

November 5, 2012

The regular meeting of the Mayor and Council of the Borough of Bay Head was held on November 5, 2012 at 7:00 pm in the Bay Head Fire House.

Mayor Curtis called the meeting to order and welcomed everyone. He asked everyone to stand and join in the Pledge of Allegiance to the Flag.

The roll was called for attendance. Present were Mayor Curtis and Councilmembers DeFilippis, Green, Barnes, Glass, Magory, Lyons and Borough Attorney, Lauren Staiger

Mayor Curtis read the following statement:

Ladies and gentlemen, pursuant to the applicable portions Of the New Jersey Open Public Meetings Act, adequate Notice of this meeting has been given. This meeting is listed On an annual schedule of meetings of this Governing Body which was posted in the main corridor of the Borough Hall and was published in *The Ocean Star*. The change of location was emailed to the Ocean Star.

Mayor Curtis called for Committee Reports.

Councilmember DeFilippis, Public Works: Our main goal at this stage is to clear the roads of sand. FEMA, C J Hesse have been working non stop since Super Storm Sandy to do that. They are placing the sand on the beach to build up the dune in anticipation of another storm on Wednesday. The sand on individual properties must be free of debris and placed at the beach street ends. Debris will be picked up by a carter hired by the Borough. They will make three trips around town. Please place debris by the curb not in the street.

Councilmember Green, Parks, Grounds and Recreation: These are Historic times. I would like to thank everyone who has volunteered – food, goods, and clothing to put your life back together. We as a committee have met everyday. My goal is to work with DEP to try and restore the beaches as best we can. Sand is begin taken off the roads and placed back on the beach. Our hope is that what is there will hold. Our interest is getting a rock revetment on the beach north of Karge. The rock revetment south of Karge saved the houses.

I have called DEP and I am confidant it will have positive result. Please contact me if you have any questions. Mayor and I met with the Governor and he is committed to Bay Head and Mantoloking which was ground zero. I will be working with Mayor and our engineer on our buildings. I would like to thank the Police Department and Kelley Mickle our OEM Coordinator.

Mayor Curtis: The school is to open Monday or at the latest next Wednesday with the loan of a generator from Larry Hesse.

**Councilmember Barnes, Legal and Planning:** This is an unbelievable experience and we are working around the clock. As Chairman of Legal and Planning I will be working closely with our attorney as to what we pay and what FEMA will pay. I send the Instant Alerts so if you haven't signed up and you want to register please see me after the meeting and I will take your information. We are sending information to our web-site also. Voting will take place here at the firehouse tomorrow from 6 am to 8 pm. Thanks for your patience and thanks to all our volunteers.

**Mayor Curtis:** Don't listen to the radio – we are not evacuating again for the storm scheduled for Wednesday. Also if your home has a red sticker posted it doesn't mean the home has to be demolished. It only means the structure is unsafe and you will have to have a structural engineer inspect it.

**Councilmember Glass, Public Safety:** I would like to thank Chief Robbie Hoffman and Lt. Barger. An information booth table has been set up under the town clock. The booth is being covered by Tom and Char Charlton. We do need volunteers so leave their name and address with them. St. Paul's United Methodist is operating a soup kitchen and could also use volunteers. All our homes have been checked and there has been no loss of life in Bay Head. If you are staying in your home don't be surprised if you get a knock on your door from the National Guard making sure you are the owner and should be there.

**Chief Hoffman:** We are fortunate to have around the clock coverage from the Ocean County Sheriff Department, the Ocean County Prosecutors office, 37 National Guard with a total of nine vehicles. We also have out of state law enforcement. I hope to keep the National Guard as long as possible. We lost our headquarters and are now working out of the Sheriff mobile unit at Public Works. Please dial 911 for any emergencies. Public Works is only open to emergency services only. Saint Paul's United Methodist Church is open serving meals to the public from 7 a.m. to 7 pm.

**Mayor Curtis:** All requests are through our local OEM officer, Kelley Mickle. We are working hard with the State and County to keep you safe and your property safe. I urge everyone to register with FEMA as soon as possible. We are working very hard to get a mobile FEMA command unit in Bay Head. There are a lot of people out there to scam you – ask for identification. NJ-American Water Co. has been fabulous to us.

**Councilmember Magory, Public Services:** Garbage service will be the same, Monday and Thursday. We have suspended backyard pick-up – please place your cans out by the curb. Bulk pick-up will be six days a week Monday – Saturday. Suburban will have two trucks in town each day. Please be patient it will be an ongoing process. We are looking into other options for picking up the bulk items. New Jersey American Water Co. have been great. I can't say enough about them. West and south to Mount Street has water. There is a small pocket on Osborne

**Avenue that does not. East of Rt.35 is off until each house is individually checked for problems. Call me or Kelley if you have an issue with your water. Gas should be on in all our homes except for East Avenue. We are very disappointed in Jersey Central Power and Light. I only get PR people when I can. I have contacted Chris Smith to try and set a meeting with me and JCP&L. They say 20% of Bay Head has power on their web-site and no one in Bay Head has power. I want to understand their distribution. I want a plan of action in place. As to inspection of structures, Doug and Bart have red flagged a number of home. The posting doesn't mean the home can't be rebuilt only that it is unsafe at this time. Please stop in to discuss any issues you have with them.**

**Councilmember Glass, Public Safety: When your electricity is back on the alarms may go off. If you know it is a false alarm please contact the Fire Department. Also please remember to light all pilots when you turn the gas back on to your homes.**

**Councilmember Lyons, Finance: We will try to keep costs down as much as possible. We have started the process with FEMA and the State to get as much money as possible to make repairs to our town.**

**Mayor Curtis called for Unfinished Business. There was none.**

**Mayor Curtis called for New Business and Resolutions.**

**Councilmember Barnes offered Resolution 2012-122 Waiving Various Municipal Fees to Repair Damage from Hurricane Sandy.**

**Councilmember Barnes offered Resolution 2012-123 Extending the Statutory Grace Period of the Fourth Quarter 2013 Tax Bills.**

**Councilmember Barnes offered Resolution 2012-124 Authorizing the Borough to Enter into a Cooperative Pricing Agreement with the Hunterdon County Educational Services Commission.**

**Councilmember Barnes offered Resolution 2012-125 Authorizing the Purchase of Goods or Services in Accordance with the Provisions of N.J.S.A. 40A:11-12 through Cooperative Pricing Agreement with the Hunterdon County Educational Services Commission.**

**Councilmember Barnes offered Resolution 2012-126 Authorization to Conduct an Emergent Borough Council Meeting on November 5, 2012 at 3:00 P.M. in Accordance N.J.S.A. 10:4-9.b.**

**Councilmember Barnes offered Resolution 2012-127 Declaring State of Emergency for the Borough of Bay Head.**

**Councilmember Barnes moved the above resolutions be adopted. The motion was seconded by Councilmember Magory and passed on roll call vote. YEAS: DeFilippis, Green, Barnes, Glass, Magory, Lyons. NAYS: None. A copy of each resolution is attached to these minutes.**

**Mayor Curtis opened the meeting to the public.**

**Helen Thompson, 31 Goetze Street: When can I expect to get water?**

**Councilmember Magory: Please give me your information and I will check it out.**

**Nancy Shivers, 68 Egbert Street: Will they turn the gas on if we aren't there?**

**Councilmember Magory: You should turn your gas meter off and once the gas is on in your area have someone check before you turn in back on to your home.**

**Tom Demcsak, 320 East Avenue: Is there water on Karge & North?**

**Councilmember Magory: The water and gas has been turned off east of Rt. 35 on North to East Ave.**

**Mark Durham, 520 Lake Avenue: Is there a pick-up schedule for the town as to bulk items? Are they going to be able to move large bulk items in a garbage truck?**

**Mayor Curtis: The storm is coming and the items will be picked-up rain or shine. The pick-up schedule will start in the north and work south going street by street.**

**Chris Bartel, 25 North Street: What about sidewalk replacement?**

**Mayor Curtis: We are not sure what we are going to do with sidewalks. Normally they are the homeowner's responsibility.**

**Mr. Bartel: I have parts of roofs and garages from my neighbors on my property. Do you have any suggestions on how to move them?**

**Ms. Staiger: Contact your own insurance company. What falls on your property is your responsibility.**

**Mr. Bartel: Everything is all over the place – will we have to re-survey to determine our property lines?**

**Bart Petrillo, Zoning/Code Enforcement Officer: The property line hasn't changed.**

**June Pendino, 183 Park Avenue: You can also register with FEMA on line. When will you be meeting with JCP&L?**

**Councilmember Brian: It has not been set.**

**Mart Stugart, 829 East Avenue: Is there any thought to rebuilding the dunes with the storm coming on Wednesday.**

**Councilmember Green:** There are no plans other than what Hesse is doing now by getting as much sand as possible back on the beach.

**Chuck M., Western Avenue:** I have a car to be towed; will the National Guard let them in?

**Kelley Mickle:** They will need the name and address of where they are going in town and also show their ID.

**Rick Silverman, 300 East Avenue:** Whose responsibility is it to remove sand from our property?

**Chip Tillson:** Hesse is working on the dune – if he needs sand he will remove it to rebuild the dune and it can be reached from the street. It is the homeowner's responsibility to remove the sand from their property.

**Mr. Silverman:** How long will the Guard be checking entry?

**Chief Hoffman:** As long as we can keep them. I don't know how long we will have them.

**Mr. Silverman:** Who is the point person to deal with all utility issues?

**Mayor Curtis:** Brian Magory.

**Thatcher Brown, 513 East Avenue:** Sand is on the street ends will it be placed back in front of our homes?

**Chip Tillson:** Hesse will continue to place it back on the beach until it runs out.

**Donna Hindelong, 557 East Avenue:** To remove sand from our property how will they gain access to our property?

**Chief Hoffman:** We are trying hard to lockdown the town. Residents can enter at the Bridge Avenue access only with their ID and contractors need to give the name and address of the property they are going to and show their ID.

**Sarah Etzel, 734 Main Avenue:** What about utilities south of Johnson?

**Councilmember Magory:** They are working on water and gas home by home.

**Ms. Etzel:** In rebuilding will things have to go back as per code?

**Doug Applegate, Construction Official:** If it is more than 50% value of the home. If your home is valued at \$100,000 and the repairs come to \$50,000 you will need to bring the home up to code.

**Craig, 659 Main Avenue:** Hazardous waste, should it be placed in the pile or separated?

**Councilmember DeFilippis: Anything before is still considered hazardous.**

**Lisa, Main Avenue: Is the sewer on Main Avenue running?**

**Chip Tillson: Our engineer is in town inspecting.**

**Mayor Curtis: I am honored and pleased the way everyone is working together in the town. It will be a long haul and we have never faced anything like this before. A curfew is in affect from 6 pm to 7 am. A table has been placed under the clock for people to sign up to volunteer and those who need help. All information we have will be posted there. Election will take place here in the Bay Head Fire House and the polls will open at 6 a.m. and close at 8 p.m.**

**There being no further comments Councilmember Lyons move to approve the vouchers for payment, which motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: DeFilippis, Green, Barnes, Glass, Magory, Lyons. NAYS: None. A list of the vouchers is attached to these minutes.**

**The meeting was adjourned.**

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**Patricia M. Applegate, RMC  
Municipal Clerk**

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**William W. Curtis, Mayor**