

MAYOR & COUNCIL MEETING BARNEGAT LIGHT, JANUARY 4, 2013

THE ORGANIZATION MEETING of the Mayor and Council was called to order by Mayor Larson at 9:00am at the Borough Hall, on East 7th Street. The Mayor 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 the 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.

PLEDGE OF ALLEGIANCE

THE CLERK stated that the minutes of this meeting are being officially recorded and such tape will be on file in the office of the Borough Clerk and be made a part of these written minutes.

ROLL CALL: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
ABSENT: SHARPLESS
ALSO PRESENT: MAYOR LARSON AND GAIL WETMORE
KATHY GUERRERO AND JAIMIE WIRKOWSKI

OATH OF OFFICE WAS ADMINISTERED TO COUNCILPERSON SPARK AND BOSSI

NOMINATIONS FOR COUNCIL PRESIDENT: Councilwoman Reynolds nominated Councilman Spark; this was seconded by Councilman Bossi. There were no further nominations, Reynolds moved to appoint, seconded by Bossi and carried by all with Spark abstaining.

CONSENT AGENDA WAS DONE AGAIN THIS YEAR. Like Items were grouped together and one vote was taken on each group.

RESOLUTIONS:

ADOPTIONS/APPROVALS

2013-01, 2, 7, 8, 10, 11, 16, 18, 19, 20, 35
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

AWARDS/PROFESSIONALS

2013-3, 4, 5, 6, 31, 34
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

APPOINTMENTS

2013-9, 12, 13, 14, 15, 17, 21, 22, 23, 24, 25, 26, 27, 28, 29, 36, 30
MOTION: REYNOLDS
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE
ABSENT: WARR
ABSTAIN: NONE

CONTRACTS:

2012-32,33

MOTION: BOSSI

SECOND: REYNOLDS

VOTE: AYES: SPARK, MIKULETZY, EYNOLDS, BOSSI

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTIONS:

RESOLUTION 2013-001

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
SETTING THE TIME, DATE AND PLACE OF
THE MEETING OF MAYOR AND COUNCIL**

BE IT RESOLVED that the Mayor and Council, the Governing Body of the Borough of Barnegat Light, shall hold their regular meetings as follows:

JANUARY 16, FEBRUARY 20, MARCH 20, APRIL 17, MAY 15,
JUNE 19, JULY 17, AUGUST 21, SEPTEMBER 18, OCTOBER 16,
NOVEMBER 20, AND DECEMBER 18, 2013.

All Meetings will be held at the Borough Hall, 10 E. 7th St. Meetings will be: Caucus 4:30pm, Regular Meeting 5:00pm.

Reorganization of 2014 - January 7, 2014 9:00am, Borough Hall, 10 E. 7th Street, Barnegat Light.

The Governing Body may also call Special Meetings on 48 hours notice, which shall state when and where it is to be held and the matters to be considered at the meeting. The Mayor and three (3) Council members, or in the absence of the Mayor, four (4) Council members shall constitute a quorum for the transaction of business.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: SPARK

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-002

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
PROVIDING FOR A TEMPORARY BUDGET FOR
THE BOROUGH OF BARNEGAT LIGHT**

WHEREAS, NJSA 40A:4-19 provides for the making of temporary appropriations for the period January 1, 2013 to the adoption of the 2013 Budget; and

WHEREAS, the Governing Body desires to provide for the

orderly method of paying claims during the period prior to the adoption of the 2013 Budget.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations which do not exceed twenty-six and twenty-five hundredths percent (26.25%) of the 2012 appropriations exclusive of Debt Service, Capital Improvement Fund and Public Assistance, are hereby adopted as the 2013 Temporary Budget.

BE IT FURTHER RESOLVED that the following appropriations for interest and debt redemption charges are hereby adopted as the 2013 Temporary Debt Service Budget.

<u>CURRENT FUND:</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
<u>GENERAL GOVERNMENT:</u>		
Mayor & Council	\$4,150.00	\$315.00
Municipal Clerk	\$14,450.00	\$2,600.00
Advertising		\$400.00
Financial Administration	\$10,500.00	\$900.00
Audit Services		\$5,000.00
Tax Collection	\$9,700.00	\$945.00
Tax Assessor	\$3,875.00	\$2,175.00
Legal Services		\$4,425.00
Engineering Services and Costs		\$3,500.00
Contribution to Chamber of Commerce		\$25.00
Admin	\$9,200.00	\$675.00
<u>Land Use Administration:</u>		
Planning Board	\$800.00	\$800.00
Zoning Board of Adjustment	\$3,000.00	\$650.00
<u>Insurance:</u>		
Liability Insurance		\$6,000.00
Workers Compensation		\$10,850.00
Employee Group Insurance		\$36,000.00
<u>Public Safety Functions:</u>		
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
<u>Public Works Functions:</u>		
Streets and Roads	\$25,000.00	\$3,500.00
Garbage and Trash Removal		\$48,500.00
Sanitary Landfill Fees		\$22,000.00
Recycling	\$1,000.00	\$250.00
Public Buildings and Grounds	\$9,100.00	\$8,300.00
<u>Health and Human Services:</u>		
Board of Health		\$650.00
Animal Control		\$2,000.00
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	\$7,875.00	\$900.00
Lifeguards	\$10,000.00	\$4,000.00
Beachfront Maintenance	\$20,000.00	\$6,000.00
Public Docks	\$4,200.00	\$1,050.00
Celebration of Public Events		\$2,500.00

Uniform Construction Code:

Construction Code Official	\$2,500.00	\$1,600.00
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Utility Expenses:

Electricity		\$11,000.00
Street Lighting		\$6,500.00
Telephone		\$2,625.00
Natural Gas		\$2,500.00
Gasoline		\$3,000.00

Statutory Expenditures:

Contribution to Social Security		\$13,650.00
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		\$147,000.00
Board of Health-Other Expenses		\$10,000.00

L.O.S.A.P.

Fire Company		\$6,200.00
Ambulance Company		\$2,000.00

Totals	\$139,650.00	\$442,310.00
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Current Fund Operating Appropriations Grand Total		\$581,960.00
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DEDICATED WATER & SEWER UTILITY

Salaries & Wages

Other Expenses

<u>Operating:</u>	\$102,715.00	\$170,000.00
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Statutory Expenditures:

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

Totals	\$102,715.00	\$209,600.00
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Water/Sewer Operating Appropriations Grand Total		\$312,315.00
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DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2013-003

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

WHEREAS, there exists a need for the services of a Municipal Attorney for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract may exceed \$17,500; and

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

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

1. That Terry F. Brady, Esq., is hereby appointed Borough Attorney for the Borough of Barnegat Light for the year 2013. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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

Temporary Budget Legal Services O & E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to Terry F. Brady, Esq., and the Borough Treasurer.

DATED: JANUARY 4, 2013
MOTION: SPARK
SECOND: WARR
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-004

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

WHEREAS, there exists a need for the services of a Municipal Engineer for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract may exceed \$17,500; and

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

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

1. That Frank Little, PE, is hereby appointed Borough Engineer for the Borough of Barnegat Light for the year 2013. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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

Temporary Budget Engineering Services and Costs

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1) (a).

5. That certified copies of this resolution shall be forwarded to Frank Little, PE, and the Borough Treasurer.

DATED: JANUARY 4, 2013

MOTION: SPARK

SECOND: WARR

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

NAYS: NONE

ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-005

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE AWARDDING OF A PROFESSIONAL
SERVICES CONTRACT WITHOUT COMPETITIVE**

**BIDDING OR FAIR & OPEN ADVERTISING
- MUNICIPAL AUDITOR**

WHEREAS, there exists a need for the services of a Municipal Auditor for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract may exceed \$17,500; and

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

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

1. That William Antonides, RMA, is hereby appointed Borough Auditor for the Borough of Barnegat Light for the year 2013 This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

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

Temporary Budget Audit Services O and E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to William Antonides, RMA, and the Borough Treasurer.

DATED: JANUARY 4, 2012

MOTION: SPARK

SECOND: WARR

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-006

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

WHEREAS, there exists a need for the services of a Municipal Prosecutor for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as

to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract will not exceed \$17,500; and

WHEREAS, Laura Benson, Esq., is qualified to hold the position of Borough Prosecutor, in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5.

WHEREAS, Mary Jane Lidaka, Esq. is qualified to hold the position of Alternate Borough Prosecutor, in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5

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

1. That Laura Benson, Esq., is hereby appointed Borough Prosecutor for the Borough of Barnegat Light for the year 2013. That Mary Jane Lidaka is hereby appointed alternate Borough Prosecutor for the Year 2013. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Determination of Value shall be placed on file with this resolution.

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

Temporary Budget Municipal Prosecutor O and E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1) (a).

5. That certified copies of this resolution shall be forwarded to Laura Benson, Esq., Mary Jane Lidaka, Esq. And the Borough Treasurer.

DATED: JANUARY 4, 2013

MOTION: SPARK

SECOND: WARR

VOTE:

AYES: SPARK,MIKULETZKY, REYNOLDS, BOSSI, WARR

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-007

**A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, DESIGNATING
DEPOSITORIES FOR THE MONIES OF THE BOROUGH**

WHEREAS, N.J.S.A. 40A:5-14 provides that the Governing Body shall by resolution, passed by a majority vote of the full membership, designate depositories for its monies, having their places of business in this state or the New Jersey Cash Management Fund.

NOW, THEREFORE, BE IT RESOLVED, that the funds of the Borough of Barnegat Light be deposited in the following New Jersey Depositories:

TD BANK - BANK OF AMERICA - WACHOVIA
PNC BANK - SUN NATIONAL - OCEAN FIRST - SOVEREIGN
JP MORGAN CHASE BANK - VALLEY NATIONAL BANK -

PROVIDENT BANK - WELLS FARGO - HUDSON CITY SAVINGS-
CAPITAL ONE BANK

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-008

A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
DESIGNATING OFFICIAL NEWSPAPERS FOR
THE BOROUGH OF BARNEGAT LIGHT

BE IT RESOLVED by the Mayor and Council of the Borough of
Barnegat Light, that the Beach Haven Times, The Beacon, The
Asbury Park Press, The Atlantic City Press and the Ocean County
Observer be designated as the official newspapers for the
publication of Legal Notice of the Borough of Barnegat Light.

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-009

A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING A ZONING OFFICER

BE IT RESOLVED by the Mayor and Council of the Borough of
Barnegat Light, that Alexander Oros hereby be appointed Zoning
Officer of the Borough of Barnegat Light for a term of one (1)
year, effective January 1, 2013 to December 31, 2013.

DATED: JANUARY 6, 2013
MOTION: REYNOLDS
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, SHARPLESS, REYNOLDS, BOSSI
NAYS: NONE
ABSENT: WARR
ABSTAIN: NONE

RESOLUTION 13-010

A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE SIGNING OF CHECKS AND WITHDRAWAL
SLIPS FOR THE BOROUGH OF BARNEGAT LIGHT

BE IT RESOLVED by the Mayor and Council of the Borough of
Barnegat Light, County of Ocean, State of New Jersey that the
following Municipal Officials are hereby authorized to sign
checks or withdrawal slips where a combination of three
principal signatures are required.

Mayor or Member of Finance Committee
Borough Clerk or Deputy Clerk
Chief Financial Officer or Assistant Treasurer

BE IT FURTHER RESOLVED, that the signature cards with the signatures of the persons authorized to sign be forwarded to all Borough Depositories.

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-011

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ORGANIZING COUNCIL MEMBERS INTO
COMMITTEES DEEMED NECESSARY**

BE IT RESOLVED, in accordance with Resolution 87-95, adopted by a two-thirds majority of the Governing Body, in September 1987, that Council members shall organize into Committees deemed necessary. Each Committee shall have its own chairperson.

BE IT FURTHER RESOLVED the following committees and those council persons serving are as follows:

FINANCE: WARR, Spark, Bossi
WATER/SEWER: SPARK, Warr, Bossi
PUBLIC WORKS: BOSSI, Sharpless, Mikuletzky
BEACHES AND PARKS: REYNOLDS, Sharpless, Spark
DOCKS AND HARBORS: SHARPLESS, Mikuletzky, Reynolds
PUBLIC SAFETY: MIKULETZKY, Reynolds, Warr

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-012

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING A LIAISON BETWEEN THE BOROUGH OF
BARNEGAT LIGHT AND THE LONG BEACH TOWNSHIP
HEALTH DEPARTMENT.**

WHEREAS, there exists a need for a liaison between the Borough of Barnegat Light and the Long Beach Township Health Department.

NOW, THEREFORE, BE IT RESOLVED that Gail J. Wetmore be appointed liaison between the Long Beach Township Health Department and the Borough of Barnegat Light.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-013

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY
EMPLOYING PUBLIC WORKS/WATER SEWER
SUPERINTENDENT FOR THE BOROUGH.**

WHEREAS, the Borough of Barnegat Light desires to appoint Edward Sulecki as Superintendent of Public Works/Water-Sewer for the Borough of Barnegat Light.

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

1. That the Mayor and Council do hereby appoint Edward Sulecki as Public Works/ Water-Sewer Superintendent for the year 2013.

2. That a certified copy of this resolution shall be forwarded to the Borough Treasurer and Edward Sulecki.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-014

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING
REPRESENTATIVE AND ALTERNATE FROM BARNEGAT LIGHT
TO THE COMMUNITY DEVELOPMENT BLOCK GRANT**

WHEREAS, the Ocean County Planning Board has requested pursuant to the 1993 to 1996 Cooperative Agreement between the County of Ocean and the Borough of Barnegat Light that a representative and/or alternate be appointed to serve on the Community Development Committee:

NOW, THEREFORE, BE IT RESOLVED that the following are appointed for 2013:

**REPRESENTATIVE: GAIL J. WETMORE
PO BOX 576
BARNEGAT LIGHT, NJ 08006**

**ALTERNATE: KATHLEEN FLANAGAN
PO BOX 576
BARNEGAT LIGHT, NJ 08006**

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-015

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING RECREATION COORDINATOR FOR THE BOROUGH**

WHEREAS, the Borough of Barnegat Light desires to appoint a Recreation Coordinator for the Borough; and

WHEREAS, the Recreation Coordinator serves as liaison between the Committee for the Celebration of Public Events, Organizes Youth Activities, produces the annual Calendar of Events, and supervises many other recreational activities; and

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council that Elaine Tollison shall serve as Recreation Coordinator for the Borough of Barnegat Light for the year 2013.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, BOSSI, REYNOLDS, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-016

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY
ESTABLISHING CHANGE FUNDS IN
VARIOUS BOROUGH DEPARTMENTS**

WHEREAS, the Governing Body wishes to establish change funds in several areas;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey that the following change funds be established:

Beach Badge Booth/Tennis	450.00
Beach Badge Checkers	350.00
Dock Master	200.00

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-017

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
REAPPOINTING, GAIL J. WETMORE
AS BOROUGH ADMINISTRATOR**

WHEREAS, it is the desire of the Mayor and Council to appoint Gail Wetmore as Administrator for 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 do hereby appoint Gail Wetmore as Administrator for the Borough of Barnegat Light.
2. That Gail Wetmore shall serve as Borough Administrator at the pleasure of the Governing Body.

3. That Gail Wetmore shall be compensated in accordance with the Barnegat Light Borough Salary Ordinance, as amended from time to time, for the position of Borough Administrator.

4. That a certified copy of this resolution shall be forwarded to the Borough Treasurer and Gail Wetmore.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-018

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
FIXING THE RATE OF INTEREST TO BE CHARGED
ON DELINQUENT TAXES AND ASSESSMENTS AND WATER\SEWER**

BE IT RESOLVED that the Governing Body of the Borough of Barnegat Light set the rate of interest to be charged on delinquent water and sewer accounts and delinquent taxes at 8% per annum on the first \$1500.00 of the delinquency and 18% per annum on any amount in excess of \$1500.00 and 6% to be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year. A 10 day grace period shall be permitted as provided by NJSA 54:4-67.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: SPARK

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-019

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT
COUNTY OF OCEAN, STATE OF NEW JERSEY,
REGARDING THE TAX ASSESSOR, REGARDING
APPEALS FOR THE TAX YEAR 2013**

WHEREAS, from time to time the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors, in the tax assessments on the tax list after the time the County Board of Taxation has certified the tax rates for the tax year or a property becomes subject to a roll-back assessment, and

WHEREAS, the governing body of the Taxing District of the Borough of Barnegat Light is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected or a rollback assessment not applied, the taxpayers affected would not be paying their fair share of taxes; and

WHEREAS, the method for correcting such errors is to file a Petition of Appeal or complaint with the Ocean County Board of Taxation.

THEREFORE, BE IT RESOLVED, by the governing body of the taxing District of the Borough of Barnegat Light that the Tax Assessor or Municipal Attorney is hereby authorized to act as the agent for the taxing District during the year of 2013 and

file a Petition of Appeal or Complaint with the Ocean County Board of Taxation to correct such assessment to the proper value and that a copy of any Petition of Appeal or Complaint filed with the Ocean County Board of Taxation under this Resolution be filed with the Municipal Clerk.

BE IT FURTHER RESOLVED that the Tax Assessor or Municipal Attorney is hereby authorized to execute stipulations of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year 2013; and

THAT a certified copy of this resolution be forwarded to the Ocean County Board of Taxation with any such Petition of Appeal.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: SPARK

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

NAYS: NONE

ABSTAIN: NONE ABSENT: SHARPLESS

RESOLUTION 13-020

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
CONCERNING THE MANNER IN WHICH CERTAIN PROPERTY
TAX OR WATER/SEWER REFUNDS OR DELINQUENCIES ARE PROCESSED.**

WHEREAS, Assembly Bill No. 1981, concerning the manner in which certain property tax or water/sewer refunds or delinquencies are processed by municipalities; and

WHEREAS, Section 1 of P.L. 1983 C. 568 is amended so as to allow the governing Body of a municipality to adopt resolution authorizing the Tax/Utility Collector of a municipality, without further action on the part of the Governing Body, to cancel any tax or water/sewer refund or delinquency of less than \$3.00.

NOW, THEREFORE, BE IT RESOLVED that section 1 of P.L. 1983, C.568 as amended provides the authorization for the Tax/Utility Collector to cancel any property tax or water\sewer refund or delinquency of less than \$3.00.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: SPARK

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-021

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING EDWARD SULECKI AS
BOROUGH SAFETY COORDINATOR**

WHEREAS, the Borough of Barnegat Light, County of Ocean, State of New Jersey desires to appoint a "Safety Coordinator" by order of the Ocean County Municipal Joint Insurance; and

WHEREAS, Edward Sulecki has the necessary qualifications and desire to be so appointed.

NOW, THEREFORE, BE IT RESOLVED that Edward Sulecki is hereby appointed Safety Coordinator of the Borough of Barnegat Light and shall serve at the pleasure of Mayor and Council.

BE IT FURTHER RESOLVED that he will perform all the

required duties of the Safety Coordinator as from time to time directed by the Ocean Municipal Joint Insurance Fund.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-022

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY
APPOINTING RECYCLING COORDINATOR**

WHEREAS, the Borough of Barnegat Light has created the position of Recycling Coordinator by Ordinance 88-15; and

WHEREAS, the Recycling Coordinator shall be appointed by the Mayor and Council and shall serve at the pleasure of same; and

WHEREAS, Kathy Guerrero possesses the necessary qualifications to serve in this position.

NOW, THEREFORE, BE IT RESOLVED that Kathy Guerrero be and is hereby appointed to the position of Recycling Coordinator.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-023

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
DESIGNATING SUPPLEMENTAL FIRE SERVICES
PROGRAM COORDINATOR**

WHEREAS, the Division of Local Government Services in the Department of Community Affairs has been designated to effect implementation of P.L. 1985, c.295 which created the Supplemental Fire Services Program; and

WHEREAS, the Borough of Barnegat Light is eligible to receive funding under said program; and

WHEREAS, in order for the Borough of Barnegat Light to apply for funding, it is necessary to submit to the Division of Local Government Services the Utilization Report, approved by the Governing Body; and

WHEREAS, in order for the Borough of Barnegat Light to apply for funding it is necessary to designate an individual as the Supplemental Fire Service Program Coordinator.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the Utilization Report as prepared be and is hereby approved; and

BE IT FURTHER RESOLVED that Keith Anderson be and is hereby designated Program Coordinator for the calendar year 2013.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-024

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING CLEAN COMMUNITIES COORDINATOR

WHEREAS, the Borough of Barnegat Light, County of Ocean, State of New Jersey intends to participate in the 2013 Clean Communities Grant Program; and

WHEREAS, a coordinator must be appointed by each municipality; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, that Edward Sulecki has been appointed as Clean Communities Coordinator for 2013.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-025

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING DEPUTY MUNICIPAL CLERK

WHEREAS, the Borough of Barnegat Light, County of Ocean, State of New Jersey has created the position of Deputy Municipal Clerk by Ordinance, in accordance with NJSA 40A:9-135; and

WHEREAS, the Deputy Municipal Clerk shall be appointed by the Borough Council and shall serve at the pleasure of Council; and

WHEREAS, Kathy Guerrero possesses the necessary qualifications to serve in this position.

NOW, THEREFORE, BE IT RESOLVED, that Kathy Guerrero be and is hereby appointed to the position of Deputy Municipal Clerk for the Borough of Barnegat Light and shall have all the powers and perform all the duties of the Municipal Clerk during such times and for such specific periods as the Municipal Clerk is absent, disabled, or otherwise unable to perform the duties of Municipal Clerk.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
ABSENT: SHARPLESS
ABSTAIN: NONE

RESOLUTION 13-026

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING MEMBER OF THE BOROUGH
COUNCIL TO THE PLANNING BOARD

WHEREAS, NJSA 40:55d-23 provides for a member of Borough Council to be appointed as Class III member of the Planning Board; and

WHEREAS, a Class III member of the Planning Board is selected from the members of the Governing Body, to be appointed by Borough Council; and

WHEREAS, the Borough Council has selected an individual as the Class III member of the Planning Board.

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

1. That Frank Mikuletzky is hereby appointed as the Class III Member of the Planning Board.
2. That a certified copy of this resolution be forwarded to the Secretary of the Barnegat Light Planning Board.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-027

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING MEMBERS TO THE PLANNING BOARD.**

WHEREAS, NJSA 40:55D-23 provides for the creation of municipal Planning Boards and for the appointment members thereto; and

WHEREAS, Chapter 17 of the General Ordinances of the Borough of Barnegat Light further provides for the establishment of a Planning Board in the Borough of Barnegat Light; and

WHEREAS, the following seats must be filled:

CLASS I MEMBER:

CLASS II MEMBER:

CLASS IV MEMBER:

Alternate # 2

NOW, THEREFORE, BE IT RESOLVED that the following are hereby appointed:

CLASS I MEMBER: Kirk O. Larson

CLASS II MEMBER: Alex Oros

CLASS IV MEMBER: James Gutowski

Alternate #2: Ed Wellington

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-028

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,**

**PROVIDING FOR THE CREATION OF MUNICIPAL
ZONING BOARDS OF ADJUSTMENT AND FOR THE
APPOINTMENTS OF MEMBERS THERETO**

WHEREAS, NJSA 40:55D-1 et seq, provides for the creation of municipal Zoning Boards of Adjustment and for the appointment of members thereto; and

WHEREAS, the Zoning Board of Adjustment consists of a seven (7) member board and two (2) alternates; and

WHEREAS, two regular seats and one alternate seat have expired.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Howie Kuhlman and Eric Stokes are appointed as regular members and Marie Stone as alternate # 2.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-029

**A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING A
FUND COMMISSIONER FOR THE MUNICIPAL JOINT INSURANCE FUND
AND EXCESS FUND**

BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light that Gail J. Wetmore is hereby appointed Fund Commissioner for the Municipal Joint Insurance Fund, and Kathleen Flanagan is appointed as alternate. These appointments are made at the pleasure of the Mayor and Council.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-030

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING STORMWATER MANAGEMENT COORDINATOR**

WHEREAS, the Governing Body of the Barnegat Light must appoint a Storm Water Management Coordinator; and

WHEREAS, the Mayor and Council of the Borough of Barnegat Light wish to have said position in the Department of Public Works/Water Sewer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, this 4th day of January, 2013, that Edward Sulecki be and is hereby appointed as the Storm water Management Coordinator for the Borough of Barnegat Light for a term of one (1) year, expiring December 31, 2013.

DATED: JANUARY 4, 2013
MOTION: WARR
SECOND: BOSSI
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSTAIN: NONE ABSENT: SHARPLESS

RESOLUTION 13-031

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE AWARDING OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING OR FAIR & OPEN ADVERTISING - MUNICIPAL PUBLIC DEFENDER

WHEREAS, there exists a need for the services of a Municipal Public Defender for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract will not exceed \$17,500; and

WHEREAS, Stuart D. Snyder, Esq., is qualified to hold the position of Borough Public Defender, in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5.

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

1. That Stuart D. Snyder, Esq., is hereby appointed Borough Public Defender for the Borough of Barnegat Light for the year 2013. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Determination of Value shall be placed on file with this resolution.

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

Temporary Budget 06-031

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to Stewart Snyder, Esq., and the Borough Treasurer.

DATED: JANUARY 4, 2013
MOTION: SPARK
SECOND: WARR
VOTE: AYES: SPARK, MIKULETZKY, REYNOLDS, BOSSI, WARR
NAYS: NONE
ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-032

A RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE OCEAN COUNTY BOARD OF HEALTH FOR ANIMAL FACILITY SERVICES

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. authorizes 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. 40:8A-4 requires such a contract to be authorized by resolution; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Barnegat Light to authorize the execution of a contract with the Ocean County Board of Health for Animal Facility Services for 2013.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, that the agreement entitled "CONTRACT FOR ANIMAL FACILITY SERVICES", be executed by the Mayor and Borough Clerk in accordance with the provisions of law.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-033

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE
TOWNSHIP OF STAFFORD FOR ANIMAL CONTROL SERVICES.**

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A, et seq., authorizes the Borough of Barnegat Light to enter into a contract for the provision of certain government services with another municipality; and

WHEREAS, N.J.S.A. 40:8A-4 requires a contract to be authorized by resolution; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Barnegat Light to authorize the execution of a contract with the Township of Stafford for the provision of animal control services for 2013.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, that the agreement entitled "AGREEMENT BETWEEN THE TOWNSHIP OF STAFFORD AND THE BOROUGH OF BARNEGAT LIGHT FOR THE PROVISION OF ANIMAL CONTROL SERVICES", be executed by the Mayor and Borough Clerk in accordance with the provisions of law.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-034

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

- MUNICIPAL CONFLICTS PUBLIC DEFENDER

WHEREAS, there exists a need for the services of a Municipal Conflicts Public Defender for a one-year term; and

WHEREAS, the Borough of Barnegat Light has determined that its professional services contractors do not make reportable political contributions to municipal candidates so as to otherwise require fair and open contract advertising pursuant to the provisions of NJSA 19:44A-20.5; and

WHEREAS, the Borough Chief Financial Officer has determined and certified in writing that the value of this contract will not exceed \$17,500; and

WHEREAS, Robin La Bue-Sprague, Esq., is qualified to hold the position of Borough Conflicts Public Defender, in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), and the NJ Campaign Contributions & Expenditures Reporting Act, NJSA 19:44A-20.5.

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

1. That Robin La Bue-Sprague, Esq., is hereby appointed Borough Conflicts Public Defender for the Borough of Barnegat Light for the year 2013. This contract for professional services is awarded without competitive bidding or advertising under the provisions of the Local Public Contracts Law and the NJ Campaign Contributions & Expenditures Reporting Act.

2. That the Determination of Value shall be placed on file with this resolution.

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

Temporary Budget Public Defender O and E

4. That a Notice of Contract Award shall be published in accordance with NJSA 40A:11-5(1)(a).

5. That certified copies of this resolution shall be forwarded to Robin La-Bue, Esq., and the Borough Treasurer.

DATED: JANUARY 4, 2013

MOTION: SPARK

SECOND: WARR

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

NAYS: NONE ABSENT: SHARPLESS ABSTAIN: NONE

RESOLUTION 13-035

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING AN ANNUAL CASH MANAGEMENT PLAN**

WHEREAS, it is in the best interest of the Borough of Barnegat Light to earn additional revenue through the investment and prudent management of its cash receipts; and

WHEREAS, P.L. 1983, Chapter 8, approved January 18, 1983 is an act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A:5-2 and N.J.S.A. 40A:5-14; and

WHEREAS, this law requires that each local unit shall adopt a cash management plan,

NOW, THEREFORE BE IT RESOLVED, that the following shall constitute the Cash Management Plan for the Borough of Barnegat Light and the Chief Financial Officer shall deposit and manage its funds pursuant to this plan:

Definitions

1. Chief Financial Officer shall mean the Chief Financial Officer of the Borough of Barnegat Light.
2. Fiscal Year shall mean the twelve month period ending December 31st.
3. Cash Management Plan shall mean that plan as approved by resolution.

Designation of Depositories

At least once each fiscal year the governing body shall by resolution designate the depositories for the Borough of Barnegat Light in accordance with N.J.S.A. 40A:5-14.

Audit Requirement

The Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

Authority to Invest

The governing body shall pass a resolution at its first meeting of the fiscal year designating the Borough of Barnegat Light official(s) who shall make and be responsible for municipal deposits and investments.

Investment Instruments

The Chief Financial Officer shall invest at her discretion in any investment instrument as approved by the State of New Jersey in accordance with N.J.S.A. 40A:5-151.

Records and Reports

1. The Chief Financial Officer shall report all investments in accordance with N.J.S.A. 40A:5-15.2.
2. At a minimum the Chief Financial Officer shall:
 - a. Keep a record of all investments.
 - b. Keep a cash position record which reveals, on a daily basis, the status of the cash in its bank accounts.
 - c. Confirm investments with the governing body at the next regularly scheduled meeting.
 - d. Report monthly to the governing body as to the status of cash balances in bank accounts, revenue collection, interest rates and interest earned.

Cash Flow

1. The Chief Financial Officer shall ensure that the accounting system provides regular information concerning the cash position and investment performance.
2. All moneys shall be turned over to the Chief Financial Officer and deposited in accordance with N.J.S.A. 40A:5-15.
3. The Chief Financial Officer is authorized and directed to invest surplus funds of the Borough of Barnegat Light as the availability of the funds permit. In addition, it shall be the responsibility of the Chief Financial Officer to minimize the possibility of idle cash by depositing the monies in interest bearing accounts wherever practical and in the best interest of the Borough of Barnegat Light.
4. The Chief Financial Officer shall ensure that funds are borrowed for Capital Projects in a timely fashion.

BE IT FURTHER RESOLVED that a certified copy of this resolution will be forwarded to the Borough Auditor and Borough Chief Financial Officer.

DATED: JANUARY 4, 2013
MOTION: BOSSI
SECOND: SPARK

VOTE: AYES: SPARK, MIKULETXY, REYNOLDS, BOSSI, WARR
NAYS: NONE ABSENT: SHARPLESS ABSSTAIN: NONE

RESOLUTION 13-036

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING MEMBERS TO THE OPEN SPACE ADVISORY COMMITTEE.

WHEREAS, there has been established an Open Space Advisory Committee of the Borough of Barnegat Light to administer the Open Space Conservation Trust Fund approved by the voters in the November 2008 general election; and

WHEREAS, Barnegat Light Borough Code Section 33-2 provides that the Open Space Advisory Committee shall be composed of seven regular members, plus two alternates, who shall be appointed by the Mayor, with the advice and consent of the Borough Council, consisting of the Mayor (or the Mayor's designee in the Mayor's absence), a member of the Barnegat Light Taxpayers' Association, a member of the Barnegat Light Historical Society, the Barnegat Light Zoning Officer, and three at-large members, who need not be residents of the Borough of Barnegat Light.; and

WHEREAS, it is the desire of the Mayor and Borough Council to make the appointments to the Open Space Advisory Committee as set forth below.

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 make the following one year appointments (January 1 through December 31, 2013) to the Open Space Advisory Committee:

Kirk O. Larson Mayor
President Taxpayers Association
President of the Historical Society
Al Oros Zoning Officer
Richard Malacrea, at-large member
Barbara Truncellito, at-large member
Fred Voss, at-large member

Alternates:
Kathie Harrington
James Gutowski

2. That certified copies of this resolution shall be forwarded to the individuals appointed above.

DATED: JANUARY 4, 2013

MOTION: WARR

SECOND: BOSSI

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

RESOLUTION 13-037

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE MAYOR AND COUNCIL TO GO
INTO CLOSED EXECUTIVE SESSION FOR MATTERS
OF ACQUISITION OF REAL PROPERTY
WITH PUBLIC FUNDS**

WHEREAS, N.J.S.A. 10:4-12 (b) (1-9) of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Mayor and Council of the Borough of Barnegat Light is of the opinion that such circumstances exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light that the public shall be excluded from discussions of purchasing property with public funds, and it is anticipated that the subject matter will be made public as soon as it is deemed to be in the public interest to do so.

DATED: JANUARY 4, 2013

MOTION: BOSSI

SECOND: REYNOLDS

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

NAYS: NONE

ABSENT: SHARPLESS

ABSTAIN: NONE

Councilwoman Reynolds spoke about the walkways and how they are building up with sand. She wanted all to go and look because we have spoken about having them higher.

At this point in the meeting the Mayor and Council went into closed session to discuss matters of purchasing property with public funds.

The meeting was reopened.

Chief Michael Brady and Captain Anthony Deeley address the Mayor and Council regarding an incident during Tropical Storm Sandy. The Council commented.

BEING NO FURTHER BUSINESS BEFORE MAYOR AND COUNCIL AT THIS TIME, ON A MOTION BY BOSSI THE MEETING WAS ADJOURNED.

APPROVED:

MAYOR

GAIL J. WETMORE, RMC
MUNICIPAL CLERK