

The **Re-Organization Meeting of the Berkeley Township Board of Adjustment** was held on January 19, 2011 at 6:30 p.m. in the Meeting Room of Municipal Hall, 627 Pinewald-Keswick Rd., Bayville.

Patricia Osborne, Board Secretary opened the meeting and led the flag salute.

Present were Zoning Board Members; Michael Hale, Michael Schwartz, Lynn Hansen, Beverly Mazzella, Richard Elliott, James J. Fulcomer, James J. Byrnes, Ed Gudaitis.

Absent was Howard Saloom.

Also present was Linda Sullivan-Hill, Certified Court Reporter and Patricia A. Osborne, Zoning Board Secretary.

## **2011 Re-Organization and Appointment of Professional Staff**

### **1. Chairman**

Nomination for Mr. Fulcomer for Chairman was made by Mr. Hale and seconded by Mr. Elliott. No further nominations.

Motion to close nomination made by Mr. Hale seconded by Mr. Byrnes, all in favor to close nominations.

Roll call to close nomination all in favor. Roll call to vote on nomination. Seven in favor; Ms. Hansen abstained.

Roll call vote for Chairman was taken finding seven in favor, and one abstained.

Appointing Mr. Fulcomer as Chairman.

Ms Mazzella was sworn in by Mr. Brian Di Stefano, Esq., and joined the Board.

Mr. Fulcomer took the Chair and requested motion to add item #12 to the Agenda be modified to add Conflict Attorney.

Motion made by Mr. Hale seconded by Mr. Elliott, motion to approve carried.

Also add item #13, a request made by Mr. Liston to continue cases pending in litigation.

**No objection to item 13.**

### **2. Vice Chairman**

Nomination for Mr. Elliott made by Mr. Hale seconded by Mr. Byrnes.

No further nominations, motion to close nomination made by Mr. Hale seconded by Ms. Mazzella, Roll call in favor to close nomination, all in favor to close carried.

Roll call on the nomination, six members in favor of nomination, Ms. Hansen and Mr. Elliott abstained from vote.

Mr. Elliott is appointed Vice-Chairman.

### **3. Secretary**

Nomination for Mr. Swartz made by Mr. Hale, seconded by Ms. Mazzella.

No further nominations.

Motion to close nomination made by Mr. Hale seconded by Ms Mazzella.

Roll call on nomination is all in favor for Mr. Swartz as Secretary.

Mr. Swartz is appointed Secretary.

### **4. Acting Secretary**

Nomination for Mr. Hale made by Mr. Byrnes, seconded by Mr. Elliott, no further nominations, motion to close nomination made by Mr. Elliott seconded by Mr. Schwartz.

Roll call to close nomination, seven in favor and Ms. Mazzella abstained.

Roll call to nominate Mr. Hale, seven in favor and Ms. Mazzella abstained.

Mr. Hale is appointed Acting Secretary.

### **5. Board Attorney**

Nomination for Mr. Brian Di Stefano of Tier & Di Stefano made by Mr. Elliott, seconded by Mr. Byrnes, no further nominations, motion to close nomination made by Mr. Hale seconded by Mr. Schwartz.

Roll call to close nomination: seven in favor, Ms. Mazzella abstained.

Roll call on the nomination: seven in favor, Ms. Mazzella and Ms. Hansen abstained from vote.

Mr. Brian Di Stefano from Tier & Di Stefano is appointed Board Attorney.

Mr. Di Stefano introduced himself and Mr. Tier to the Board.

**6. Board Planner** Nomination for Remington Vernick & Vena made by Mr. Elliott seconded by Mr. Byrnes. No further nominations. Motion to close nomination made by Mr. Hale seconded by Mr. Schwartz motion carried. Roll to close nomination all in favor.

Roll call in favor of the nomination, seven in favor and Ms. Hansen and Ms. Mazzella abstained from the vote.

Remington, Vernick & Vena are appointed as Board Planner. Mr. Alan Dittenhofer introduced himself and thanked the Board for the appointment.

#### **7. Board Engineer**

Nomination for Remington, Vernick & Vena made by Mr. Elliott, seconded by Mr. Byrnes, no further nominations. Motion to close nomination made by Mr. Hale seconded by Mr. Schwartz. Roll call to close nomination carried.

Roll call in favor of nomination carried.

Remington Vernick & Vena are appointed for Board Engineer,

#### **8. Board Secretary**

Nomination for Patricia A. Osborne for Board Secretary was respectfully made by Mr. Hale, seconded by Mr. Elliott, no further nominations, motion to close nomination made by Mr. Hale seconded by Ms. Mazzella. Roll call to close nomination carried.

Patricia A. Osborne is appointed as Board Secretary.

#### **9. Board Court Reporter**

Nomination for Linda Sullivan-Hill of Linda Sullivan-Hill and Associates was made by Mr. Byrnes seconded by Ms Mazzella, no further nominations, motion to close nomination made by Ms. Hansen seconded by Ms. Mazzella

Roll call to close nomination all in favor.

Roll call was taken finding all in favor of Ms. Sullivan-Hill as Board Court Reporter.

#### **10. Board Newspapers**

Nomination for the Asbury Park Press and The Press of Atlantic City and Berkeley Times as the Board Newspapers and Ocean County Gazette made by Mr. Byrnes seconded by Mr. Gudaitis. No further nominations, motion to close nomination made by Ms. Mazzella seconded by Mr. Elliott.

Roll call in favor to close nomination carried

Roll call in favor of the nomination carried.

#### **11. Board Meeting Time and Dates**

Motion in favor to modify meeting dates to be only one meeting a month, the second Wednesday of the month.

Regular Meeting times will be 7:00 p.m. with a 6:30 Executive Caucus if required.

Motion to approve made by Mr. Hale seconded by Mr. Schwartz, discussion opened by Ms. Hansen to limit time of meeting no later than 11:00 p.m. Mr. DiStefano stated that a motion can be made at meeting to have time limit.

All in favor to one meeting a month, the second Wednesday of each month, motion to approve carried.

#### **12. Conflict Attorney**

Motion to appoint Alexander Pavlic made by Mr. Elliott, seconded by Mr. Byrnes, no further nominations motion to close made by Mr. Hale seconded by Mr. Byrnes. Roll call in favor to close nomination, seven votes in favor, Ms. Mazzella abstained from vote.

Roll call in favor of the nomination: six members in favor, Ms. Hansen and Ms. Mazzella abstained.

#### **13. Mr. Edward Liston's request to continue with pending Appeals in Appellate Court**

Motion to approve request carried, all in favor.

Alan B. Dittenhofer from Remington, Vernick & Vena introduced Bob Forsyth, PE, PP, who will be preparing the reviews and attending meetings.

Motion to adjourn made by Mr. Hale and seconded by Mr. Schwartz, motion to adjourn all in favor.

Respectfully submitted,

Patricia A. Osborne  
Zoning Board Secretary  
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