

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT NOVEMBER 16, 2011

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, 2011 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, 2011, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 7, 2011.

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

ABSENT: BOSSI

ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY, BOROUGH ATTORNEY, GAIL WETMORE AND KATHLEEN FLANAGAN, CFO

Mayor Larson had an idea to raise money by charging people for having PODS on their property. He was looking for input from everyone. Mayor said people are not always getting them for building purposes. Some people get a POD for other reasons. Dottie thought it sounded reasonable and the neighbors would be happier. Al has been making decisions regarding construction. Mike said it shouldn't be happening if there is no legitimate reason. Mike thinks it is opening Pandora's Box unless it is connected with construction. Mayor thought of it as revenue. Terry will gather ordinances from other towns for the Council to peruse.

Mike wanted to talk about the 16th Street ordinance. He wants to make sure more than one person can use it at the same time. Mike explained how this would happen. Mayor said it is the only staging area anywhere around here. Terry explained what is already in the ordinance. We can waive the fee if they are using the area on our behalf. Let's work on it and have it the first of the year. Scott spoke about the Ordinance for the boat slips. He explained the changes being made and why. Dottie mentioned the No Parking ordinance on for this evening and a change in the lot and blocks. Frank Mikuletzky said he was approached about having one or to hydration stations. We would have to supply water and electric to it. Possible by the bathroom at 10th Street. Maybe the State Park in the future. They want to list it on their clam trail maps and also where water fountains are. Long Beach Township has three. Council thought it was a good idea.

Terry Brady had a dog ordinance covering dog attacking dog. The borough could ban the offending dog at the dog park. Judge decides fees for offenders. If we have such an ordinance in your municipality, the animal control officer can enforce same. Kathy Guerrero made copies for all.

On a motion by Reynolds seconded by Sharpless and carried by all there was a short recess before the regular meeting.

THE MEETING of 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 Atlantic City Press on January 7, 2011 and by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 7, 2011 Said news papers were designated by Mayor and Council on January 7, 2011, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 2, 2011.

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, MIKULETZKY, SHARPLESS, REYNOLDS, WARR

ABSENT: BOSSI

ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY, BOROUGH ATTORNEY, GAIL WETMORE

Mayor Larson asked for a motion to approve the September 21, 2011 regular meeting. Mikuletzky moved to do so, seconded by Sharpless and carried by all.

MOTION: MIKULETZKY

SECOND: SPARK

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

NAYS: NONE ABSTAIN: NONE ABSENT: BOSSI

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

MOTION: REYNOLDS

SECOND: WARR

AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI

NAYS: NONE ABSTAIN: NONE ABSENT: BOSSI

BUILDING AND ZONING REPORTS FOR SEPTEMBER: Mayor Larson asked for a motion to approve the reports. Reynolds so moved, seconded by Warr.

MOTION: REYNOLDS

SECOND: WARR

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

NAYS: NONE ABSTAIN: NONE ABSENT: BOSSI

COMMITTEE REPORTS:

WATER/SEWER: Mike Spark asked that the water/sewer report be a part of the minutes. Also Public Works as Dave is not here.

PUBLIC SAFETY: Frank Mikuletzky mentioned the court report.

DOCKS AND HARBORS: Scott Sharpless said the Gazebo is two thirds done. We are up in ramp fees. Last couple weekends have been pretty good. We have a dedicated Dock Master. Mayor said to try and cover Thanksgiving weekend.

BEACHES AND PARKS: Dottie Reynolds told us of the Holiday badges we are selling this year. Our revenue is up \$6000.00. These are made by special needs people and we are doing a good Christmas deed. 86 holiday badges have been sold so far. Nancy did an amazing job on the advertising. The are collectors. The beaches committee had a meeting. June 16 is the opening day. LIT again. Guards have inventory that they want to see. Kat said Eddie is getting it together to on Gov Deals. The money made would go into the general fund - not the guards budget. Using the incentive program again next year. They are keeping the head checker. Dog fountain has arrived.

FINANCE: George Warr said we had the first budget workshop before this meeting. On the bills to be paid \$912,00 is going to the County out of a million three.

PUBLIC WORKS: Dave Bossi was absent.

OPEN PUBLIC SESSION:

On a motion by Spark, seconded by Sharpless and carried by all the public session was opened. Tom Stiles was very upset about the use of

16th street by a company. He said it has been for 10 years plus. We put a new bulkhead in several years ago and he said the bulkhead is being ruined. He also mentioned the drain pipe and that it keeps sinking. He is using public land and not paying a dime. The poles never seem to disappear. Tom said he heard the ground was contaminated because of the poles. Mayor said we have an ordinance this evening regarding same. Mayor tried to explain why it is necessary to have a place where people can stage things. Tom said at least he should keep his own area clean. Mayor said the poles have to go - they have too. We are getting to the bottom of this. Dick Malacrea said it looks pretty crappy. If someone is running a business and using public property they should be paying for same. There being no further comments, on a motion by Mr. Warr, seconded by Mr. Spark and carried by all the public session was closed.

ORDINANCES:

ORDINANCE 2011-005

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE NO PARKING ZONE ALONG 10TH STREET.

The Clerk read the above by title and number and the Mayor asked for a motion to introduce on first reading and publish according to law. Reynolds moved to introduce, seconded by Spark and carried by all.

MOTION: REYNOLDS

SECOND: SPARK

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

NAYS: NONE ABSENT: BOSSI ABSTAIN: NONE

ORDINANCE 2011-007

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 64 OF THE BOROUGH CODE, ENTITLED "BOATING", TO REVISE THE BOAT SLIP PERMIT RULES & REGULATIONS.

The Clerk read the above by title and number and the Mayor asked for a motion to introduce on first reading and publish according to law. Spark so moved, seconded by Sharpless and carried by all.

MOTION: SPARK

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: BOSSI ABSTAIN: NONE

ORDINANCE 2011-08

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 57 OF THE BOROUGH CODE, ENTITLED "ANIMALS", TO PROVIDE FOR ENFORCEMENT AGAINST DOGS ENDANGERING THE PUBLIC OR OTHER ANIMALS.

The Clerk read the above by title and number and the Mayor asked for a motion to introduce on first reading and publish according to law. Reynolds so moved, seconded by Mikuletzky and carried by all.

MOTION: REYNOLDS

SECOND: MIKULETZKY

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

NAYS: NONE ABSENT: BOSSI ABSTAIN: NONE

RESOLUTIONS:

RESOLUTION 11-122

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE TRANSFER OF APPROPRIATIONS
ACCORDING TO 40A:4-58**

WHEREAS, the Borough of Barnegat Light in the County of Ocean and State of New Jersey finds it necessary to transfer money from certain 2011 budget appropriations to carry on and pay its obligations and that such transfers are permitted by law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light that the Treasurer is hereby authorized to make the following transfers:

CURRENT FUND:

FROM:

Streets & Roads	SW	1-01-26-290-111	\$ 6,750.00
Trash Removal	OE	1-01-26-305-243	\$ 1,000.00
Telephone	OE	1-01-31-440-251	\$ 2,000.00

TO:

Tax Collector	SW	1-01-20-145-111	\$ 250.00
Parks & Playgrounds	SW	1-01-28-375-111	\$ 3,000.00
Beachfront Maintenance	SW	1-01-28-380-311	\$ 2,500.00
Pub Bldgs & Grnds	SW	1-01-26-310-111	\$ 1,000.00
Municipal Clerk	OE	1-01-20-120-201	\$ 1,000.00
Street Lighting	OE	1-01-31-435-243	\$ 2,000.00

DATED: November 16, 2011

MOTION: SHARPLESS

SECOND: REYNOLDS

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

NAYS: NONE

ABSTAIN: NONE

ABSENT: BOSSI

RESOLUTION 11-123

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS
IN THE AMOUNT OF \$1,374,384.94**

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 \$1,374,384.94 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: NOVEMBER 16, 2011

MOTION: WARR

SECOND: SPARK

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

NAYS: NONE ABSENT: BOSSI ABSTAIN: NONE

RESOLUTION 2011-124

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, REQUESTING THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION TO WAIVE PERMIT FEES FOR MUNICIPALITIES

WHEREAS, the Ocean County Mayor's Association conducted a meeting on October 27, 2011. There was discussion concerning the fees paid by Municipalities to the State of New Jersey, Department of Environmental Protection (NJDEP) for permits; and

WHEREAS, Municipalities are in difficult economic times; and

WHEREAS, Municipalities are attempting to control costs to the taxpayers; and

WHEREAS, Municipalities perform public improvements on public property for public use; and

WHEREAS, Municipalities have consultants that review these public improvements; and

WHEREAS, some of these public improvements require certain permits from the State of New Jersey Department of Environmental Protection; and

WHEREAS, Barnegat Light Borough recognizes the State of New Jersey Department of Environmental Protection permit fees increase the costs of the projects to the taxpayers.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Barnegat Light, County of Ocean, State of New Jersey, that in order to provide relief to the taxpayers requests the State of New Jersey Department of Environmental Protection to waive permit fees for municipalities for public projects on public owned land for public use.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be provided to each of the following:

1. The Honorable Chris Christie, Governor of the State of New Jersey
2. Congressman Jon Runyan and Christopher B. Smith
3. US Senators Robert Menendez and Frank R. Lautenberg
4. State Senators Christopher J. Connors, Andrew R. Ciesla & Robert W. Singer
5. State Assembly Members Diane C. Gove, Brian W. Rumpf, David W. Wolfe
James W. Holzapfel, Joseph R. Malone, and Ronald S. Dancer
6. Ocean County Board of Chosen Freeholders
7. All Ocean County Mayors
8. The New Jersey League of Municipalities
9. The New Jersey Conference of Mayors

DATED: NOVEMBER 16, 2011

MOTION: WARR

SECOND: REYNOLDS

VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDLS, WARR

NAYS: NONE

ABSENT: BOSSI

ABSTAIN: NONE

CORRESPONDENCE:

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

APPROVED: _____

**GAIL J. WETMORE
MUNICIPAL CLERK**