization to Advertise and Receive Bids for Catalina Avenue Bulkhead Replacement
10. Resol. #13-427-R re: Authorizing the Release of Site Improvement Performance Guarantee Posted by Bird Construction for the 24th Avenue, South Seaside Park Bulkhead Replacement Conditioned upon the Posting of a Maintenance Guarantee
11. Resol. #13-428-R re: Authorizing the Receipt of Bids for a Bus for the Recreation Department

On motion by Councilwoman Noonan, seconded by Councilman Askew adjourn the meeting.

A voice vote was taken with no NAYS heard.

Following are the Ordinances and Resolutions adopted by the Township Council and made a part of this meeting.

Beverly M. Carle
Township Clerk

James J. Byrnes
Council President