

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT JANUARY 18, 2012

THE CAUCUS MEETING of the Mayor and Council was called to order by Councilman Spark 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, WARR, BOSSI
ABSENT: MAYOR LARSON
ALSO PRESENT: GAIL WETMORE AND TERRY F. BRADY, BOROUGH ATTORNEY

THE MEETING of the Mayor and Council was called to order by Councilman Spark, 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, BOSSI, SHARPLESS, MIKULETZKY, REYNOLDS, WARR
ABSENT: NONE ALSO PRESENT: TERRY F. BRADY AND GAIL WETMORE

COUNCILMAN SPARK asked for a motion to approve the minutes of the December 21, regular meeting. On a motion by Spark, seconded by Mikuletzky the minutes were approved.

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

COUNCILMAN SPARK asked for a motion to approve the minutes of the January 6, 2012 Reorganization meeting. On a motion by Reynolds, seconded by Bossi the minutes were approved.

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

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

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

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

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

COMMUNITY DEVELOPMENT BLOCK GRANT HEARING:

Bossi moved to open, seconded by Sharpless and carried by all. Gail Wetmore explained the project that we are presenting. It is for Handicap Beach Access/Beach Wheels. There were no comments from the audience or the council. On a motion by Reynolds, seconded by Sharpless and carried by all the hearing was closed.

At this point in the meeting we held the Auction for the former Web Site address. Attorney Brady read the request for bids. There was one bid received which was for \$8000.00 with a 10% cashiers check for \$800.00 included within. Mr. Michael Koller won the bid. Gail will get all the information to him.

COMMITTEE REPORTS:

WATER/SEWER: Michael Spark asked that the water/sewer report be made a part of the minutes.

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

DOCKS AND HARBORS: Scott Sharpless gave the figures for ramp fees. He hopes we will be able to have more dock attendants next summer.

BEACHES AND PARKS: Dottie Reynolds spoke about the walkways and if we were going to do it again this year. Since she has figured out a way to put out the people's names who have already donated we will do it again at the cost of \$135.00 per walkway. It was also discussed that we would have to decide what to put in the budget.

PUBLIC WORKS: Dave Bossi mentioned the Post Office bathroom situation and what we need to put in the budget for same.

FINANCE: George Warr said the next budget workshop will be at 2:00pm the day before the next council meeting on the 14th of February.

OPEN PUBLIC SESSION:

On a motion by Reynolds, seconded by Bossi and carried by all the public session was opened. Toms Stiles elaborated once more on his opinion of the 16th Street street end. Marilyn Wasilewski also spoke about the 16th Street street end, asked why the water/sewer rates went up and finally asked the council what they pay toward their health insurance. Mike Spark said the water sewer rates have not gone up since 2007. He also said that the council members pay 1.5% like the employees do. (This is of their salary) Vince Roth also commented on 16th Street street end. His wish has always been to have a place to sit by the water in that part of town. He also asked about the power line that goes over the Gazebo. Scott said we are going to bury it. Charles Nemeth of 1605 Central Avenue spoke about the duck hunters and the fact that they do not pay at the ramp either.

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

ORDINANCES: SECOND READING

ORDINANCE 2012-001

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 COMMERCIAL FEE SCHEDULES

The Clerk read the above by title and number and Councilman Spark 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 Reynolds, seconded by Sharpless the hearing was closed. Reynolds moved to adopt, seconded by Sharpless.

MOTION: REYNOLDS

SECOND: SHARPLESS

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

ORDINANCE 2012-002

**ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS**

**AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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

MOTION: WARR

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

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 Councilman Spark introduce same on first reading and publish according to law. Reynolds so moved, seconded by Sharpless and carried by all.

MOTION: REYNOLDS

SECOND: SHARPLES

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

NAYS: NONE ABSENT: NONE 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 Councilman Spark introduce same on first reading and publish according to law. Reynolds so moved, seconded by Sharpless and carried by all.

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: NONE 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 Councilman Spark introduce same on first reading and publish according to law. Warr so moved, seconded by Sharpless and carried by all.

MOTION: WARR

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: NONE 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 Councilman Spark introduce same 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, BOSSI, WARR

NAYS: NONE ABSENT: NONE 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 Councilman Spark introduce same on first reading and publish according to law. Sharpless so moved, seconded by Reynolds and carried by all.

MOTION: SHARPLESS

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTIONS

RESOLUTION 12-037

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE CANCELLATION OF TAX OR WATER/SEWER BALANCES OF LESS THAN
\$3.00

WHEREAS, resolution #12-20 provides for the cancellation of delinquencies of \$3.00 or less;

NOW, THEREFORE, BE IT RESOLVED by the Council of Barnegat Light, that the Tax Collector be authorized to cancel these delinquencies totaling \$16.03 per Schedule A attached.

DATED: January 18, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

SCHEDULE A		
BLOCK/LOT OR ACCT #	AMOUNT TO BE CANCELLED	TYPE- TAX-T WATER-W-SEWER-S
801/1/C032	.93	T
13/26	.01	T
23/13	.70	T
22/28	.01	T
889-0	.01	S
1375-0	.01	S
543-0	.01	S
543-0	.01	W
1136-0	.02	S
1136-0	.02	W
1327-0	.07	S
1327-0	.06	W
991-0	.07	S
991-0	.06	W
1328-0	.23	S
1328-0	.15	W
487-0	.20	S
487-0	.19	W
707-0	.20	S
707-0	.26	W
1173-0	.30	S
1173-0	.17	W
742-0	.22	S
742-0	.28	W
790-0	.26	S
790-0	.24	W
659-0	.26	S
659-0	.24	W
1221-0	.26	S
1221-0	.26	W
662-0	.32	S
662-0	.20	W
663-0	.30	S
663-0	.26	W
335-0	.33	S
335-0	.40	W
1084-0	.47	S
1084-0	.33	W
998-0	.51	S
998-0	.30	W
856-0	.44	S
856-0	.38	W
1097-0	.44	S
1097-0	.38	W
1260-0	.47	S
1260-0	.36	W
1242-0	.51	S
1242-0	.33	W
1278-0	.44	S
1278-0	.41	W
305-0	.44	S
305-0	.45	W
1049-0	.46	S
1049-0	.43	W
763-0	.56	S
763-0	.40	W
TOTAL TO BE CANCELLED	16.03	

RESOLUTION 12-038

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS
IN THE AMOUNT OF \$620,583.01**

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 \$620,583.01 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 18, 2012

MOTION: WARR

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-039

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY
OF OCEAN, STATE OF NEW JERSEY,
PROVIDING FOR TEMPORARY GENERAL CAPITAL BUDGET AND
TEMPORARY UTILITY CAPITAL BUDGET**

WHEREAS, the Division of Local Government Services requires the adoption of a Local Capital Budget and Utility Capital Budget; and

WHEREAS, the Local Capital Budget and the Utility Capital Budget for the year 2012 have not been adopted; and

WHEREAS, it is desired to adopt a Temporary Capital Budget and Temporary Utility Capital Budget for the year 2012.

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 attached capital appropriations be made.

DATED: JANUARY 18, 2012

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

RESOLUTION 12-140

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING ZONING BOARD OF ADJUSTMENT SECRETARY FOR THE BOROUGH**

WHEREAS, the Borough of Barnegat Light desires to appoint a Zoning Board of Adjustment Secretary for the Borough; and

WHEREAS, Jenna Taylor has the necessary qualifications for said position; and

WHEREAS, Nancy Manookian has previously served in this capacity and is no longer doing so.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council that Jenna Taylor shall serve as Zoning Board of Adjustment Secretary for the Borough of Barnegat Light for the year 2012.

BE IT FURTHER RESOLVED THAT she shall receive \$2000.00 as compensation for serving as Zoning Board of Adjustment Secretary.

DATED: JANUARY 18, 2012

MOTION: BOSSI

SECOND: MIKULETZKY

VOTE: AYES: MIKULETZKY, SHARPLESS, BOSSI, WARR

NAYS: SPARK AND REYNOLDS

ABSENT: NONE

ABSTAIN: NONE

RESOLUTION 12-041

**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 handicap beach access/beach wheels, is hereby approved by the Governing Body.

DATED: JANUARY 18, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

RESOLUTION 2012-042

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY
OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF
THE BOROUGH'S UNUSED WEB ADDRESS OF
WWW.BARNLIGHT.COM TO MICHAEL KOLLER AT THE PRICE OF
\$8,000.00.**

WHEREAS, the Borough of Barnegat Light has determined its unused web address of www.barnlight.com is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 and N.J.S.A. 40A:12-13 require that all such personal property be sold at public sale to the highest bidder, after notice of the date, time and place of the public sale, together with a description of the items to be sold, are published in the Borough's official newspaper; and provided that such sale shall be held not less than seven nor more than 14 days after the latest publication of the notice thereof; and

WHEREAS, the Borough has duly advertised for and received sealed bids for said personal property on January 18, 2012; and

WHEREAS, it is the desire of the Mayor and Borough Council of the Borough of Barnegat Light to authorize the sale of the Borough's unused web address of www.barnlight.com to Michael Koller, the highest (and only) bidder therefor, at the bided price of \$8,000.00.

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 authorize the sale of the Borough's unused web address of www.barnlight.com to Michael Koller, the highest (and only) bidder therefor, at the bided price of \$8,000.00.

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 web address, including but not limited to, the attached Bill of Sale, upon receipt of the full purchase price therefor.

DATED: JANUARY 18, 2012

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

CORRESPONDENCE: NONE

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

APPROVED: _____

GAIL J. WETMORE
MUNICIPAL CLERK