

**REGULAR MEETING OF MAYOR AND COUNCIL
February 9, 2022**

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 4:30pm at the at the Barnegat Light 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 posted on the bulletin board in Borough Hall and was advertised in the Asbury Park Press and Beach Haven Times on January 24, 2022.

ROLL CALL: Spark, Wellington, via phone, Alloway, Reynolds, Foley, and Mikuletzky

Also present: Mayor Larson, Terry Brady, Sponge Washburn, Kathleen Flanagan, Michele Inman and Brenda Kuhn

Discussion: The first topic that was discussed was outdoor dining. He said that there was an executive order that extended outdoor dining until November 2022. Parking issues due to outdoor dining was also discussed. Sponge said that were a couple of complaints about the parking on 7th Street, He said that it really wasn't a problem because the driveways were not blocked. There were questions regarding a liquor license at the pizza shop, such as if the Daymark license could be used or if another license would be required.

Mayor Larson asked for a motion to close the Caucus. On a motion by Alloway, seconded by Foley and carried by all the Caucus Meeting was closed.

THE MEETING of the Mayor and Council was called to order by Mayor Larson 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 posted on the bulletin board in Borough Hall and was advertised in the Asbury Park Press and the Beach Haven Times on Thursday, January 24, 2022

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, via phone, Alloway, Reynolds, Foley, and Mikuletzky

Also present: Mayor Larson, Terry Brady, Sponge Washburn, Kathleen Flanagan, Michele Inman, John Schulze and Brenda Kuhn

APPROVE MINUTES: Council President Spark asked for a motion to approve the minutes of January 12, 2022 regular meeting.

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

COMMITTEE REPORTS:

PUBLIC SAFETY: Councilman Mikuletzky reported as follows:

1. The amount collected from the court was \$2,717.88 and how it was dispersed.
2. He talked about a snow storm that was coming.
3. The Fire Company with helped of some of the First Aid Squad removed snow from around the fire hydrants. Then the Borough employees cleaned them better when they came in.
4. Councilwoman Foley said not to forget about dryer vents when it snows. It could be a hazard.

WATER/SEWER: Councilwoman Foley reported as follows:

1. The only meters not connected are under construction.
2. Pressure washing of water tower, then another inspections

- 1st reading of the new water/sewer rates

BEACHES AND PARKS: Councilwoman Reynolds reported as follows:

1. The beach badge revenue which was down from last year
2. The dog park revenue was up
3. DPW helped Coast Guard with the buoy.
4. DPW put sand along the north end due to erosion
5. LIT fees going up and participants must pass swim/fitness test
6. Beach badge checkers and booth attendants are needed.

DOCKS AND HARBORS: Councilman Alloway reported as follows:

1. Nothing
2. The Mayor said that we may be getting a renter at 16th Street End for dredging

PUBLIC WORKS: Councilman Wellington reported as follows:

1. EOC siding was completed
2. Rebuilding two lifeguard boats
3. Plowing, shoveling, and deicing
4. Graded parking lots
5. Boat washed up and was cleaned up
6. Added sand to beach trails and regraded them
7. Assisted in the removal of the Coast Guard Buoy and delivered it to the Coast Guard

FINANCE: Councilman Spark reported as follows:

1. All bills were reviewed and approved by the Finance Committee
2. Highest bill was the County tax
3. 1st budget meeting was prior to the council meeting. He said that he went over the numbers with the CFO and it looked pretty good shape

CDBG: 2nd Hearing/Finalization

The Clerk said that this was the second hearing for the Community Development Block Grant. She said it was open to the public at our last meeting to get ideas for projects. We proposed that we would submit the application to purchase Handicap Beach Access and Accessibility Equipment-Mobi Mats. She said that this meeting was to finalize the project and to pass a resolution to authorize submission of the grant application. She added that we were requesting \$45,000.

Mayor Larson asked for a motion to open the open public session.

Motion: Foley Second: Reynolds All in favor X

The CDBG hearing was open to the public. Tim Brindley, 1404 Bayview Avenue, said he thought it was a great idea. He said maybe in the future that we could consider doing a gazebo at the bay beach. He was told that it wasn't something that this grant money could be used for, it would have to go through the budget.

The Mayor asked for a motion to close. the CDBG public hearing was closed.

Motion: Reynolds Second: Foley All in favor X

OPEN PUBLIC SESSION:

Mayor Larson asked for a motion to open the open public session.

Motion: Reynolds Second: Alloway All in favor X

Tim Brindley, 1404 Bayview Avenue, talked about the windmills and the problems associated with them. He said there would be electrical current in the water, habitat destroyed on the bottom, bird sanctuaries and the whales would be disturbed. Sponge Washburn on behalf of the BL Fire Company, thanked Public Works for all the work they did clearing snow from the roads. He said they did a fantastic job.

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

Motion: Reynolds Second: Alloway All in favor X

RESOLUTIONS:

The clerk said that the resolution 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			
Alloway		X	X			
Reynolds			X			
Foley	X		X			
Mikuletzky			X			

RESOLUTION 2022-050

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING SUBMISSION OF APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

WHEREAS, the Mayor and Council of Barnegat Light have decided to apply for the Community Development Block Grant,
WHEREAS, two Public Hearings have been advertised and held as required by the CDBG,
WHEREAS, Mayor and Council have identified a project to utilize the grant funds,
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 application of the Borough of Barnegat Light to the Ocean County Community Development Block Grant Program for \$45,000 for "Handicap Beach Access and Accessibility Equipment", Mobi Mats, is hereby approved by the Governing Body.
2. That a certified copy of this resolution be forwarded to The Borough Engineer to be submitted with the Block Grant Application.

RESOLUTION 2022-051

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$1,278,295.08

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 \$1,278,295.08 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.

ORDINANCES:

Second Reading/Public hearing:

The Clerk read the Ordinance 2022-01 by number and title.

ORDINANCE 2022-01

ORDINANCE OF THE BOROUGHS OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Mayor Larson asked for a motion to open to the public hearing.

Open Public Hearing:

Motion: Spark Second: Alloway All in favor X

Mayor Larson explained what this ordinance was and then asked for a motion to open to the public and asked if anyone from the public had any questions or comments. Being none, he asked for a motion to close the public hearing.

Close Public Hearing:

Motion: Spark Second: Reynolds All in favor X

Mayor Larson asked for a motion to adopt.

ADOPTION:

Final Passage:

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

ORDINANCE 2022-01

ORDINANCE OF THE BOROUGHS OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriations and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Barnegat Light in the County of Ocean finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and, WHEREAS, the Borough Council hereby determines that a 1.0 % increase in the budget for said year, amounting to \$22,847.86 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and, WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Barnegat Light, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Barnegat Light shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$79,967.51, and that the CY 2022 municipal budget for the Borough of Barnegat Light be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduction/1st Reading

ORDINANCE 2022-02

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH WATER/SEWER ORDINANCE TO PROVIDE FOR REVISED WATER & SEWER RATES, FEES AND CHARGES.

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

CORRESPONDENCE:

Yoga classes at pavilion or beach-denied

There was discussion about Yoga and Zumba and Councilwoman Reynolds said that since we pay the yoga instructor, why shouldn't we pay the Zumba instructor. There was discussion and then Mayor Larson asked if the Council wanted to pay the Zumba instructor as a vendor.

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

MOTION TO ADJOURN:

Mayor Larson asked for a motion to adjourn.

Motion: Alloway Second: Foley All in Favor X

APPROVED:

KIRK O. LARSON, MAYOR

BRENDA L. KUHN, MUNICIPAL CLERK