

REGULAR MEETING OF MAYOR AND COUNCIL
September 8, 2021

THE CAUCUS MEETING of the Mayor and Council was called to order by Council President Spark at 4:30pm at the Borough Hall, 10 East 7th Street, Barnegat Light, NJ. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act. Notice of this meeting was advertised in the Asbury Park Press and Beach Haven Times on January 27, 2021, both newspapers designated by Mayor and Council to receive such notice.

ROLL CALL: Spark, Wellington, Alloway, Reynolds, Foley (phone) & Mikuletzky

Also present: Terry Brady, Sponge Washburn, Michele Inman and Brenda Kuhn, Mayor Larson was not present.

Discussion: Councilwoman Reynolds reported on the recycling updates. She said new materials were added to the recycling program. She said chipboard which is cereal & tissue boxes were added. In addition, clean aluminum foil, foil trays, and #1, #2 & #5 plastics were added. She added that now you can leave the caps on the water bottles.

The next topic was the tabled ordinances regarding filling properties and height limits west of Central Avenue. Councilman Wellington said that the Planning board did not agree with the ordinance that was introduced at the last meeting. They talked about crown of the road vs. base flood elevation, retaining walls, filling, drainage, no sloping to backyards and what to use as the starting point for building. The council said this is something necessary for the future. Terry Brady, Municipal Attorney, said that several months ago he mentioned what they did in Lavallette. He said their situation is similar to Barnegat Light with the ocean side higher than the bay side. He explained that they use the BFE, base flood elevation plus two feet (freeboard) for the building starting point. He said that Barnegat Light reconstructs roads each year and that would affect the crown of the road measurement and building starting point. Councilman Wellington said that he did not think the whole town had the same BFE.

Councilman Spark said that there were letters from NOAA and the Marine Mammal Stranding Center regarding the whale. He said if you read the letters, you would understand that there was no other choice but to bury the whale. He said that the Mayor explored many avenues to find a solution and burying the whale was our only choice. Councilman Wellington said that the whale was 5' down, covered with lime and a 50' x 60' tarp. Then it was covered with sand and a fence was installed around it. He said that DPW would be keeping an eye on it and would add sand as needed. Councilman Mikuletzky said that he felt that things of this nature should be handled for the State or Federal Government.

Council President Spark asked for a motion to close the caucus. There was a motion by Reynolds and it was carried by all.

THE MEETING of the Mayor and Council was called to order by Council President Spark at 5:00pm at Borough Hall, 10 East 7th Street, Barnegat Light, NJ. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act. Notice of this meeting was advertised in the Asbury Park Press and Beach Haven Times on January 27, 2021, both newspapers designated by Mayor and Council to receive such notice.

PLEDGE OF ALLEGIANCE

The Municipal Clerk stated that the meeting was being recorded and that a written copy would be available in the Clerk's office.

ROLL CALL: Spark, Wellington, Alloway, Reynolds, Foley & Mikuletzky

Also present: Terry Brady, Sponge Washburn, Michele Inman and Brenda Kuhn,

APPROVE MINUTES: Council President Spark asked for a motion to approve the minutes of August 11, 2021 regular meeting.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark					X	
Wellington	X		X			
Alloway					X	
Reynolds		X	X			
Foley			X			
Mikuletzky					X	

TREASURER'S REPORT: Mayor Larson asked for a motion to approve the Treasurer's Report.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Wellington			X			
Alloway			X			
Reynolds		X	X			
Foley	X		X			
Mikuletzky			X			

BUILDING AND ZONING REPORT: Mayor Larson asked for a motion to approve the Building and Zoning Report.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Wellington		X	X			
Alloway			X			
Reynolds	X		X			
Foley			X			
Mikuletzky			X			

COMMITTEE REPORTS:

PUBLIC SAFETY: Councilman Mikuletzky said that he wanted to make the court reports a part of the meeting minutes. He reported on the July and the August reports. He said that the traffic lights on the north end of the island will be going off on Monday, September 13 2021. He said that bicyclists are not obeying the laws. He said that a cyclist went through an emergency scene at a high speed and severely injured a first responder. He said that another cyclist was not paying attention and destroyed his bike when he hit a trailer. He said that something needs to be done to make the bicyclists aware of the laws and the laws should be enforced.

WATER/SEWER: Councilwoman Foley said the fire hydrants would be flushed in the first week of October and as part of the ongoing hydrant replacement plan, a few new hydrants would start being installed in a couple of weeks. She said that the trench on 11th Street had been repaired. She was happy to announce that there were 1219 water meters activated and they are reading.

BEACHES AND PARKS: Councilwoman Reynolds reported on the Beach Patrol Report, which included the beached whale, open beaches, rescues and EMT calls. She reported that the beach badge revenue was \$224,726, which included VIPLY sales. She said that it was down about \$3000 from last year and attributed the decrease to not having enough checkers and the limited booth hours. She said that the tram ended for the season. She said that the dog park revenue was up \$2100 from last year. She added that the dog park is also used as a landing site for the emergency helicopter. She said that anything on the ground turns into flying missiles and was a danger. She asked everyone to be sure to pick up any balls or toys that you take into the dog park. Councilman Mikuletzky said we should get some kind of container to put balls and toys in. Councilman Wellington said we have a problem with dogs digging holes and Sponge said that that was also a danger.

FINANCE: Councilman Spark said that the Finance Committee reviewed and approved the bills. He said the big ticket items were, the Regional School, Local School and the Police contract.

DOCKS AND HARBORS: Councilman Alloway said that the ramp was down about \$4300. He said that when striper season comes it is should go up. He said that all of the slips were rented this year.

PUBLIC WORKS: Councilman Wellington said the playground was finally completed. The rubber mulch was installed last Thursday and Friday and sand was being installed in other areas. He was pleased to say that last Saturday morning there had to be thirty kids and their parents in the new playground. He added that some of the swings were built for the child and parent to swing together, facing each other. Councilman Wellington said that the lifeguard house was completed and the next big projects would be the EOC building and the museum. He said that the EOC building would be resided and reroofed and at the present, red shingles were not being produced. He said the Museum had leakage at the sills, and as they examined the damage, termites were found. He said the termites were treated and it is turning out to be a large job than anticipated. In addition to all of that, he said that the Borough Hall painting was completed and they did a super job. He said DPW is spray painting the shutters and they would be installed next week.

OPEN PUBLIC SESSION: Council President Spark asked for a motion to open the open public session.

Motion: Reynolds Second: Wellington All in favor X

Janet Scammel, 2008 Central Avenue, was at the meeting to talk about the whale and her concerns regarding it resurfacing and bacteria. She was also concerned with flooding issues.

Nancy Manookian, 14 East 10th Street, was concerned about Emergency Management. She said with the recent tornado in High Bar Harbor she thought that there should be updates with the list of residents that would be involved with and emergencies and she asked about annual or semi-annual meetings and drills. Councilman Wellington said that they still had a list and said she raised a good question.

Jeff Jorda, 2807 Central Avenue, said that the storm drains get backed up near his house and asked to have them cleaned out. He was also concerned about the big trucks turning down 29th Street. He felt that they should be using 30th Street since it wider. Councilwoman Reynolds said that they should be using 19th Street.

Regina Discenza, Sunset Drive, Forked River, was at the meeting to inform the Council about a website, Learn about Sam, Smart Approaches to Marijuana and a very informative book, Smokescreen: What the Marijuana Industry Doesn't Want You to Know. She said she read it and there were some very scary statistics in it. She asked if Barnegat Light outlawed marijuana. She was informed that BL did not approve anything regarding marijuana. She said Lacey approved medicinal marijuana.

CLOSE PUBLIC SESSION: Mayor Larson asked for a motion to close the open public session.

Motion: Alloway Second: Mikuletzky All in favor X

RESOLUTIONS:

The clerk said that the resolutions would be done by consent agenda. She read each resolution by title and then recorded the votes as follows:

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Wellington		X	X			
Alloway			X			
Reynolds	X		X			
Foley			X			
Mikuletzky			X			

RESOLUTION 2021-104

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

WHEREAS, Block 35 Lot 20, 1811 Seaview Avenue, was billed \$3,191.62 for third quarter taxes; and
WHEREAS, the third quarter taxes were paid by the owner in error; and
WHEREAS, a payment from Corelogic Tax Services, as part of a bulk payment, was received on August 18, 2021; and

WHEREAS, the owner has requested, in writing, a refund of \$3,191.62.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Barnegat Light Tax Collector be authorized to reverse the owners payment in the amount of \$3,191.62.
2. That certified copies will be forwarded to the Tax Collector and CFO
3. That the Barnegat Light CFO is authorized to refund the payment.
4. That the check in the amount of \$3,191.62 will be mailed to:

Myron & Karin Yanoff
PO Box 254
Gwynedd Valley, PA 19437-0254

RESOLUTION 2021-105

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE REFUND OF A WATER/SEWER OVERPAYMENT

WHEREAS, the owner of 12 East 25th Street over paid on the water/sewer account, #1038-0 in the amount of 134.57; and

WHEREAS, the owner has, in writing, requested a refund of the overpayment.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Tax Collector shall be authorized to make the adjustments on the water/sewer account 1038-0 for the refund.
2. That the Finance Department shall be authorized to refund \$134.57.

Send refund to: Louis & Virginia Ramazzotto
PO Box 669
Barnegat Light, NJ 08006-0669

RESOLUTION 2021-106

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING SECURITY DEPOSIT REFUND FOR RECREATIONAL USE APPLICATION

WHEREAS, a recreational use permit was issued for a wedding at the pavilion; and
WHEREAS, a \$500.00 security deposit was submitted to the Borough; and
WHEREAS, Maureen Edore has requested that the security deposit be refunded; and
WHEREAS, the Borough Superintendent has inspected the premises and found no damage or clean-up was needed.

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 Finance Department is authorized to refund the security deposit in the amount of \$500.00.
2. Certified copies of this resolution will be forwarded to the Barnegat Light Finance Department and to the Recreation Use File
3. That the check shall be made payable and sent to the following:

Maureen Edore
932 Canoe Lane
Manahawkin, NJ 08050

RESOLUTION 2021-107

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$1,163,458.91

WHEREAS, the Finance Committee of the Borough of Barnegat Light has examined the vouchers presented for payment,
NOW, THEREFORE, BE IT RESOLVED, that the approved vouchers amounting to \$1,163,458.91 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.

CORRESPONDENCE:

Boy Scouts Request to Camp on the Beach-*ALL IN FAVOR*
Request to Allow Parking on Central for Wedding-*ALL IN FAVOR*
Beach Clean-up Request-*ALL IN FAVOR*
Beach Wheels Donation-Request Senior Badges easier to obtain
Recycling Update

MOTION TO ADJOURN:

Council President Spark asked for a motion to adjourn.

Motion: Wellington **Second:** Alloway **All in Favor**

APPROVED:

KIRK O. LARSON, MAYOR

BRENDA L. KUHN, MUNICIPAL CLERK