

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT FEBRUARY 15, 2012

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 4:30pm at the Borough Hall, on West 10th 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 6, 2012 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 6, 2012, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 6, 2012.

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

ABSENT: WARR

ALSO PRESENT: MAYOR LARSON AND GAIL WETMORE

Frank Mikuletzky introduced Chris Huck from ALO. He wanted to ask the council if they would consider putting in a hydration station (or more) in Barnegat Light. It was decided to put one at the boat ramp. Perhaps the State Park would put one in there. The only other Island town that set up stations is Long Beach Township. The other towns were not receptive to the idea. We may not need to cool the water. AOL will donate the station, but the town has to cover the cost of water and electricity. They need us to house the unit. Chris will get a contract written up and get it to us. We will need to do a resolution. With this system you need a filter. AOL will supply same. The Mayor wanted to talk about the 16th street Ordinance. Mayor did not agree with the bond part of the ordinance. It will be \$250.00 per week and a \$50.00 fee for the application. We should limit the dumpster to 72 hours. After much discussion we are leaving the bond requirement in. We may require special conditions. The ordinance does provide non exclusive use. The Zoning Officer will keep an eye on the street end. Dottie Reynolds moved for a 5" break, seconded by Dave Bossi and carried by all.

THE MEETING of the Mayor and Council was called to order by Mayor Larson at 5:00pm at the Borough Hall, on West 10th 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 6, 2012 and by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 6, 2012 Said news papers were designated by Mayor and Council on January 6, 2012, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 6, 2012.

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, BOSSI

ABSENT: WARR ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY, ESQ., KAT FLANAGAN, CFO, BRENDA KUHN, CTC AND GAIL WETMORE, RMC

THE MAYOR asked for a motion to approve the minutes of the January 18, 2012 regular meeting. On a motion by Mikuletzky, seconded by Reynolds the minutes were approved.

MOTION: MIKULETZKY

SECOND: REYNOLDS

VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE ABSTAIN: NONE ABSENT: WARR

THE MAYOR asked for a motion to approve the minutes of the February 14, 2012 Special meeting. On a motion by Bossi, seconded by Sharpless the minutes were approved.

MOTION: BOSSI

SECOND: SHARPLESS

VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE ABSENT: WARR ABSTAIN: NONE

TREASURER'S REPORT: On a motion by Bossi, seconded by Reynolds and

carried by all the report was approved.

MOTION: BOSSI

SECOND: REYNOLDS

AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

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

MOTION: SHARPLESS

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

COMMITTEE REPORTS:

WATER/SEWER: Michael Spark asked that the water/sewer report be made a part of the minutes and mentioned that the snow birds did not leave early this year as the water usage was still up in January.

PUBLIC SAFETY: Frank Mikuletzky asked that the court report be made a part of the minutes.

DOCKS AND HARBORS: Scott Sharpless said he had no dock report but did report on the Celebration of Public Events and mentioned the concerts we will be having this summer. He is still waiting for a confirmation from one of the bands.

BEACHES AND PARKS: Dottie Reynolds reported that pre season beach badge sales are down this year due to the fact that we sold many holiday badges in 2011 for holiday gifts. She showed the sign for the walk way dedications. She mentioned that we are going to plant more colorful things on the bayside of the property this year. Again it is all paid for my grants from the LBI Garden Club. She also asked if we wanted to extend the berm on the ocean side of the borough hall. The answer was in the affirmative.

PUBLIC WORKS: Dave Bossi said the fountain is installed at the dog park and will be up and running in the spring. There will be a hydration station at the 10th street ramp from a grant that ALO received. He also asked that there be 2 more doggie waste bag stations on the northern side of the dog park. All thought that was a good idea.

FINANCE: George Warr was absent due to illness.

OPEN PUBLIC SESSION:

On a motion by Reynolds, seconded by Sharpless and carried by all the public session was opened. Vince Roth asked for guidance on what to do if the Fire Company wanted to change the LOSAP point system. He was told to get the changes to Gail Wetmore and we will get back to him. Shirley Alnutt had concerns about benches on 12th street. She asked to have them moved and also asked for another bench if one were available. Dave Bossi said he has too many on his street. Dave will speak to Public Works regarding same. Toms Stiles elaborated once more on his opinion of the 16th Street street end. Arlene Morrison came before the council to discuss her plan for Landscaping at the Moose Gazebo. It was well received by the Mayor and Council. Low maintenance, sand, stone, stub pilings, etc. With a real beach theme. She said Renee is interested in doing it.

There being no further comment, on a motion by Bossi, seconded by Reynolds and carried by all the public session was closed.

ORDINANCES: SECOND READING

ORDINANCE 2012-003

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 140 OF THE BOROUGH CODE, ENTITLED "PROPERTY

MAINTENANCE”, TO REVISE THE PROPERTY MAINTENANCE CODE.

The Clerk read the above by title and number and the Mayor announced it is time to consider same for passage of second reading according to law. Sharpless moved to open public hearing, seconded by Reynolds and carried by all. There being no comments on a motion by Spark, seconded by Sharpless the hearing was closed. Mikuletzky moved to adopt, seconded by Reynolds.

MOTION: MIKULETZKY

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-004

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A WATER/SEWER CAPITAL PROJECT FOR THE IMPROVEMENT OF WELL #2, AND APPROPRIATING \$50,000.00 THEREFOR.

The Clerk read the above by title and number and The Mayor announced it is time to consider same for passage of second reading according to law. Spark moved to open public hearing, seconded by Reynolds and carried by all. There being no comments on a motion by Spark, seconded by Reynolds the hearing was closed. Bossi moved to adopt, seconded by Sharpless.

MOTION: BOSSI

SECOND: SHARPLESS

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

NAYS:

NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-005

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS, AND APPROPRIATING \$73,500.00 THEREFOR.

The Clerk read the above by title and number and the Mayor announced it is time to consider same for passage of second reading according to law. Reynolds moved to open public hearing, seconded by Bossi and carried by all. There being no comments on a motion by Reynolds, seconded by Sharpless the hearing was closed. Spark moved to adopt, seconded by Mikuletzky.

MOTION: SPARK

SECOND: MIKULETZKY

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-006

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RECONSTRUCTION OF EAST 14th STREET AND APPURTENANCES THERETO, AND APPROPRIATING \$140,000.00 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$133,000.00 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE BOROUGH OF BARNEGAT LIGHT TO FINANCE THE SAME.

The Clerk read the above by title and number and the Mayor announced it is time to consider same for passage of second reading according to law. Reynolds moved to open public hearing, seconded by Spark and carried by all. There being no comments on a motion by Bossi, seconded by Sharpless the hearing was closed. Sharpless moved to adopt, seconded by

Mikuletzky.

MOTION: SHARPLESS

SECOND: MIKULETZKY

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-007

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE WATER TANK REHABILITATION PROJECT, AND APPROPRIATING \$625,000.00 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$593,750.00 IN GENERAL UTILITY BONDS OR NOTES OF THE BOROUGH OF BARNEGAT LIGHT TO FINANCE THE SAME.

The Clerk read the above by title and number and the Mayor announced it is time to consider same for passage of second reading according to law. Sharpless moved to open public hearing, seconded by Spark and carried by all. There being no comments on a motion by Spark, seconded by Reynolds the hearing was closed. Mikuletzky moved to adopt, seconded by Reynolds.

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

The Clerk read the above by title and number and the Mayor announced it is time to consider same for passage of second reading according to law. Sharpless moved to open public hearing, seconded by Reynolds and carried by all. There being no comments on a motion by Spark, seconded by Sharpless the hearing was closed. Mikuletzky moved to adopt, seconded by Reynolds.

MOTION: MIKULETZKY

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-008

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 168 OF THE BOROUGH CODE, ENTITLED "STREETS AND SIDEWALKS", TO PROVIDE FOR THE TEMPORARY USE OF THE 16th STREET RIGHT OF WAY BY PERMIT ONLY.

The clerk read the above by title and number and the Mayor announced it is time to consider same for passage on first reading and publish according to law. Reynolds moved to do so, seconded by Bossi.

MOTION: REYNOLDS

SECOND: BOSSI

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-009

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 144 OF THE BOROUGH CODE, ENTITLED "RECREATION AND PUBLIC RESORT AREAS," TO PROVIDE FOR THE USE OF RECREATION AREAS BY PERMIT.

The clerk read the above by title and number and the Mayor announced it is time to consider same for

passage on first reading and publish according to law. Bossi moved to do so, seconded by Reynolds.

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

ORDINANCE 2012-010

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 38 OF THE BOROUGH CODE, ENTITLED "PUBLIC RECORDS," TO SET THE FEES FOR COPIES OF VITAL STATISTIC RECORDS.

The clerk read the above by title and number and the Mayor announced it is time to consider same for passage on first reading and publish according to law. Bossi moved to do so, seconded by Spark.

MOTION: BOSSI

SECOND: SPARK

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

RESOLUTIONS

RESOLUTION 2012-043

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING AFLAC AS THE HEALTH CARE FLEXIBLE SPENDING ACCOUNT PROVIDER FOR BOROUGH EMPLOYEES.

WHEREAS, Public Law Chapter 78 requires all public employers to offer a Section 125 plan to collect contributions on a pre-tax basis and offer Health Care Flexible Spending Accounts (FSA) to cover eligible out-of-pocket medical expenses as a cost containment measure; and

WHEREAS, the following companies were contacted regarding this service: Benefits Express, Horizon Blue Cross & Blue Shield and AFLAC; and

WHEREAS, Borough employees are clients of AFLAC, and AFLAC has agreed to offer this service at no cost to the Borough of Barnegat Light.

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 Health Care Flexible Spending Account administration to AFLAC, 52 North Broad Street, Woodbury, NJ 08096 and its main headquarters located at 1932 Wynnton Road, Columbus, GA 31999.

2. That, in the event that any employee is separated from employment with the Borough for any reason, having taken from the employee's Flexible Spending Plan more than the employee contributed into the Flexible Spending Plan, the employee shall be responsible to reimburse the Borough for the excess amount taken, which may be taken from the employee's final paychecks, and which must be repaid in full by the employee no later than on the date of separation from employment.

3. That this contract arrangement with AFLAC is awarded as an extraordinary unspecifiable service, and that the Borough's Certified Purchasing Agent's statement regarding the same is attached hereto and is set forth below. A Notice of Contract Award shall be published in the official newspaper of the Borough, and be placed on file and available for public inspection in the office of the Borough Clerk.

DATED: FEBRUARY 15, 2012

MOTION: BOSSI

SECOND: MIKULETZKY

VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE ABSENT: WARR ABSTAIN: NONE

**STANDARD CERTIFICATION
DECLARATION FOR AN EXTRAORDINARY UNSPECIFIABLE SERVICE**

TO: Mayor & Borough Council, Borough of Barnegat Light

FROM: Gail Wetmore, Borough Administrator/Certified Purchasing Agent

DATE: January 18, 2012

SUBJECT: This is a contract for: Health Care Flexible Spending Account administration

This is to request your approval of a resolution authorizing a contract as follows:

Firm: AFLAC
Cost: no additional cost to the Borough or the employee
Duration: 1 year: January 1, 2012 to December 31, 2012
Purpose: Health Care Flexible Spending Account contract administration

This is to request an award of a contract without the receipt of formal bids as an Extraordinary Unspecifiable Service [N.J.S.A. 40A:11-5(1)(a)(ii) and N.J.A.C. 5:34-2.3(b)]. I do hereby certify to the following:

1. Provide a clear description of the nature of the work to be done.

Health Care Flexible Spending Account administration

2. Describe in detail why the contract meets the provisions of the statute and rules: (Do not just rewrite or paraphrase the statute or rule, or merely state a desire to have a reliable job performed – provide a complete explanation. However, pursuant to N.J.S.A. 40A:11-5(1)(m), it is permissible by law that insurance contracts and/or services can cite the statutory provision)

“Extraordinary unspecifiable services” is defined as services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor. The employees of the Borough already are clients of AFLAC with regard to insurance issues, and the addition of a flexible spending plan in lieu of additional medical insurance meets the purposes of this exception to the bidding laws. Under N.J.S.A.

40A:11-5(1) (m), insurance contracts and/or services meet the criteria of “extraordinary unspecifiable services.”

3. The service(s) is of such a specialized and qualitative nature that the performance of the service(s) cannot be reasonably described by written specifications because: (Describe why it is qualitative in nature requiring the need for expertise, extensive training and proven reputation.. Provide a complete explanation why it is not reasonably possible to draft specifications Please note this provision does not apply to insurance contracts and/or services and should thus be marked as non-applicable.))

The employees of the Borough already are clients of AFLAC with regard to insurance issues, and the addition of a flexible spending plan in lieu of additional medical insurance meets the purposes of this exception to the bidding laws. Under N.J.S.A. 40A:11-5(1)(m), insurance contracts and/or services meet the criteria of “extraordinary unspecifiable services.”

4. Describe the informal solicitation of quotations: (List vendors contacted, prices and terms provided. If this has not been done explain in detail).

Benefits Express
Horizon Blue Cross & Blue Shield

AFLAC

The lowest quotation is: (If no quotation(s) is received, explain why in detail)

Since the employees are already clients of AFLAC, there is no additional cost to the Borough or the Borough employees choosing to have a healthcare flexible spending account.

5. I have reviewed the rules of the Division of Local Government Services pursuant to N.J.A.C. 5:34-2.1 et seq. and certify that the proposed contract may be considered an extraordinary unspecifiable service in accordance with the requirements thereof.

Respectfully,

Name _____
Gail Wetmore (Signature)

Title Borough Administrator/Certified Purchasing Agent

RESOLUTION 12-044

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
PROVIDING FOR AN EMERGENCY TEMPORARY
APPROPRIATION TO PAY CLAIMS UNTIL
THE OFFICIAL BUDGET IS ADOPTED**

WHEREAS, N.J.S.A. 40A:4-20 provides for the making of an emergency temporary appropriation for the period of February 1, 2012 to the adoption of the 2012 Budget; and

WHEREAS, the Governing Body desires to provide for the orderly method of meeting claims during the period prior to the adoption of the 2012 Budget; and

WHEREAS, the Local Finance Board approved the Director’s request to modify several statutory budget deadlines in Local Finance Notice 2012-2 dated January 23, 2012; and

WHEREAS, an emergent condition has arisen with respect to the timely passage of the municipal budget of the Borough of Barnegat Light for 2012 which must wait upon the approval of the Director of the Division of Local Government Services and her staff under the guidelines of a two (2) per cent property tax increase cap and no adequate provision has been made in the 2012 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolution adopted in the year 2012 pursuant to the provisions of N.J.S.A. 40A:4-20 is Current Fund \$1,026,871.80 and Water/Sewer Utility \$298,875.00.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20 that this emergency temporary appropriation has been provided for in the 2012 budget under the listed titles and that one certified copy of this resolution will be filed with the Director of the Division of Local Government Services.

CURRENT FUND:

GENERAL GOVERNMENT:

	<u>Salaries & Wages</u>	<u>Other Expenses</u>
Mayor & Council	\$4,150.00	\$800.00
Administration	\$9,200.00	\$675.00
Municipal Clerk	\$14,450.00	\$5,000.00
Advertising		\$400.00
Financial Administration	\$10,500.00	\$2,000.00
Audit Services		\$5,000.00

Tax Collection	\$9,000.00	\$945.00
Tax Assessor	\$3,875.00	\$2,175.00
Legal Services		\$4,425.00
Engineering Services and Costs		\$4,000.00
Contribution to Chamber of Commerce		\$25.00

Land Use Administration:

Planning Board	\$800.00	\$800.00
Zoning Board of Adjustment	\$3,000.00	\$650.00

Insurance:

Liability Insurance		\$6,000.00
Workers Compensation		\$10,850.00
Employee Group Insurance		\$36,000.00

Public Safety Functions:

Emergency Management Services	\$800.00	\$750.00
Aid to Volunteer Fire Company		\$10,000.00
Aid to Volunteer Ambulance Company		\$5,000.00
Fire		\$100.00
Municipal Court	\$3,500.00	\$1,000.00
Public Defender		\$300.00
Municipal Prosecutor		\$1,500.00

Public Works Functions:

Streets and Roads	\$25,000.00	\$3,000.00
Garbage and Trash Removal		\$55,000.00
Sanitary Landfill Fees		\$22,000.00
Recycling	\$1,000.00	\$250.00
Public Buildings and Grounds	\$5,600.00	\$8,300.00

Health and Human Services:

Board of Health		\$650.00
Animal Control		\$2,000.00
Aid to Health Care Facility		\$250.00
Mental Health Program		\$25.00

Park and Recreation Functions:

Contribution to Senior Citizen Center		\$400.00
Parks and Playgrounds	\$3,675.00	\$900.00
Lifeguards	\$10,000.00	\$4,000.00
Beachfront Maintenance	\$20,000.00	\$6,000.00
Public Docks	\$3,000.00	\$1,700.00
Celebration of Public Events		\$2,500.00

Uniform Construction Code:

Construction Code Official	\$2,500.00	\$1,600.00
----------------------------	------------	------------

Utility Expenses:

Electricity		\$11,000.00
Street Lighting		\$5,000.00
Telephone		\$3,000.00
Natural Gas		\$2,500.00
Gasoline		\$4,000.00

Statutory Expenditures:

Contribution to Social Security		\$12,000.00
---------------------------------	--	-------------

Contribution to PERS	\$30,000.00
Unemployment Insurance	\$5,000.00

Shared Service Agreements:

Construction Code Services-Other Expenses	\$7,000.00
Police-Other Expenses	\$145,000.00
Board of Health-Other Expenses	\$10,000.00

L.O.S.A.P.

Fire Company	\$5,200.00
Ambulance Company	\$2,000.00

Debt Service Temporary Appropriations:

Green Acres Principal& Interest	\$15,545.80
Payment of Bond Anticipation Notes	\$395,710.00
Interest on Bond Anticipation Notes	\$36,896.00

<u>Totals:</u>	\$130,050.00	\$896,821.80
-----------------------	--------------	--------------

Current Fund Operating Appropriations Grand Total: \$1,026,871.80

DEDICATED WATER & SEWER UTILITY

Salaries & Wages

Other Expenses

<u>Operating:</u>	\$95,000.00	\$135,000.00
--------------------------	-------------	--------------

Debt Service:

Payment of Bond Anticipation Notes	\$25,275.00
Interest on Bond Anticipation Notes	\$4,000.00

Statutory Expenditures:

Contribution to Social Security	\$9,000.00
Contribution to PERS	\$30,000.00
Unemployment Insurance	\$600.00

<u>Totals:</u>	\$95,000.00	\$203,875.00
-----------------------	-------------	--------------

Water/Sewer Operating Appropriations Grand Total: \$298,875.00

DATED: FEBRUARY 15, 2012

MOTION: REYNOLDS

SECOND: SPARK

VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS., REYNOLDS, BOSSI

NAYS: NONE

ABSENT: WARR

ABSTAIN: NONE

RESOLUTION 12-045

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS
IN THE AMOUNT OF \$1,246,695.45**

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 \$1,246,695.45 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: FEBRUARY 15, 2012
MOTION: REYNOLDS
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE ABSENT: WARR ABSTAIN: NONE

RESOLUTION 12-046

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE EXECUTION OF A SCHEDULE "C"
AGREEMENT WITH THE COUNTY OF OCEAN FOR 2012**

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8a-1 et seq. authorized the Borough of Barnegat Light to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40-8 requires such a contract to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the governing body to authorize the execution of a contract with The County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto.

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

1. That the Mayor and Municipal Clerk are hereby authorized to execute a Schedule "C" agreement with The County of Ocean in accordance with the provisions of the law to include \$3000.00 for the Road Department and \$2500.00 for the Engineering Department AND \$6000.00 FOR major project request West 17th Street end at Bayview Avenue for a total sum not to exceed \$11,500.00. A copy of the said agreement is attached hereto and made part hereof as Schedule "C".
2. This agreement is for the period January 1, 2012 to December 31, 2012.
3. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

DATED: FEBRUARY 15, 2012
MOTION: REYNOLDS
SECOND: SHARPLESS
VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE ABSENT: WARR ABSTAIN: NONE

RESOLUTION 12-046

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE EXECUTION OF A SCHEDULE "C"
AGREEMENT WITH THE COUNTY OF OCEAN FOR 2012**

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8a-1 et seq. authorized the Borough of Barnegat Light to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40-8 requires such a contract to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the governing body to authorize the execution of a contract with The County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto.

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

4. That the Mayor and Municipal Clerk are hereby authorized to execute a Schedule "C" agreement with The County of Ocean in accordance with the provisions of the law to include \$3000.00 for the Road Department and \$2500.00 for the Engineering Department AND \$6000.00 FOR major project request West 17th Street end at Bayview Avenue for a total sum not to exceed \$11,500.00. A copy of the said agreement is attached hereto and made part hereof as Schedule "C".
5. This agreement is for the period January 1, 2012 to December 31, 2012.
6. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

DATED: FEBRUARY 15, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: WARR ABSTAIN: NONE

RESOLUTION 2012-047

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY
OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING AND SUPPORTING THE LONG BEACH ISLAND
CONSOLIDATED SCHOOL DISTRICT AND SOUTHERN REGIONAL
SCHOOL DISTRICT SCHOOL ELECTIONS TO BE HELD IN
NOVEMBER**

WHEREAS, Public Law 2011, c.202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (the General Election); and

WHEREAS, such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c.202; and

WHEREAS, a Resolution was passed by the Long Beach Island Board of Education on January 24, 2012 to move the school election to the General Election in November; and

WHEREAS, pursuant to the Local Finance Notice #2012-3 dated January 25, 2012, school boards and municipal bodies are advised to adopt resolutions to make the change and notify their County Clerks **no later than February 17**; and

WHEREAS, the Board of Commissioners of the Borough of Barnegat Light believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in April and that the higher level of participation will foster positive interest in our public schools.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey that, pursuant to P.L. 2011, c 202, the Governing Body fully supports changing of the annual election date for school board members for the Long Beach Island Consolidated School District and for Southern Regional School District (who will passing a resolution at their meeting of February 15, 2012) from the third Tuesday in April to the November General Election, beginning in 2012.

BE IT FURTHER RESOLVED that this resolution be transmitted to the Ocean County Clerk; the Ocean County Board of Education; the Long Beach Island and Stafford Municipal clerks and school board secretaries; the Department of State, Division of Elections; the Department of Community Affairs, Division of Local Government Services; and the New Jersey School Boards Association and New Jersey League of Municipalities.

DATED: FEBRUARY 15, 2012

MOTION: SHARPLESS

SECOND: BOSSI

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

NAYS: NONE

ABSENT: WARR

ABSTAIN: NONE

RESOLUTION 2012-48

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE CANCELLATION OF A WATER TURN ON/OFF FEE

WHEREAS, there was a turn on fee of \$75.00 dated May 20, 2011 on account # 396-0; and

WHEREAS, the property changed ownership on September 15, 2011; and

WHEREAS, the adjustment for the fee was not done until December 28, 2011; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, that the Tax/Utility Collector be authorized to cancel the \$75.00 charge.

DATED: FEBRUARY 15, 2012

MOTION: SPARK

SECOND: MIKULETZKY

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

NAYS: NONE

ABSENT: WARR

ABSTAIN: NONE

RESOLUTION 2012-049

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, RATIFYING THE SALE OF THE BOROUGH'S SURPLUS PROPERTY PER THE JANUARY 26, 2012 GOVDEALS ONLINE AUCTION OF THE SAME

WHEREAS, the Borough of Barnegat Light has determined various municipal personal property is no longer needed for public purposes; and

WHEREAS, the Borough has duly advertised for and received bids for the sale of said personal property on January 26, 2012 via online auction, per the Borough's state contract with GovDeals; and

WHEREAS, it is the desire of the Mayor and Borough Council of the Borough of Barnegat Light to ratify the sale of the Borough's surplus personal property, per the online auction results of GovDeals.

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 Borough of Barnegat Light does hereby ratify and confirm the sale of municipal personal property as set forth in Schedule A attached, per the GovDeals January 26, 2012 online auction for the same.
2. That the Mayor and Borough Clerk are hereby authorized and directed to sign any and all documents necessary for the transfer of ownership of said personal property.

DATED: FEBRUARY 15, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: WARR ABSTAIN: NONE

RESOLUTION 2012-050

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AGREEMENT WITH GOVDEALS FOR THE SALE OF MUNICIPAL PROPERTY NOT NEEDED FOR PUBLIC USE BY ONLINEAUCTION METHOD.

WHEREAS, the Borough of Barnegat Light is the owner of certain personal property which is no longer needed for public use; and

WHEREAS, it is the desire of the Borough to sell said surplus property in “as is” condition, without express or implied warranties, by online auction method; and

WHEREAS, GovDeals has a state contract for said auction services; and

WHEREAS, it is the desire of the Borough of Barnegat Light to authorize an agreement with GovDeals for the auctioning of surplus municipal property.

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 sale of the surplus municipal personal property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The Mayor and Borough Clerk are authorized to execute an agreement in accordance with the same. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and are also available in the Office of the Borough of Clerk. The sale is being conducted pursuant to Local Finance Notice 2008-9. The sale will be conducted online and the address of the auction site is govdeals.com. The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

2. A list of the surplus property to be sold is as follows:

See Schedule A for a list of items.

3. The Borough of Barnegat Light reserves the right to reject any and all bids.

DATED: FEBRUARY 15, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: WARR ABSTAIN: NONE

CORRESPONDENCE:

Zoning year end report was submitted. Letter of resignation was read from Frank Novak resigning from the Zoning Board. On a motion by Reynolds, seconded by Spark and carried by all the resignation was accepted. Michael Spark wanted to do something now to fill the Zoning Board slot. He wanted to move up Jeffrey Washburn who has been an alternate. Also that would move Jane O'Brien to Alternate # 1 slot. At a future meeting they will find a candidate for the spot vacated by Jane O'Brien. Jeffrey will fill the unexpired slot of Frank Novak. Attorney Terry Brady read the resolution by title to do so, motion by Spark, second by Mikuletzky and carried by all. Certificate for Jaimie Wirkowski for the completion of Municipal Budget Process was submitted into the record. She is taking classes toward a CFO License. Kathy Guerrero is also taking classes toward her RMC certificate. Congratulations to both.

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

APPROVED: _____

**GAIL J. WETMORE
MUNICIPAL CLERK**