

## Little Egg Harbor Township Committee Meeting Minutes

**NOVEMBER 10, 2022**

**7:00 P.M.**

Mayor John Kehm called the Little Egg Harbor Township Committee Meeting to order and lead the Pledge of Allegiance. Time: 7:00 p.m.

### **OPEN PUBLIC MEETING STATEMENT**

Township Clerk Kelly Lettera read the Open Public Meeting Statement: *"This meeting is called pursuant to the provisions of the Open Public Meeting Law. Notice of this meeting of November 10, 2022 was duly advertised, posted in the Municipal Complex, and has remained posted as required under the aforesaid statute. The Municipal Clerk is directed to include a record of this statement in the minutes of the meeting."*

### **ROLL CALL:**

Present: Mr. Gormley, Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

### **PRESENTATIONS:**

➤ National Homeless Children and Youth Awareness Month  
Deputy Mayor Scibetta read the National Homeless Children and Youth Awareness Month Proclamation and presented it to Jim Lowney, Development & Communications Manager, of Family Promise of Southern Ocean County. He commended Family Promise for all the hard work they do and further stated there are nineteen families in Little Egg Harbor Township that utilize the Family Promise of Southern Ocean County services.

### **APPROVAL OF MINUTES**

- October 13, 2022
- October 13, 2022 Executive Session

Motion to Approve: Laney

Second: Maxwell

All in Favor

Chief James Hawkins provided a professional background and recommendation to the Mayor and Committee to promote Police Officer James Fehring as Sergeant of Little Egg Harbor Police Department.

### **RESOLUTION 2022-253**

Appointing Police Officer James Fehring as Sergeant of the Little Egg Harbor Township Police Department

Motion to Approve: Scibetta

Second: Gormley

Roll Call: All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

Township Attorney, Melanie Appleby, administered the oath of office to Sergeant James Fehring.

## November 10, 2022 Committee Meeting Minutes

Page 2

*Chief James Hawkins provided background and a recommendation to the Mayor and Committee to appoint Matthew Hamilton as a Police Officer of Little Egg Harbor Police Department.*

**RESOLUTION 2022-255**

Appointing Matthew Hamilton as Police Officer for the Township of Little Egg Harbor Police Department

Motion to Approve: Scibetta

Second: Laney

Roll Call: All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

*Chief James Hawkins provided background and a recommendation to the Mayor and Committee to appoint Tyler Galgano as a Police Officer of Little Egg Harbor Police Department.*

**RESOLUTION 2022-254**

## RESOLUTION 2022-20

**Motion to Approve: Scibetta**

**Second: Gormley**

**Roll Call:** All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

*Township Attorney, Melanie Appleby, administered the oath of office to Police Officer's Matthew Hamilton and Tyler Galgano.*

*Chief James Hawkins thanked everyone for their support and stated all officers are participating this month in "No Shave November" to raise awareness and proceeds for Cancer. He further stated all proceeds from the event will go to the local organization David's Dreams.*

*Mayor Kehm congratulated all the new police officers.*

*A short recess was provided for the officers and their families to exit the meeting.*

**ORDINANCE 2022-10**

**[SECOND READING AND ADOPTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Amending and Supplementing Chapter 151, Bulkhead Construction

Motion to Open to Public: Maxwell

Second: Gormley

All in Favor

*No comment from the public.*

Motion to Close to Public: Laney

Second: Gormley

## All in Favor

**Motion to Adopt: Gormley**

Second: Maxwell

Roll Call: All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

**ORDINANCE 2022-13**                      **[SECOND READING AND ADOPTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Amending and Supplementing Chapter 215, Land Use and Development, and Adopt a New Subsection Under Article XII, Improvement Standards, as § 215-12.20 Entitled "Electric Vehicle Supply/Service Equipment and Make-Ready Parking Spaces"

Motion to Open to Public: Laney                      Second: Scibetta                      All in Favor

*No comment from the public.*

Motion to Close to Public: Laney                      Second: Maxwell                      All in Favor

Motion to Adopt: Laney                      Second: Gormley

Roll Call:                      All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

**ORDINANCE 2022-14**                      **[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Amending and Supplementing Chapter 110, Senior Citizens Advisory Board, of the Township Code of the Township of Little Egg Harbor

Motion to Introduce: Scibetta                      Second: Maxwell

Roll Call:                      All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

*Mayor Kehm read by title Ordinance 2022-14 through Ordinance 2022-28 and the Ordinances will be voted on by block vote.*

**ORDINANCE 2022-15**                      **[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.100, Lot 2, 1 West Raritan Drive, From Douglas and Denise Bleidorn, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-16**                      **[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 298, Lot 10, 299 Great Bay Boulevard, From Paul and Regina Bonfiglio, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-17**                      **[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 301, Lot 1, 114 Flax Court, From Walter and Margaret Davies, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-18****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.93, Lot 34, 101 East Delaware Drive, From Evona Dilks, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-19****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 299, Lot 1, 205 Flax Court, From Laura B. Erber, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-20****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.90, Lot 2, 102 East Mullica Road, From Robert and Helene Kurz, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-21****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.84, Lot 2, 1 Silver Lake Court, From Ken and Diana LaBarca, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-22****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.308, Lot 34, 1 South Dayton Drive, From Eileen Marra, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-23****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 326.25, Lot 69, 102 North Spinnaker Drive, From Eugene and Shirley McCann, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-24****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 326.26, Lot 1, 101 North Burgee Drive, From Michael and Doris Ogden, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-25****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.95, Lot 2, 1 West Mohawk Drive, From Scott Bryson, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-26****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.85, Lot 29, 28 Mirror Lake Road, From Peter Schulack IV, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-27****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.96, Lot 59, 2 West Potomac Drive, From Robert and Viola Tiller, in Accordance with N.J.S.A. 40A:12-5(a)(1)

**ORDINANCE 2022-28****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Authorizing the Acquisition of a Temporary Construction Easement and Permanent Easement on a Portion of Block 325.305, Lot 2, 2 South Miami Drive, From John Woods and Rosanne Finley, in Accordance with N.J.S.A. 40A:12-5(a)(1)

Motion to Introduce Ordinance 2022-15 through Ordinance 2022-28: Scibetta

Second: Gormley

Roll Call: All Yes: Mr. Gormley; Mr. Laney, Mr. Maxwell; Mr. Scibetta; Mayor Kehm

**ORDINANCE 2022-29****[FIRST READING AND INTRODUCTION]**

An Ordinance of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, Amending and Supplementing Ordinance 2022-01 (Salary Ordinance) to Establish the Compensation of Sub-Code Official (Per Diem)

Motion to Introduce: Maxwell

Second: Scibetta

Roll Call: All Yes: Mr. Gormley; Mr. Maxwell; Mr. Scibetta; Mayor Kehm

Abstain: Mr. Laney

**CONSENT AGENDA**

*A Consent Agenda includes items of business which are not controversial and do not require individual discussion. The Consent Agenda is moved, seconded, and voted upon as one item by the Governing Body.*

*The Municipal Clerk read by title all the Resolutions on the consent agenda.*

**RESOLUTION**

2022-256 Urging the State, Department of Children and Families, to Keep School Based Youth Services in Schools [School based youth services is a partnership with NJDCF which provides



## November 10, 2022 Committee Meeting Minutes

Page 6

*essential mental health services and personalized prevention programs to youth directly in the schools]*

- 2022-257 Authorizing the Promotion of Dawn Uhl to the Position of Clerk 2 *[An appointment promoting existing employee Dawn Uhl from a Clerk 1 to Clerk 2 position]*
- 2022-258 Authorizing the Appointment of Barry Lance as Full Time Public Safety Telecommunicator Trainee for the Little Egg Harbor Township Police Department *[Barry Lance is currently a per diem public safety telecommunicator trainee. This appointment is for FT Public Safety Telecommunicator Trainee for the Police Department effective immediately at a rate of \$19.60/hr]*
- 2022-259 Appointing Carol Evans as a Recycling Coordinator and Part Time as Needed Clerk 1 for the Township Department of Public Works *[The appointment of Carol Evans as a Recycling Coordinator for an annual stipend of \$6,500 and PT Clerk 1 as needed at a rate of \$14.00 per hr for DPW effective immediately]*
- 2022-260 Authorizing the Township Administrator to Advertise and Hire a Clerk 1 in the Police Records Department
- 2022-261 Accepting the Resignation for Jodi Cassidy *[Jodi Cassidy resigned on October 21, 2022 with no compensation payout]*
- 2022-262 Authorizing the Execution of a Shared Services Agreement with the County of Ocean for the Drug Recognition Expert Callout Program *[A traffic safety program run by the Ocean County Prosecutor's Office for the purpose of utilizing a DRE callout program to assist with identifying and removing intoxicated drivers from the roadways]*
- 2022-263 Authorizing the Execution of a Shared Services Agreement with the County of Ocean for the Driving While Intoxicated Enforcement Program *[A traffic safety program ran by the Ocean County Prosecutor's Office for the purpose of identifying and removing intoxicated drivers from the roadways]*
- 2022-264 Authorizing the Execution of a Shared Services Agreement with the County of Ocean for the "Move Over" Law Enforcement Program *[The "Move Over" Law Enforcement Program is a traffic safety program run by the Ocean County Prosecutor's Office for the purposes of identifying, educating, and removing reckless drivers from the roadways.]*
- 2022-265 Reviewing the Little Egg Harbor Board of Fire Commissioners, District No. 1 Compensation in Accordance with N.J.S.A. 40A:14-88
- 2022-266 Awarding a Contract for the Demolition of Structure Located at 50 West Raritan Drive (Block 325.100, Lot 28) to Winzinger, Inc. *[Awarding a contract to Winzinger, Inc. for the Demolition of 50 West Raritan Drive in the amount of \$27,300.00]*
- 2022-267 Authorizing the Release of Various Maintenance Guarantees from Past Township Capital Improvement Projects

- |          |                                                                                                                                                                                                         |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2022-268 | Authorizing the Tax Collector to Cancel Taxes and Provide a Refund Pursuant to N.J.S.A 54:4-3.30 on Property Qualifying for Veterans Property Tax Exemption (Wayne F. Hesse, Jr., Block 124.03, Lot 91) |
| 2022-269 | Authorizing the Tax Collector to Remove Property from Tax Sale (Block 191.06, Lot 47)                                                                                                                   |
| 2022-270 | Authorizing a Tax Refund <i>[A tax refund for the property located at Block 325.84, Lot 2, in the amount of \$1,004.64]</i>                                                                             |

## November 10, 2022 Committee Meeting Minutes

Page 8

*Mr. Paul DeBaylo of Newport Way provided the Mayor and Committee Members with a map of the easement and how it runs through the development and various properties. He further requested that the school board be involved as well since a portion of the easement goes through the school property. He thanked the police for the increased presence and trying to get the issue under control in a safe manner.*

*Mayor Kehm stated he believes things are going in the right direction since there has been contact with ACE, a meeting with them will soon be taking place, digital signs and police presence.*

*Ms. Catherine Rowkowski of Newport Way expressed her concerns and provided the Mayor and the Committee with photos of the ATV's and how close they are to the properties that back up to the easement.*

*Mayor Kehm agreed that the issue needs to be resolved and they are taking proper steps to hopefully get it under control.*

*Ms. Carol Evans of Mystic Shores provided the Mayor and Committee with an update on the Environmental Commission events that have taken place throughout the year.*

*Mayor Kehm thanked the entire Environmental Commission for all the hard work they do.*

*Mr. Art Mooney of Windstar asked about the bus shelter in front of St. Theresa's that was supposed to be replaced. He stated there is a bench in place of it. He further thanked the first responders on an emergency incident that had recently occurred.*

*Township Business Administrator Rodney Haines stated he was surprised to see the bench as well and he will be reaching out to St. Theresa's to get details. He further stated the Township has the bus shelter but they need to install new bolts due to the bench. He stated Public Works will be installing as soon as they are able too.*

*Mr. Flannery of Ramapo Road spoke regarding dredging and questioned the status of Mystic Island Phase 2 dredging.*

*Committeeman Gormley stated based off the poll that was taken for the Mystic Island Phase 2 dredging projects, the residents were not interested in having the dredging done during this time due to price. He further stated the state is not providing any incentives at this time for dredging.*

*Township Engineer Jason Worth stated the Army Corps permit is good through 2030 and the Department of Environmental Protection permit is good through 2025 with a five year extension that is available after that.*

*Mayor Kehm stated there are conversations that are taking place with the State and NJDEP regarding pumping and the buildup on the marsh which something could possible happen as soon as next year.*



*Committeeman Gormley stated the biggest thing for the town will be the environmental project studies on the growth of the meadow grass in Southern Jersey. He stated then it will depend on the success of the projects and what the state does with those studies.*

*Township Engineer Jason Worth stated the importance of that state support to Little Egg Harbor is because the state and federal government own the majority of the marsh that is out there, which is why the Township could work there previously.*

*Mr. Flannery of Ramapo Road questioned the bulkheads that need improvements.*

*Committeeman Gormley provided Mr. Flannery with an explanation on the process to residents when their bulkhead is in need of improvements and the action that is taken to those homeowners. He further stated the residents were not interested in the Mystic Island Phase 2 dredging due to price and interest rates. He stated in the meantime, the Township will continue to watch other towns, rates etc. and hopefully at some point the dredging in that area can get done if the residents are interested.*

*Mr. Flannery thanked the Committee for trying and stated he is disappointed the dredging in his area will not be taking place at this time.*

Motion to Close to Public: Gormley

Second: Scibetta

All in Favor

#### **TOWNSHIP ENGINEER COMMENTS**

*Township Engineer, Jason Worth, reported he met with the Floodplain Administrator regarding the CRS status with FEMA. He stated they have gone through the Township checklist, points earned and maintained and it looks as though the Township should be able to move up from a class 6 to a class 5 soon. He further stated the Township is currently a class 6 and all homeowners that live on the water receive a 20% discount on their flood insurance. He stated if the Township becomes a class 5 they will receive a 25% discount on their flood insurance. He stated the Ocean County Schedule C paving is now complete. In addition to the Mystic Shore roadway paving now being complete, but monitoring will continue to ensure all restoration is completed. He further stated the beach replenishment projects are both underway and will be completed by next year.*

*Mayor Kehm thanked Mr. Worth and wished him a Happy Thanksgiving.*

#### **TOWNSHIP COMMITTEE COMMENTS**

*Committeeman Dan Maxwell welcomed the two new police officers and congratulated Sergeant Fehring. He further congratulated Committeeman Laney on the recent election. He reminded residents that on November 12 the Board of Health is having a free rabies clinic for cats and dogs. He also stated weather permitting an event will take place at Veterans Park for Veterans Day. Although, if it does rain the American Legion will host the Veterans Day event. He stated the Senior Advisory Committee meeting will be on November 28 at 10am at the Mystic Shores Clubhouse with guest speaker Chief Hawkins, School Superintendent Melissa McCooley and Ocean County Senior Services. He lastly wished everyone a Happy Thanksgiving.*

November 10, 2022 Committee Meeting Minutes

Page 10

*Committeeman Ray Gormley spoke on the importance of Veterans Day and wished everyone a Happy Holiday season.*

*Committeeman Ken Laney congratulated the new police officers as well the promotion of Sergeant Fehring. He further thanked all the Veterans for their service and wished everyone a Happy Thanksgiving.*

*Deputy Mayor Blaise Scibetta stated he has several things to be thankful for this year especially the Township Attorney for fighting the battle with BPU and the Chief of Police for finding qualified candidates to protect the residents. He reminded all residents to be sure to thank the Veterans for their service especially on Veterans Day. He thanked Mayor Kehm for letting him read the proclamation and for Family Promise for providing the nineteen families with help they need. He lastly stated he is thankful for the Committeeman and all they do for the Township.*

*Mayor John Kehm thanked everyone for attending the meeting and congratulated Chief Hawkins on the department as well tonight's promotion and officers. He wished all Armed Force men and woman a Happy Veterans Day. He lastly wished from his family to all yours a very blessed and Happy Thanksgiving.*

#### **EXECUTIVE SESSION 2022-272**

**A Resolution Authorizing the Convening of an Executive Session in Accordance with the Open Public Meetings Act**

*Township Attorney Melanie Appleby stated the Committee needs to go into Executive Session to discuss pending litigation, contractual matters and personnel, no formal action is anticipated to be taken.*

Motion to Approve: Gormley

Second: Scibetta

All in Favor

Motion to Close Executive Session and Reconvene Regular Township Meeting: Maxwell

Second: Scibetta

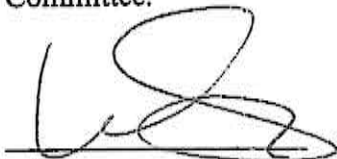
All in Favor

Motion to Adjourn: Gormley

Second: Scibetta

All in Favor

I hereby certify the foregoing Minutes were formally approved by the Little Egg Harbor Township Committee.



Kelly Lettera, RMC  
Township Clerk