

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT MARCH 21, 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, WARR
ABSENT: NONE
ALSO PRESENT: MAYOR LARSON, TERRY BRADY, ESQ. AND NANCY MANOOKIAN

Mr. Bossi said there are so many black bags of leaves around town due to people taking advantage of the great weather. All agreed that they should be picked up tomorrow with the garbage pick-up. There was discussion regarding brush and leaves. It was suggested that the next contract not have mandatory bundling, if this is possible. Also picking up brush and leaves on the same day. Also mentioned was the possibility of joining with another town with our recycling. Scott reported on a docks committee meeting last week. There is a small list that is being worked on. He reviewed the list. Ed Kenny and others are coming back. We are advertising for the three remaining slips lease. The LOSAP point system will be looked at with the Fire Company and First Aid Squad. Mr. Brady said there needs to be a brief closed executive session tonight. A letter to Mayor and Council from Ed Wellington regarding the Ordinance for 16th Street was mentioned. There was discussion. Mr. Spark said the condition of the property is a concern. The Mayor said enforcement is a concern. Fines can be issued. Mr. Bossi stated that this ordinance should be tabled until next month. Dottie Reynolds said that there is a vacancy on the Zoning Board. Marie Stone is interested in being on the Board. Nancy Manookian said that Ed Kenny said he would be interested in serving on a board in the future. Mr. Brady looked up to see if an employee could serve, yes they can. Scott said the skate park looks good. Signs were questioned. Parking signs are in and will go up near the dog park. Dottie Reynolds moved for a 5 minute 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 DEPUTY 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, WARR
ABSENT: NONE
ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY, ESQ., KAT FLANAGAN, CFO, AND NANCY A. MANOOKIAN, DEPUTY CLERK

THE MAYOR asked for a motion to approve the minutes of the February 15, 2012 regular meeting. On a motion by Reynolds, seconded by Sharpless the minutes were approved.

MOTION: REYNOLDS

SECOND: SHARPLESS

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

THE MAYOR asked for a motion to approve the minutes of the February 28, 2012 Special meeting. On a motion by Spark, seconded by Mikuletzky the minutes were approved.

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

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

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

COMMITTEE REPORTS:

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

PUBLIC SAFETY: Frank Mikuletzky did not receive a court report of the month.

DOCKS AND HARBORS: Scott Sharpless reported on a committee meeting. April 1st is when the Ramp opens.

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. Lifeguard applications went out. Try outs are on June 2nd. Mr. Bossi questioned if US citizenship is required. Our lifeguard in training program is full. The lifeguards have a \$500 membership at St. Francis. Lucas is loaning us a beach truck again this year. Nancy is putting together the information for the walkway plaques.

PUBLIC WORKS: Dave Bossi said all is quiet but things are happening.

FINANCE: George Warr said he met with Kat and reviewed the LOSAP information.

OPEN PUBLIC SESSION:

On a motion by Reynolds, seconded by Sharpless and carried by all the public session was opened. Dick Malacrea thanked public works for their help with the mortars that are now mounted on the museum walkway. Chris from ALO spoke on their "Hydration Station" project. This will be reviewed by Terry Brady. ALO was hoping to have this up and running by Memorial Day. Vince Roth asked about the 16th street Ordinance. This will be heard later. There being no further comment, on a motion by Warr, seconded by Sharpless and carried by all the public session was closed.

ORDINANCES: SECOND READING

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 Deputy 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, Bossi by

Reynolds and carried by all. Vince Roth would like to see this area cleaned up, stoned and have a bench or two for people to enjoy. The Mayor reviewed the history of past ordinances that cover street ends. There have been two major problems, the mess and use. Linda Morris questioned the ownership of the street end and the riparian rights. The Mayor replied that the Borough owns it. Mr. Brady mentioned insurance coverage, security, etc. Linda said parking is a concern. Mr. Brady said that this is a non-exclusive permit but it allows the Borough the ability to allow use with conditions. Tom Stiles asked how long does the permit last. It is good for one week. Clean-up of the area was questioned. Dick Malacrea questioned enforcement. Bob questioned use. Mr. Bossi replied that this will allow different uses. Vince Roth asked if this controls dumpster removal. Council members responded. Mr. Brady stated that each permit will be given conditions. This ordinance gives flexibility. Tom Stiles questioned the pilings at the street end. Mr. Spark is opposed to the \$50 application fee along with the \$250 permit fee. It was decided by Council that the fee would be \$250 inclusive. Mr. Brady said he could make this minor change without formalities. Mr. Warr said he would like to see this ordinance tabled until next month's meeting. There was discussion and all felt it could be voted on now. There being no further comments on a motion by Warr, seconded by Reynolds the hearing was closed. Mikuletzky moved to adopt, seconded by Reynolds.

MOTION: SPARK

SECOND: MIKULETZKY

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

NAYS: NONE ABSENT: NONE 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 Deputy 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 Bossi and carried by all. Mr. Stiles asked what the use would be. Mr. Bossi replied weddings, and mentioned the weddings he's seen at his street end and the debris and mess left behind. Mr. Sharpless said there are weddings held on the 12th & 13th streets. There being no further comments on a motion by Reynolds, seconded by Spark the hearing was closed. Sharpless moved to adopt, seconded by Reynolds.

MOTION: SHARPLESS

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: NONE 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 Deputy 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. Mr. Feehan asked what records these would be. They would be Vital records such as Marriage, Death, etc. There being no further comments on a motion by Spark, seconded by Bossi the hearing was closed. Bossi moved to adopt, seconded by Reynolds.

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

RESOLUTION 2012-057

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING
AN EMPLOYEE EDUCATIONAL EXPENSE REIMBURSEMENT
& SALARY INCREMENT AGREEMENT WITH THE BOROUGH
ASSISTANT TREASURER.**

WHEREAS, Jaimie Wirkowski is an employee of the Borough of Barnegat Light, in the position of Assistant Treasurer; and

WHEREAS, it is the policy of the Borough of Barnegat Light to encourage existing employees to obtain state certification to statutory positions in order that they may qualify for promotions to the same if/when available; and

WEREAS, Jaimie Wirkowski will be pursuing the course of educational requirements prescribed by the State of New Jersey for certification as a Municipal Finance Officer, pursuant to NJSA 40A:9-140.2.

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 authorize the execution of an agreement with Jaimie Wirkowski to advance educational expenses and costs related to certification as a Municipal Finance Officer under NJSA 40A:9-140.2, and to pay a salary increment related to the same. The Mayor and Borough Clerk are authorized to execute said agreement, a copy of which is attached hereto and incorporated herein by reference.

2. That certified copies of this resolution shall be forwarded to Jaimie Wirkowski.

DATED: MARCH 21, 2012

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-58

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
IN SUPPORT OF LEGISLATURE SENATE BILL S-2339
AND ASSEMBLY BILL A-3558**

WHEREAS, the downturn in real estate values has resulted in tremendous pressure on municipal budgets as property owners pursue a growing number of successful property tax appeals; and

WHEREAS, the existing rules regarding reassessments are not designed to expeditiously address the issue of property tax appeals occasioned by a downturn in property tax values, as the process is both costly and time consuming; and

WHEREAS, the State of New Jersey, Department of the Treasury through the Director of the Division of Taxation requires that municipal wide interior inspections of properties be conducted if more than four years has passed since the last municipal wide interior inspections were performed in connection with revaluation or reassessment; and

WHEREAS, the above requirement unduly delays and adds substantial cost to those reassessments necessary to more equitably apportion a municipality's real property tax burden; and

WHEREAS, there is currently pending in the Legislature Senate Bill S-2339 and Assembly Bill A. 3558, both of which provide that an application for municipal wide reassessment could not be denied by the State of New Jersey, Division of Taxation for lack of interior inspections if interior inspections had been performed in the municipality within the previous eight years.

NOW, THEREFORE BE IT RESOLVED that the Borough of Barnegat Light calls upon the Legislature to fast track both S-2339 and A-3558 so as to permit municipalities to conduct reassessments without the need to perform interior inspections if interior inspections have been performed in a municipality within the last eight years.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded by the Municipal Clerk to each of the following:

- a. The Honorable Chris Christie
- b. The Honorable United States Congressman Frank A. Lobiando
- c. The Honorable United States Senator Frank Lautenberg and Robert Menendez
- d. The 9th District Legislators
- e. The 10th District Legislators
- f. The 30th District Legislators
- g. All Ocean County Municipalities
- h. The New Jersey State League of Municipalities
- i. The New Jersey Conference of Mayors

DATED: MARCH 21, 2012

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2012-59

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
SUPPORTING S243 AND A327**

WHEREAS, Ocean County is home to the largest percentage of individuals of 65 years of age and over with the fastest growing segment of the 60 plus population being 85 years of age and over; and

WHEREAS, meeting the transportation needs of our older population is daunting, making it more and more difficult to respond to the growing demand; and

WHEREAS, although there are many wonderful volunteer organizations that help transport individuals, these organizations meet resistance in recruiting additional help. A major barrier that volunteer organizations face is the fear on the part of potential volunteers regarding the impact of the use of their personal car upon their automobile insurance policy; and

WHEREAS, S243 and A327 would prohibit the use of volunteer driving activities as an underwriting or rating factor to determine eligibility for private passenger automobile insurance or any premium or other charge paid therefore; and

WHEREAS, these provisions would play a significant role in addressing a critical shortage of volunteers to transport frail and isolated seniors in Ocean County.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Barnegat Light, County of Ocean, State of New Jersey, hereby supports the passage of S243 and A327 and urges the support of the legislators of the 9th, 10th and 30th Districts.

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to the 9th, 10th and 30th Legislative Offices, the Ocean County Board of Chosen Freeholders, the Mayors of Ocean County Municipalities and the Ocean County Office of Senior Services.

DATED: MARCH 21, 2012

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 12-060

**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 \$1,118,436.80 and Water/Sewer Utility \$420,900.00.

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	\$11,600.00	\$825.00
Municipal Clerk	\$18,334.00	\$6,250.00
Advertising		\$540.00
Financial Administration	\$13,350.00	\$2,500.00
Audit Services		\$5,000.00
Tax Collection	\$12,334.00	\$1,200.00
Tax Assessor	\$5,084.00	\$2,833.00
Legal Services		\$6,000.00
Engineering Services and Costs		\$4,500.00
Contribution to Chamber of Commerce		\$25.00

Land Use Administration:

Planning Board	\$1,000.00	\$1,000.00
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Zoning Board of Adjustment	\$4,000.00	\$850.00
<u>Insurance:</u>		
Liability Insurance		\$6,000.00
Workers Compensation		\$10,850.00
Employee Group Insurance		\$45,600.00
<u>Public Safety Functions:</u>		
Emergency Management Services	\$1,000.00	\$900.00
Aid to Volunteer Fire Company		\$10,000.00
Aid to Volunteer Ambulance Company		\$5,000.00
Fire		\$100.00
Municipal Court	\$4,185.00	\$1,125.00
Public Defender		\$300.00
Municipal Prosecutor		\$1,600.00
<u>Public Works Functions:</u>		
Streets and Roads	\$30,600.00	\$4,400.00
Garbage and Trash Removal		\$61,650.00
Sanitary Landfill Fees		\$30,000.00
Recycling	\$1,000.00	\$675.00
Public Buildings and Grounds	\$11,650.00	\$10,500.00
<u>Health and Human Services:</u>		
Board of Health		\$800.00
Animal Control		\$2,500.00
Aid to Health Care Facility		\$250.00
Mental Health Program		\$25.00
<u>Park and Recreation Functions:</u>		
Contribution to Senior Citizen Center		\$400.00
Parks and Playgrounds	\$10,000.00	\$2,000.00
Lifeguards	\$10,000.00	\$5,000.00
Beachfront Maintenance	\$26,600.00	\$6,700.00
Public Docks	\$5,300.00	\$1,700.00
Celebration of Public Events		\$2,800.00
<u>Uniform Construction Code:</u>		
Construction Code Official	\$3,300.00	\$2,000.00
<u>Utility Expenses:</u>		
Electricity		\$15,000.00
Street Lighting		\$8,300.00
Telephone		\$3,300.00
Natural Gas		\$3,000.00
Gasoline		\$4,000.00
<u>Statutory Expenditures:</u>		
Contribution to Social Security		\$12,000.00
Contribution to PERS		\$30,000.00
Unemployment Insurance		\$5,000.00
<u>Shared Service Agreements:</u>		
Construction Code Services-Other Expenses		\$8,800.00
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>	<u>\$173,487.00</u>	<u>\$944,949.80</u>
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Current Fund Operating Appropriations Grand Total: \$1,118,436.80

DEDICATED WATER & SEWER UTILITY

Salaries & Wages

Other Expenses

<u>Operating:</u>	\$130,400.00	\$218,900.00
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Debt Service:

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

Statutory Expenditures:

Contribution to Social Security	\$11,500.00
Contribution to PERS	\$30,000.00
Unemployment Insurance	\$825.00

<u>Totals:</u>	<u>\$130,400.00</u>	<u>\$290,500.00</u>
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Water/Sewer Operating Appropriations Grand Total: \$420,900.00

DATED: March 21, 2012

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

RESOLUTION 2012-0061

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ENDORING SUBMISSION OF RECYCLING TONNAGE GRANT APPLICATION**

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102. has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants (for calendar year 2011) will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Kathy Guerrero to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

DATED: MARCH 21, 2012

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 12-062

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE REFUND OF A TAX OVERPAYMENT**

WHEREAS, Block 14.01 Lot 2 C06 changed ownership on October 19, 2009 and payments were received from the sellers escrow account and by the attorney handling the sale;

WHEREAS, an overpayment in the amount of \$678.52 occurred;

WHEREAS, a refund should be paid to the previous owner, Antoinette D. Bussetti, who resides at 104 Adams Avenue, Staten Island, NY 10306

NOW, THEREFORE, BE IT RESOLVED by the Council of Barnegat Light, that the Tax Collector be authorized to refund this tax overpayment to this homeowner.

DATED: March 21, 2012

MOTION: SPARK

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 12-063

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS
IN THE AMOUNT OF \$388,686.52**

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 \$388,686.52 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: MARCH 21, 2012

MOTION: WARR

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

RESOLUTION 12-064

**RESOLUTION OF THE BOROUGH OF BARNEGAT LGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS OF THE BARNEGAT
LIGHT FIRST AID SQUAD
WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2011**

WHEREAS, Ordinance No. 01-019 of the Borough of Barnegat Light implemented the Length of Service Award Program (LOSAP) for the Barnegat Light First Aid Squad and was passed by voters by a referendum on November 6, 2001; and

WHEREAS, pursuant to NJSA 40A:14-191, emergency service organizations participating in a Length of Service Award Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit under the LOSAP program for the previous year: and

WHEREAS, the Governing Body has received and reviewed such certified list from the President of the Barnegat Light First Aid Squad.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Barnegat Light as follows:

1. Per the certified list received, the following Barnegat Light First Aid Squad members are hereby approved to receive the 2011 LOSAP award.

Crowley, Kim	Selfridge, Bob
Crowley, Michael Jr.	Selfridge, Marley
Crutchlow, Bill	Sharpless, Louise
Fox, Warren	Spielberg, Sally
Kline, June	VanMeter, Jean Carole
Knott, Joyce	VanMeter, Jeff
LaBella, Marc	VanMeter, Robert Jr.
Lyon, Jim	VanMeter, Robin
MacAlinden, Merritt	Walsh, Laurence Jr.
Monzo, Joe*	Washburn, Jeff
Puskas, Cheryl	

2. Qualified members will each receive \$314.00 for the 2011 LOSAP award, pursuant to application approval.

3. The certified list of members shall be posted on the official bulletin board of

the Municipal Clerk of the Borough of Barnegat Light and at the Barnegat Light First Aid Squad for a period of thirty (30) days to allow sufficient time for membership review.

4. Appeals shall be mailed to the Municipal Clerk of the Borough of Barnegat Light, P. O. Box 576, Barnegat Light, NJ 08006-0576, and must be received within thirty (30) days of the posting date of the approved certified list.

DATED: MARCH 21, 2012

MOTION: BOSSI

SECOND: REYNOLDS

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

RESOLUTION 12-065

**RESOLUTION OF THE BOROUGH OF BARNEGAT LGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS OF THE BARNEGAT
LIGHT VOLUNTEER FIRE COMPANY
WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2011**

WHEREAS, Ordinance No. 01-018 of the Borough of Barnegat Light implemented the Length of Service Award Program (LOSAP) for the Barnegat Light Volunteer Fire Company and was passed by voters by a referendum on November 6, 2001; and

WHEREAS, pursuant to NJSA 40A:14-191, emergency service organizations participating in a Length of Service Award Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit under the LOSAP program for the previous year: and

WHEREAS, the Governing Body has received and reviewed such certified list from the President of the Barnegat Light Volunteer Fire Company.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Barnegat Light as follows:

1. Per the certified list received, the following Barnegat Light Volunteer Fire Company members are hereby approved to receive the 2011 LOSAP award.

Anderson, Keith	Mikuletzky, Frank
Applegate, Harry	Mikuletzky, Morgan
Ballinger, Art	Nemroff, Bert
Blumberg, Aaron	Perko, James
Connelly, Dave	Reynolds, Dewitt
Fox, Warren	Richard, Jacques
Geddes, John T.	Roth, Vince
Gibson, John Douglas	Russo, Peter
Grimste, Fred	Selfridge, Bob
Haviland, Stanley	Volpe, John
Hollander, Kimberly	Voris, Dave
Kaminski, Ed	Voss, Fred

Kaminski, Ed J. Washburn, Evan
Kuhlman, Howie Washburn, Jeff
LaPlaca, Joseph White, Amanda
Manookian, Nancy Wright, John T.
Manookian, Richard

2. Qualified members will each receive \$708.00 for the 2011 LOSAP award, pursuant to application approval.

3. The certified list of members shall be posted on the official bulletin board of the Municipal Clerk of the Borough of Barnegat Light and at the Barnegat Light Volunteer Fire Company for a period of thirty (30) days to allow sufficient time for membership review.

4. Appeals shall be mailed to the Municipal Clerk of the Borough of Barnegat Light, P. O. Box 576, Barnegat Light, NJ 08006-0576, and must be received within thirty (30) days of the posting date of the approved certified list.

DATED: MARCH 21, 2012

MOTION: SHARPLESS

SECOND: SPARK

VOTE:AYES: SPARK, SHARPLESS, BOSSI, WARR

NAYS: NONE ABSENT: NONE ABSTAIN: MIKULETZKY, REYNOLDS

RESOLUTION 2012-066

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT
COUNTY OF OCEAN, STATE OF NEW JERSEY
CERTIFYING SUBMISSION OF TAXES PAID
PURSUANT TO P.L. 2007, CHAPTER 311**

TAX REIMBURSEMENT CERTIFICATION

WHEREAS, the Recycling Enhancement Act, P. L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE BE IT RESOLVED by the Borough of Barnegat Light that the Borough of Barnegat Light hereby certifies a submission of expenditure for taxes paid pursuant to P. L. 2007, chapter 311, in 2011 in the amount of \$3,031.37. Documentation supporting this submission is available at 10 East 7th Street, Barnegat Light, NJ 08006 and shall be maintained for no less than five years from this date

Tax reimbursement certified by:

Kathleen Flanagan, Chief Finance Officer

DATED: MARCH 21, 2012

MOTION: WARR

SECOND: SHARPLESS

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

RESOLUTION 2012 - 067

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING
THE EXECUTION OF AN AGREEMENT WITH THE ALLIANCE
FOR A LIVING OCEAN FOR THE PROVISION OF A HYDRATION
STATION.**

WHEREAS, the Alliance for a Living Ocean has offered to provide a hydration station at the Barnegat Light Municipal Boat Ramp at 10th Street and Bayview Avenue, at no cost to the Borough, including installation costs and replacement filters; and

WHEREAS, in turn, the Borough of Barnegat Light agrees to allow the hydration station to be connected to the Borough water and electric service, and to store the same during the winter months; and

WEREAS, it is the desire of the Mayor & Borough Council of the Borough of Barnegat Light to authorize the execution of an agreement with the Alliance for a Living Ocean for the provision of a hydration station as aforesaid.

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 authorize the execution of an agreement with the Alliance for a Living Ocean for the provision of a hydration station at the Barnegat Light Municipal Boat Ramp at 10th Street and Bayview Avenue. The Mayor and Borough Clerk are authorized to execute said agreement, a copy of which is attached hereto and incorporated herein by reference.

2. That certified copies of this resolution shall be forwarded to the Alliance for a Living Ocean, and to the Borough Superintendent.

DATED: MARCH 21, 2012

MOTION: SHARPLESS

SECOND: REYNOLDS

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

Attorney Terry Brady read a resolution by title and number appointing Marie Stone to the Zoning Board as alternate # 2.

RESOLUTION 2012-068
MARIE STONE TO ZONING BOARD

MOTION: REYNOLDS

SECOND: SHARPLESS

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

NAYS: NONE

ABSENT: NONE ABSTAIN: NONE

Attorney Brady read a resolution by title only for a closed executive session for matters of litigation.

RESOLUTION 2012-069
CLOSED EXECUTIVE SESSION

MOTION: BOSSI

SECOND: MIKULETZKY

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

NAYS: NONE

ABSENT: NONE ABSTAIN: NONE

At this point in the meeting the Mayor and Council went into closed executive session. They returned to

the regular meeting.

CORRESPONDENCE: A letter from the ALO was read by the Deputy Clerk. They are requesting permission to have volunteers meet at the end of Broadway at 9am on April 22nd. This would be for a beach cleanup and then disperse to assigned cleanup sites. The YMCA of Burlington and Camden Counties requested courtesy beach passes for Tuesday July 24 and Wednesday August 15th. This was approved by unanimous vote as it was done last summer. A letter of retirement from Nancy Manookian, Deputy Clerk effective June 1, was read by Scott Sharpless. This was accepted with reluctance.

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

APPROVED: _____

**NANCY A. MANOOKIAN
DEPUTY MUNICIPAL CLERK**