

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT JANUARY 21, 2010

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 7:30pm at the Borough Hall, on East 7th Street. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 7, 2010 and by mailing a copy of the notice to the Beach Haven Times and Asbury Park Press, newspapers designated by Mayor and Council on January 7, 2010 to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 7, 2010.

ROLL CALL: SPARK, MIKULETZKY, REYNOLDS, WARR, BOSSI

ABSENT: MORRISON ALSO PRESENT: MAYOR LARSON AND GAIL WETMORE, MUNICIPAL CLERK AND TERRY F. BRADY, BOROUGH ATTORNEY

THE MAYOR asked if anyone had anything for caucus. Mike Spark said they just had a personnel policy committee meeting. Dottie asked about a New Jersey Law that said as of January 1, 2007 you can't carry vacation anymore. She had a senate bill. She will check it out or give it to Terry. Mayor said he was called by John Adler regarding if we wanted to put in an allocation for the Federal Budget. Dottie said walkways. Mayor talked about 16th street - but we are already doing that. A more formal staging area would benefit many people. Dave thought this was a good idea. They are sending us a form to fill out. Gail will check about the walkways. Mayor mentioned our assistant treasurer has been working all week and has gotten out a bill list. He commented on the \$20,000 interest. That is year to date interest. The boat slips were discussed next. There are 6 still open and Nancy said 5 people are looking at them. Frank said we have to decide which way to go with the piers or docks. We may even do other ones when they need to be rebuilt. Dave explained different ways of getting your boat into a slip depending on which way we go. Ed has gotten prices for Frank. We are now talking about a little bit wider dock. Frank said we have time to do this. Mike wanted money figures. Frank said we would need three sections and they are about \$700.00 a piece. Fingers run \$450.00 apiece and we need three of them by Kelly's. Frank said there are 9 other slips that have never had finger piers. Dave said the slips do have step downs, even at Kelly's. Dave said he feels it is tough for some guys to get on boats. Mayor asked if this will be in the Capital budget. Nancy said 15 people have turned down the slips because they can not get down. Dottie asked if anyone brought this up last year. The answer was yes - they always want finger piers. Dave said it sounds like we will not rent these at all unless we do something. Nancy felt we should start with the slips we already have that need fingers and work our way down. We need a number and where we want to start. We have 15 slips to do. It will be around 5 grand and will pay for itself. Mayor thinks we can buy them cheaper than we can make them. There was a brief 5 minute adjournment.

THE MEETING of the Mayor and Council was called to order by Mayor Larson,

at 8:00pm at the Borough Hall, on East 7th Street. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act by transmitting notice of same to the Beach Haven Times and the Asbury Park Press on January 7, 2010 and by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 7, 2010 Said news papers were designated by Mayor and Council on January 7, 2010, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 7, 2010.

PLEDGE OF ALLEGIANCE

THE CLERK stated that the minutes of this meeting are being recorded and will be on file in the office of the clerk.

ROLL CALL: SPARK, BOSSI, MIKULETZK, REYNOLDS, WARR

ABSENT: MORRISON

ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY AND

GAIL WETMORE, MUNICIPAL CLERK

THE MAYOR asked for a motion to approve the minutes of the December 16, 2010 special meeting. On a motion by Reynolds, seconded by Spark the minutes were approved.

MOTION: MIKULETZKY

SECOND: WARR

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSTAIN: NONE

ABSENT: MORRISON

THE MAYOR asked for a motion to approve the minutes of the January 7, 2010 organization regular meeting. On a motion by Reynolds, seconded by Mikuletzky the minutes were approved.

MOTION: BOSSI

SECOND: REYNOLDS

VOTE: AYES: SPARK, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSTAIN: MIKULETZKY ABSENT: MORRISON

TREASURER'S REPORT: On a motion by Bossi, seconded by Warr and carried by all the report was approved.

MOTION: SPARK

SECOND: REYNOLDS

AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

BUILDING AND ZONING REPORTS FOR DECEMBER: Mayor Larson asked for a motion to approve the reports. Spark so moved, seconded by Bossi.

MOTION: SPARK

SECOND: BOSSI

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

Gail presented flowers to Nancy Manookian who has been with the Borough for 20 years. 20 years of hard labor said the Mayor. Nancy said thank you! Gail complimented Nancy on her role as deputy.

BLOCK GRANT HEARING

On a motion by Spark, seconded by Reynolds and carried by all the hearing was opened. Gail explained what we plan to submit. Redoing the bathroom at the dock and making it handicap accessible. Mayor asked if anyone had any comments? Tom Stiles thanked the town for the snow removal and the quick work on the water main break. He thanked public works and the office staff as well. Spark moved to close, seconded by Mikuletzky and carried by all. Gail said we will have a resolution later in the meeting.

COMMITTEE REPORTS:

WATER/SEWER: Michael Spark asked to make the monthly report a part of the minutes. He referred to the back page and all the things they did over the year. They are year totals.

PUBLIC SAFETY: Jim Morrison was absent. (He just got released from the hospital today after open heart surgery)

DOCKS AND HARBORS: Frank Mikuletzky said he will be looking into the dock situation. Maybe the grant money for the docks. (He was referring to the Federal monies)

BEACHES AND PARKS: Dottie Reynolds we need to put fencing in parallel to the ocean and she has been informed that homeowners are walking over the dunes. Please report this to Dottie if you see anyone. She asked Eddie about the fill in the dog park. Mayor wants an alternate fence. Ed said the fill is in. He got R-blend and that is not very muddy according to Mike. R-blend gets harder than concrete. Dottie said the whole area is so

low.

PUBLIC WORKS: Dave Bossi said all is well in Public Works. He asked Dave if he was OK with the Winfield Foreman thing. It is a two month probation period on the foreman position.

FINANCE: George Warr said unfortunately the new CFO has not been here do to a family emergency. He and Mike met with Jaime today and Mike, Frank and George had a personnel meeting prior to this meeting. Dottie asked if we have any consensus on whether employees are going to do co pay on their insurance. Mike said he has the numbers. Mike said it has gone up 18%. Dave wanted actual figures. Dave asked Mike what was our cost last year and what is our cost this year. The dental is renewal in June or July. Dave said he is just trying to figure out 18% of what. Mike did not have what Dave needed. Gail said she spoke to the insurance person Mike wanted her to call and he is looking at our cost but doubts he can get it any cheaper. Dave said he does not know why we are wasting time discussing this. He feels until we have the numbers we shouldn't be talking about it. Mike said if one co pays it is always in the plus column. Mayor said he is hearing it is even going to be worse next year. Mayor said either we have to find cheaper health care or - . Dave still said he needs to know what a say 5% co pay will get us. Mike explained what he and some people are thinking regarding co pay. Dave wondered what happened to the 6:00pm meeting. He is not prepared to discuss this without all the information. Mayor mentioned what the Township did. They gave 3 and one half percent raises and had the employees pay a co pay. Mike said what Tuckerton did last year. Mike said no one asked for a final decision - he asked for the thought concept.

OPEN PUBLIC SESSION:

Dick Feehan asked about the block grant monies and if they could be used for fencing. Michelle Wellington spoke about the street light that 11th Street is requesting. They had all the signatures except Jim and Margaret Sprague. The Sprague's are for it as look as it is not in front of their house. It will cost the town \$624 and change. The street is very dark. Mike Spark said get a flat lens if you can. The light comes pretty much down. The round light will sign right through your windows. Nancy said there are different wattages. Mayor said to check out some light in town and see what you like. There is a flat light at 27th and bay view. Spark moved to allow, seconded by Reynolds and carried by all. Dave mentioned a community garden that people have asked him about. He asked them to do their homework and come back to the council. Maybe behind the FAS building. Mayor thought kids might start throwing tomatoes at cars. He was afraid of summer time. On a motion by Reynolds, seconded by Mikuletzky the pubic session was closed.

ORDINANCES: SECOND READING

ORDINANCE 2010-001

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN,

STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 153 OF THE BOROUGH CODE, ENTITLED "SEWERS AND WATER", TO REVISE THE FEE SCHEDULES

The clerk read the above by title and number and the Mayor announced it is time to consider same for passage on second reading according to law. Spark moved to open public hearing, seconded by Reynolds and carried by all. Mayor said it a 5% increase on the water only. Warr moved to close, seconded by Bossi and carried by all. Spark moved to adopt, seconded by Warr .

MOTION: SPARK

SECOND: WARR

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

ORDINANCES: FIRST READING

ORDINANCE 2010-02

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING and abolishing CHAPTER 17 OF THE BOROUGH CODE OF THE BOROUGH OF BARNEGAT LIGHT, ENTITLED "JOINT ENVIRONMENTAL COMMISSION."

The clerk read the above by title and number and the Mayor asked for a motion to introduce on first reading according to law. Reynolds moved to do so, seconded by Bossi.

MOTION: REYNOLDS

SECOND: SPARK

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

ORDINANCE 2010-003

ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 164 OF THE BOROUGH CODE, ENTITLED "SOLID WASTE," SO AS TO update the borough's SOURCE SEPARATION AND RECYCLING regulations.

The clerk read the above by title and number and the Mayor asked for a motion to introduce on first reading according to law. Reynolds moved to do so, seconded by Bossi.

MOTION: REYNOLDS

SECOND: BOSSI

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

RESOLUTIONS:

RESOLUTION 2010-041

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING winfield smith TO THE POSITION OF PUBLIC WORKS FOREMAN.

WHEREAS, the Borough of Barnegat Light is in need of a Public Works Foreman; and

WHEREAS, winfield smith is duly qualified to hold said position; and

WHEREAS, it is the desire of the Mayor and Borough Council to appoint winfield smith as Public Works Foreman.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

1. That the Mayor and Borough Council do hereby appoint Winfield Smith to the position of Public Works Foreman.

2. That winfield smith shall be compensated in accordance with the Salary Ordinance of the Borough of Barnegat Light, as amended from time to time, and the annual salary resolution of the Borough.

3. That certified copies of this resolution shall be forwarded to winfield smith, the Teamsters Local Union No 351 and the Borough Chief Financial Officer.

DATED: JANUARY 20, 2010

MOTION: BOSSI

SECOND: SPARK

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE ABSENT: MORRISON ABSTAIN: NONE

RESOLUTION 10-042

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A CONTRACT WITH SAFE DISPOSAL SYSTEMS, INC. FOR REFRIGERATOR REMOVAL

WHEREAS, there exists a need for the removal of refrigerator, freezer, air conditioner and similar appliance removal from the Borough of Barnegat Light; and

WHEREAS, Safe Disposal Systems Inc. will remove such appliances, including the removal of Freon and/or other CFC material at a price of \$8.00 per unit; and

WHEREAS, the Borough Recycling Coordinator had determined that the value of this contract will not exceed \$250 per year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

1. That the Mayor and Borough Council of the Borough of Barnegat Light do hereby award a contract for the removal of refrigerators, freezers, air conditioners, and other similar appliances with Freon and/or other CFC material, to Safe Disposal Systems Inc., at a price of \$8.00 per unit, not to exceed \$250 per year.

2. That the Mayor and Borough Clerk are hereby authorized to execute an agreement with Safe Disposal Systems Inc., said agreement to be in conformance with price quotation submitted by Safe Disposal Systems Inc., a copy of which is attached hereto and is incorporated herein by reference.

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

\$300.00 UNDER TEMPORARY BUDGET

4. That a certified copy of this resolution shall be forwarded to Safe Disposal Systems Inc. and the Borough Chief Financial Officer.

DATED: JANUARY 20, 2010

MOTION: REYNOLDS

SECOND: BOSSI

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: MORRISON ABSTAIN: NONE

RESOLUTION 10-043

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,

COUNTY OF OCEAN, STATE OF NEW JERSEY,

AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS

IN THE AMOUNT OF \$1,302,085.97

WHEREAS, the Finance Committee of the Borough of Barnegat Light has examined the vouchers presented for payment,

NOW, THEREFORE, BE IT RESOLVED, that the approved vouchers amounting to \$1,302,085.97 be authorized to be paid upon verification of the Treasurer that there is sufficient money in the appropriated accounts, subject to adequate signatures and funding.

DATED: January 20, 2010

MOTION: WARR

SECOND: MIKULETZKY

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: MORRISON

ABSTAIN: NONE

RESOLUTION 10-044

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,

COUNTY OF OCEAN, STATE OF NEW JERSEY,

SETTING THE SALARIES OF CERTAIN EMPLOYEES

BE IT RESOLVED, by the Mayor and Council of the Borough of Barnegat Light that the following rates of compensation shall be within the scale of limits set forth in Section I of Salary Ordinance 08-003; and

BE IT FURTHER RESOLVED, that the following Borough employee is actively employed by the Borough of Barnegat Light and shall receive the amount specified and set fourth below:

BE IT FURTHER RESOLVED, that the following employee is no longer designated as a construction code clerk - eliminating \$2,000 from her salary. This resolution does not include any other increase for 2010 except for the 20 year bonus.

Nancy Manookian - Deputy Clerk 36,856.00

Nancy Manookian - Zoning Board Secretary 2,500.00

Nancy Manookian - 20 year bonus 5,070.00

BE IT FURTHER RESOLVED, that said salary is retroactive

to January 1, 2010 unless otherwise noted.

DATED: JANUARY 20, 2010

MOTION: WARR

SECOND: BOSSI

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: MORRISON ABSTAIN: NONE

RESOLUTION 10-045

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,

COUNTY OF OCEAN, STATE OF NEW JERSEY,

**AUTHORIZING THE MAYOR AND COUNCIL TO APPLY FOR COMMUNITY DEVELOPMENT
BLOCK GRANT FUNDS**

BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, that the application of the Borough of Barnegat Light to the Ocean County Community Development Block Grant Program for \$45,000.00 for **rehabilitation of existing bathroom at public dock for handicap access**, is hereby approved by the Governing Body.

DATED: JANUARY 20, 2010

MOTION: WARR

SECOND: BOSSI

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: MORRISON ABSTAIN: NONE

RESOLUTION 10-005

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

- MUNICIPAL AUDITOR

WHEREAS, there exists a need for the services of a Municipal Auditor 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 may exceed \$17,500; and

WHEREAS, William Antonides, RMA, has completed and submitted a Business Entity Disclosure Certification which certifies that his firm has not made any reportable contributions to a political or candidate committee in the Borough of Barnegat Light in the previous one year, and that the contract will prohibit the making of any reportable contributions throughout the term thereof.

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

1. That William Antonides, RMA, is hereby appointed Borough Auditor for the Borough of Barnegat Light for the year 2010. 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 Business Disclosure Entity Certification and the Determination of Value 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 Audit 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 William Antonides, RMA, and the Borough Treasurer.

DATED: JANUARY 7, 2010

MOTION: BOSSI

SECOND: WARR

VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: MORRISON

ABSTAIN: NONE

CORRESPONDENCE: NONE

THERE BEING NO FURTHER BUSINESS BEFORE THE COUNCIL, ON A MOTION BY REYNOLDS
THE MEETING WAS ADJOURNED.

APPROVED: _____

GAIL J. WETMORE

MUNICIPAL CLERK